

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-05114  
Date Received: 2/13/1990  
Receipt No: M005854  
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: HAROLD FLOYD 208-459-7243  
Address: 9703 CHICKEN DINNER ROAD  
CALDWELL, ID 83605

Name: HELEN M. FLOYD 208-459-7243  
Address: 9703 CHICKEN DINNER ROAD  
CALDWELL, ID 83605

2. Date of Priority: APR 01, 1967

3. Source: UNNAMED DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 02N      | 04W   | 14      | SW     | SE     | NE  |     | CANYON |

5. Description of diverting works:  
WELL, PUMP, PIPELINE & SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.600  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A63-05114

Page

1

Date: 02/13/90

SCANNED

APR 14 2008

MICROFILMED

AUG 20 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 02N           | 04W   | 14      | SE NE      |     | IRR | 30.0  |
| Section Acres |       |         |            |     |     | 30.0  |
| Total Acres   |       |         |            |     |     | 30.0  |

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:  
IRRIGATION DISTRICT WATER

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: \_\_\_\_\_

**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): *Harold Floyd* Date: *2/13/90*  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of *ADA* ) SS.

Subscribed and sworn (or affirmed) before me this *13<sup>th</sup>* day  
of *FEB* 19 *90*

*William Gene Gibson*  
Notary Public

Seal

Residing at *Boise, Idaho*  
My Commission Expires *9-2-1994*



SCALE 1:24000

47' 30"

18

19 E



T2N R4W

A63-05114



QUADRANGLE LOCATION

MARSING, ID

THIS MAP COMPLETS WITH NATIONAL MAP ACCURACY STANDARDS  
FOR SALE BY U.S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

MICROFILMED

AUG 20 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Harold Floyd (Name of Claimant)

Rt 4, Box 436 Caldwell, Id 83605 (Mailing Address) Telephone No. 959-7243 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1967

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) unnamed drain tributary to Snake River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| Quantity   | (cfs, af) | Use               | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)        |                |
|------------|-----------|-------------------|-------------------------------------|-------------------------------|----------------|
|            |           |                   |                                     | (Mo., Day)                    | (Mo., Day)     |
| <u>.60</u> |           | <u>Irrigation</u> |                                     | Period of Use From <u>4/1</u> | To <u>11/1</u> |
| Quantity   |           | Use               |                                     | Period of Use From            | To             |
| Quantity   |           | Use               |                                     | Period of Use From            | To             |
| Quantity   |           | Use               |                                     | Period of Use From            | To             |
| Quantity   |           | Use               |                                     | Period of Use From            | To             |

(4) .60 TOTAL QUANTITY USED. (cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source) SE 1/4 NE 1/4, Sec. 14 Twp. 2N Rge. 4W B.M., County of Canyon  
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 15 HP pump and water into pipeline into sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

| T         | R         | SEC.      | NE 1/4 |        |        |           | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL     |
|-----------|-----------|-----------|--------|--------|--------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-----------|
|           |           |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4    | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |           |
| <u>2N</u> | <u>4W</u> | <u>14</u> |        |        |        | <u>30</u> |        |        |        |        |        |        |        |        |        |        |        |        | <u>30</u> |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |
|           |           |           |        |        |        |           |        |        |        |        |        |        |        |        |        |        |        |        |           |

No. of acres 30

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

FOR DEPARTMENT USE ONLY

Received by 665 Prelim. check by JP Date 6/16/83 Exception filed by: 6/24/83 Forwarded to claimant by: 6/24/83 Date 6/24/83

Published in 6/24/83 Dates 6/24/83

My commission expires Life

Sworn to before me this 16 day of June

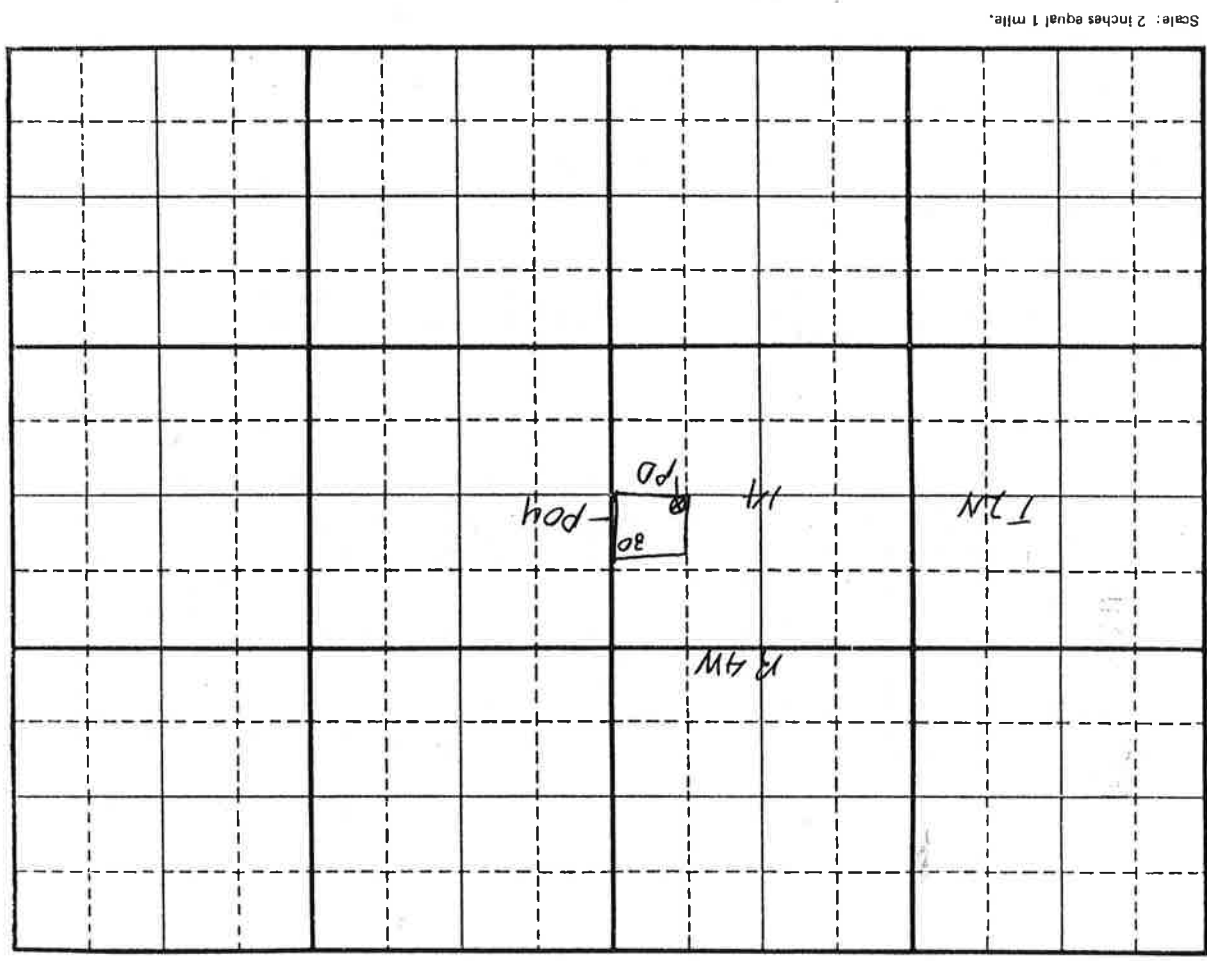
Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

State of Idaho )  
County of Ada ) ss. Ada

Notary Public James M. Matthews Residing at Bonne

(Claimant) James M. Matthews 19 83

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.



(8) Remarks

DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

MAY 18 2009

By \_\_\_\_\_ Clerk  
Deputy Clerk

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

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

Subcase No. 63-05114  
(Estate of Harold Floyd)

On January 12, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

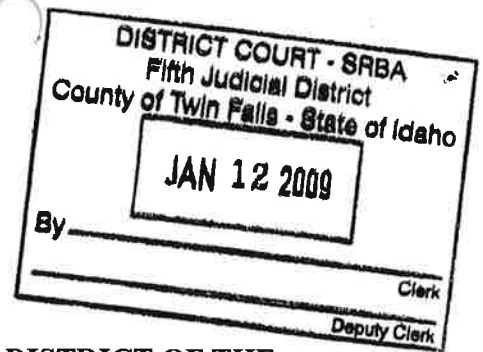
DATED

May 18, 2009

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication



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

In Re SRBA

Case No. 39576

) SPECIAL MASTER'S REPORT  
)  
) FINDINGS OF FACT AND  
) CONCLUSIONS OF LAW  
)  
) FOR WATER RIGHT 63-05114

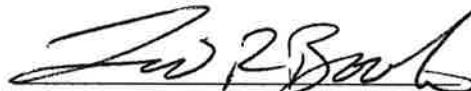
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On June 18, 2007, the Wilder Irrigation District, through its attorney Albert P. Barker, filed an objection to the *Director's Report*, asserting that the source of the water right should be described as wastewater. On January 7, 2009, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-05114 be **decreed** with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

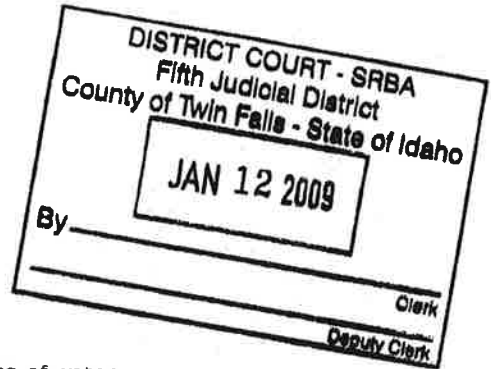
Dated Jan. 12, 2009

  
Theodore R. Booth  
Special Master  
Snake River Basin Adjudication

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

In Re SRBA  
Case No. 39576

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 63-05114



NAME AND ADDRESS: ESTATE OF HAROLD FLOYD  
HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605

SOURCE: UNNAMED DRAIN TRIBUTARY: SNAKE RIVER

The source of this right is waste water. The wasting of water  
may be discontinued at any time.

QUANTITY: 0.56 CFS

PRIORITY DATE: 04/01/1967

POINT OF DIVERSION: T02N R04W S14 SWSENE Within Canyon County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-01 TO 11-15 | 0.56 CFS |

PLACE OF USE: Irrigation Within Canyon County  
T02N R04W S14 SENE 28.0  
28.0 Acres Total

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

An easement or right of way agreement providing for access to the  
drain by its owner and those responsible for maintaining it -  
and/or for access to the drain by the appropriator to divert  
water pursuant to this right - must be executed among the  
appropriator, the owner of the drain, and if appropriate, those  
responsible for maintaining the drain. Failure to execute such  
an agreement will constitute grounds for legal action to prevent  
water from being diverted under this right.

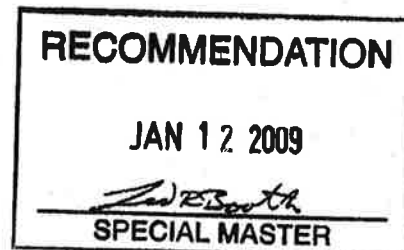
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance  
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a  
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final  
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 63-05114 File Number: 01898



|                                       |              |
|---------------------------------------|--------------|
| DISTRICT COURT - SRBA                 |              |
| Fifth Judicial District               |              |
| County of Twin Falls - State of Idaho |              |
| JAN 12 2009                           |              |
| By _____                              | Clerk        |
| _____                                 | Deputy Clerk |

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

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

NOTICE OF ISSUANCE OF  
SPECIAL MASTER'S  
RECOMMENDATION

Water Right(s): 63-05114

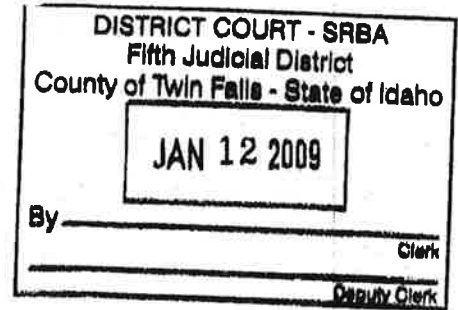
On January 12, 2009, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 12, 2009.

  
DIANA R DELANEY  
Deputy Clerk



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

In Re SRBA )

Case No. 39576 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 63-05114

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on January 12, 2009, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

WILDER IRRIGATION DISTRICT

Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

USDI BUREAU OF RECLAMATION

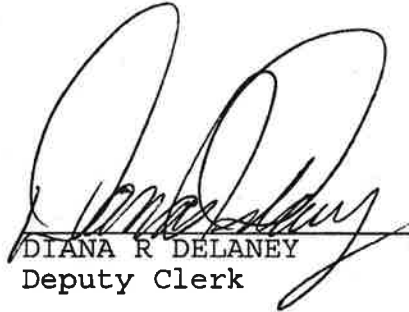
Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1  
01/12/09

ESTATE OF HAROLD FLOYD  
HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605  
Phone: 208-459-7243

HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83607



DIANA R DELANEY  
Deputy Clerk



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

In Re SRBA

Subcase No. 63-05114

Case No. 39576

**STANDARD FORM 5**

**STIPULATED ELEMENTS OF A  
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

**CLAIMANTS/RESPONDENT**

Harold & Helen M. Floyd

**OBJECTOR**

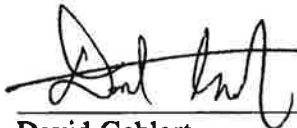
Wilder Irrigation District

Helen M. Floyd 9/4/08  
Date  
Harold Floyd is deceased  
Date

Albert P. Barker 12/19/08  
Albert P. Barker, Attorney Date

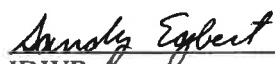
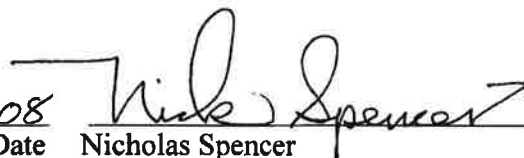
**RESPONDENT**

United States on behalf of  
Bureau of Reclamation

 11/6/09  
\_\_\_\_\_  
Date

David Gehlert  
Attorney, U.S. Department of Justice  
Environment and Natural Resources Division

**IDWR Concurrence:**

|                                                                                   |          |                                                                                    |          |
|-----------------------------------------------------------------------------------|----------|------------------------------------------------------------------------------------|----------|
|  | 12-23-08 |  | 12-23-08 |
| _____<br>IDWR Agent                                                               | Date     | _____<br>Nicholas Spencer<br>Deputy Attorney General                               | Date     |

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

RIGHT NUMBER: 63-5114

NAME AND ADDRESS: HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

HAROLD FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

SOURCE: UNNAMED DRAIN                      TRIBUTARY: SNAKE RIVER

The source of this right is waste water. The wasting of water may be discontinued at any time.

QUANTITY: 0.560 CFS

PRIORITY DATE: 04/01/1967

POINT OF DIVERSION:

T02N R04W S14 SWSENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 0.560 CFS       |

PLACE OF USE: IRRIGATION in CANYON County

T02N R04W S14 SENE 28.00

28 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.

~~This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.~~

An easement or right of way agreement providing for access to the drain by its owner and those responsible for maintaining it - and/or for access to the drain by the appropriator to divert water pursuant to this right - must be executed among the appropriator, the owner of the drain, and if appropriate, those responsible for maintaining the drain. Failure to execute such an agreement will constitute grounds for legal action to prevent water from being diverted under this right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

## CERTIFICATE OF MAILING

I certify that on JAN 6, 200~~8~~<sup>9</sup>, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P. O. Box 2707  
Twin Falls, Idaho 83303-2707

2. Copies to:

WILDER IRRIGATION DISTRICT

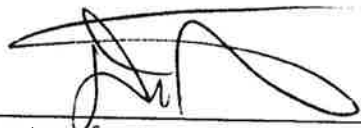
Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139

USDI BUREAU OF RECLAMATION

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

HAROLD FLOYD  
HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605

  
\_\_\_\_\_  
Signature of person or attorney mailing the form

RECEIVED

SEP 29 2008

DEPARTMENT OF  
WATER RESOURCES

RECEIVED

SEP 23 2008

DEPARTMENT OF  
WATER RESOURCES

2008 SEP 22 PM 02:27  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED

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

|                |   |                      |
|----------------|---|----------------------|
| In Re SRBA     | ) | ORDER SETTING STATUS |
|                | ) | CONFERENCE           |
| Case No. 39576 | ) |                      |
|                | ) | SUBCASE NO: 63-05114 |

Please be advised that Special Master THEODORE R. BOOTH  
has set a Status Conference in the above subcase(s)  
as follows:

FRIDAY, OCTOBER 03, 2008 at 03:00 PM (MT)

SRBA  
253 - 3RD AVENUE NORTH  
TWIN FALLS, ID

Parties may participate by telephone by dialing the number  
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: SEPTEMBER 22, 2008

/S/ THEODORE R. BOOTH  
Special Master  
Snake River Basin Adjudication

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

Page 1 9/22/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on SEPTEMBER 22, 2008, with sufficient first-class postage to the following:

WILDER IRRIGATION DISTRICT

Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

USDI BUREAU OF RECLAMATION

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

HAROLD FLOYD  
HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605  
Phone: 208-459-7243

HELEN FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83607

RECEIVED

MAY 26 2008

DEPARTMENT OF  
WATER RESOURCES

2008 MAY 23 PM 04:31  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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

|                |   |                          |
|----------------|---|--------------------------|
| In Re SRBA     | ) | ORDER SETTING SUBCASE(S) |
|                | ) | FOR INITIAL HEARING      |
| Case No. 39576 | ) |                          |
| _____          | ) | SUBCASE NO: 63-05114     |

The Initial Hearing for this subcase will be held before  
Special Master THEODORE R. BOOTH

THURSDAY, JUNE 26, 2008 at 03:30 PM (MT)  
IDAHO SUPREME COURT BUILDING  
451 WEST STATE STREET  
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to  
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity  
to meet with a representative of the Idaho Department of  
Water Resources (IDWR) and/or the objector in an attempt  
to reconcile any difference between the claim and the  
Director's Report. Bring any and all information you  
believe is relevant to your claim and/or objection. If  
the claim cannot be reconciled at the Initial Hearing,  
the court will set the subcase(s) for trial within 45  
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR  
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by  
JUNE 23, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

(continued)

Dated: MAY 23, 2008

/S/ THEODORE R. BOOTH  
Special Master  
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING  
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008  
with sufficient first-class postage to the following:

WILDER IRRIGATION DISTRICT

Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

USDI BUREAU OF RECLAMATION

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720  
BOISE, ID 83720-0098

HAROLD FLOYD

HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605  
Phone: 208-459-7243

HELEN FLOYD

9703 CHICKEN DINNER RD  
CALDWELL, ID 83607

Objection in case no. 39576

subcase 63-5114

RECEIVED

JUL 12 2007

I, Helen Floyd object to the following concerning this case:

DEPARTMENT OF  
WATER RESOURCES

\* This drain ditch is nothing but water coming out of the ground 600 ft from our pump.

\* There is no waste water that dumps into this ditch.

\* This drain ditch goes straight to the Snake River.

\* There is no way that this drainage would benefit Wilder Irrigation.

Signature Helen Floyd  
Date July 9, 2007  
9703 Chicken Dinner Rd  
Caldwell, ID. 83607

Copies sent to:  
IDWR Doc Depository  
PO Box 83720 Boise Id 83720 -0098

United States Dept of Justice  
Environment & Nat'l Resources Div  
550 W Fort St MSC 033  
Boise Id. 83724

Chef of Natural Resources Div  
Office of the Attorney General  
PO Box 44449  
Boise Id 83711-4449

SCANNED  
APR 14 2008

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

In Re SRBA ) A. Subcase 63-5114  
(Insert water right number)  
Case No. 39576 )  
STANDARD FORM 1  
OBJECTION

RECEIVED

Please fill in the following information:

JUN 19 2007

DEPARTMENT OF  
WATER RESOURCES

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Wilder Irrigation District  
Address: 709 Cleveland Blvd  
Caldwell, ID 83605  
Daytime Phone: 208-459-3421

Name & Address of Attorney, if any:

Albert P. Barker  
Barker Rosholt & Simpson, LLP  
1010 W. Jefferson, Ste. 102, Boise ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Harold and Helen Floyd  
Address: 9703 Chicken Dinner Rd.  
Caldwell, ID 83605

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: \_\_\_\_\_

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Wilder Irrigation District.

3. ☐ **Quantity**

Should be: \_\_\_\_\_

4. ☐ **Priority Date**

Should be: \_\_\_\_\_

5. ☐ **Point of Diversion**

Should be: \_\_\_\_\_

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: \_\_\_\_\_

7. ☐ **Purpose(s) of Use**

Should be: \_\_\_\_\_

8. ☐ **Period of Year**

Should be: \_\_\_\_\_

9. ☐ **Place of Use**

Should be: \_\_\_\_\_

10 ☐ **I object because:**

☒ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

**E. REASONS SUPPORTING OBJECTIONS(S):** There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Wilder Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Wilder Irrigation District. Proposed wastewater remark does not sufficiently protect original appropriator.

F. VERIFICATION (must be completed)

State of Idaho)  
County of Ada) ss.

Albert P. Barker, duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

*[Handwritten signature]*

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/18/07



Notary Public for Idaho  
Residing at: Boise, Idaho  
My Commission Expires: 8/2/2012

*Karen Joy Edwards*

## INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

### G. CERTIFICATE OF MAILING

I certify that on JUN 18 2007, 200\_\_, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

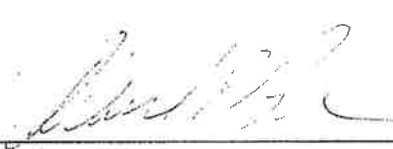
Name: Harold and Helen Floyd  
Address: 9703 Chicken Dinner Rd.  
Caldwell, ID 83605

3. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

United States Department of Justice  
Environment & Nat'l Resources Div  
550 W Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resources Division  
Office of Attorney General  
PO Box 44449  
Boise, ID 83711-4449

  
\_\_\_\_\_  
Signature of objector or attorney  
mailing on Objector's behalf

12/10/2006

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

RIGHT NUMBER: 63-5114

NAME AND ADDRESS: HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

HAROLD FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

SOURCE: UNNAMED DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.560 CFS

PRIORITY DATE: 04/01/1967

POINT OF

DIVERSION: T02N R04W S14 SWSENE Within CANYON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.560 CFS

PLACE OF USE: IRRIGATION in CANYON County

T02N R04W S14 SENE 28.00

28 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

09/29/2006

**NOTICE OF ERROR  
REPLY**

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: October 31, 2006**

Water right number: 63-5114

HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605  
Telephone Number: (208)459-7243

HAROLD FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605  
Telephone Number: (208)459-7243

**RECEIVED**

**OCT 23 2006**

**WATER RESOURCES  
WESTERN REGION**

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:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-18-06

SIGNATURE: X

Please print your name: X

Helen Floyd

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

04/06/2006

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

RIGHT NUMBER: 63-5114

NAME AND ADDRESS: HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

HAROLD FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL ID 83605

SOURCE: UNNAMED DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.560 CFS

PRIORITY DATE: 04/01/1967

POINT OF DIVERSION:

T02N R04W S14 SWSENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 0.560 CFS       |

PLACE OF USE: IRRIGATION Within CANYON County

T02N R04W S14 SENE 28.00

28 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 - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

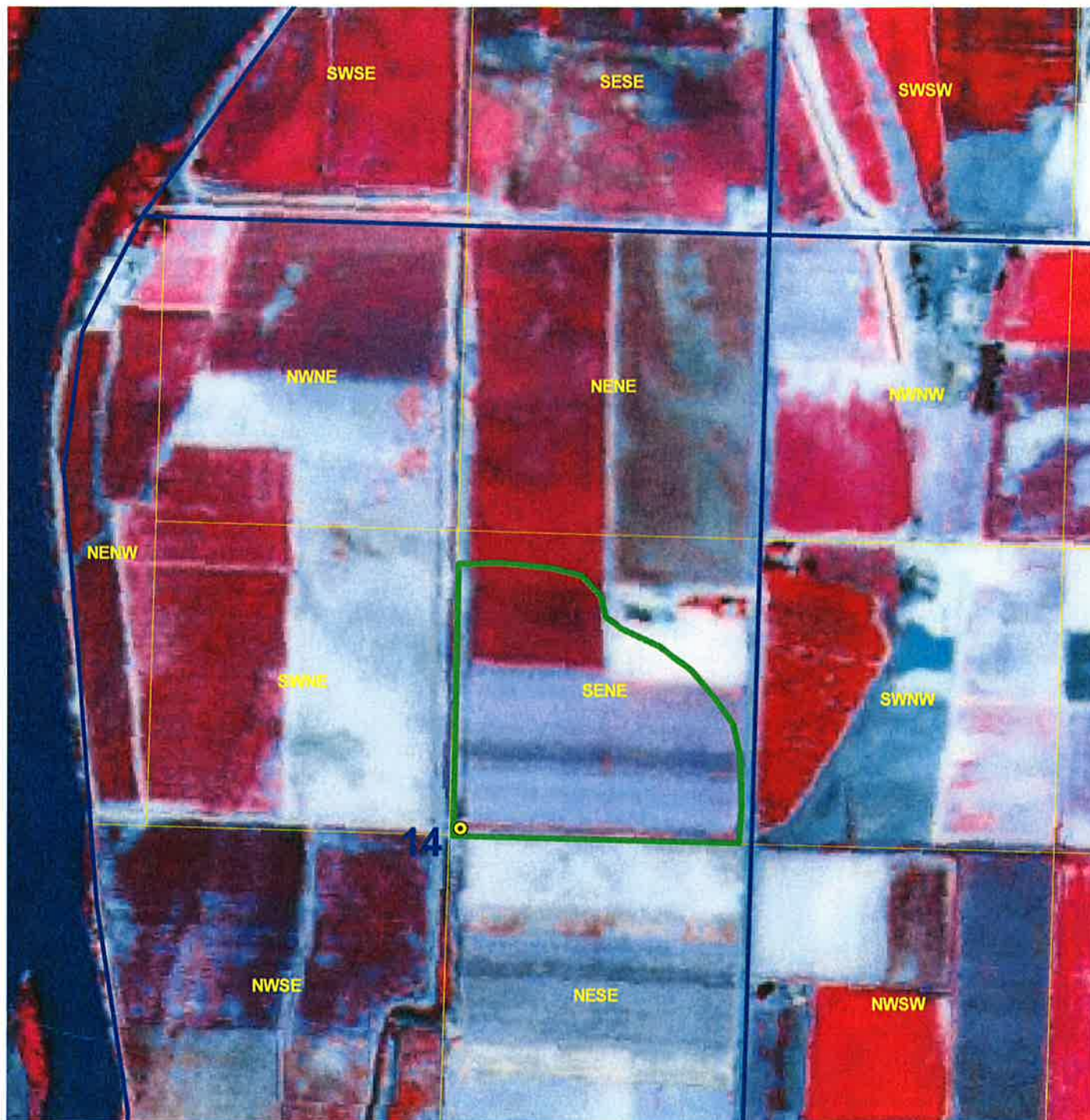
SCANNED  
APR 14 2008



# Idaho Department of Water Resources

## 63-5114

### T02N R04W S14



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated  
acres = 28



200 0 200 400 600 Feet

IDWR

Prepared by: Sandy Egbert  
Date: April 6, 2006  
1987 NAAP Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-5114 V1

WATER RIGHT NUMBER: 63-5114 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
|-------------------|--------------------------------------------------------------------------------|
| Current Owner     | HELEN M FLOYD<br>9703 CHICKEN DINNER RD<br>CALDWELL, ID 83605<br>(208)459-7243 |
| Current Owner     | HAROLD FLOYD<br>9703 CHICKEN DINNER RD<br>CALDWELL, ID 83605<br>(208)459-7243  |

Priority Date: 04/01/1967

Basis: Beneficial Use

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| UNNAMED DRAIN | SNAKE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.560 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.560 CFS             |                      |

Location of Point(s) of Diversion

|               |                 |                                 |
|---------------|-----------------|---------------------------------|
| UNNAMED DRAIN | SW1/4SE1/4NE1/4 | Sec. 14, Twp 02N, Rge 04W, B.M. |
| CANYON County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |      | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 04W | 14  |    |    |    | 28.0 |    |    |    |    |    |    |    |    |    |    |    |    | 28.0   |

Total Acres: 28

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.
2. W59 Use of this right is combined with water from Wilder Irrigation District.

Remarks:

Comments:

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:  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False  
Combined Use Limits:

Element Reviewed/Verified Dates:

| Element       | Last Reviewed Date  | Reviewer | Last Verified Date | Verifier | Status |
|---------------|---------------------|----------|--------------------|----------|--------|
| Summary       | 4/6/2006 1:34:53 PM | segbert  | 03/14/2006         | lharris  | Active |
| Priority Date | 4/6/2006 1:35:19 PM | segbert  |                    |          | Active |
| POD           | 4/6/2006 1:36:37 PM | segbert  |                    |          | Active |
| Source        | 4/6/2006 1:36:59 PM | segbert  |                    |          | Active |
| POU           | 4/6/2006 1:37:53 PM | segbert  |                    |          | Active |
| Use           | 4/6/2006 1:38:21 PM | segbert  |                    |          | Active |
| Season        | 4/6/2006 1:39:19 PM | segbert  |                    |          | Active |
| Quantity      |                     |          | 04/06/2006         | segbert  | Active |
| Summary       |                     |          |                    |          |        |

Verification Log:

| Element | Date Time Stamp       | Reviewer | Log text                                                                                                                                                                                |
|---------|-----------------------|----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary | 3/14/2006 12:07:20 PM | lharris  | (No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? |
| POD     | 4/6/2006 1:35:40 PM   | segbert  | Updated shape                                                                                                                                                                           |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-5114 V1

|        |                     |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|--------|---------------------|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Source | 4/6/2006 1:36:37 PM | segbert | (No) 1. Is the basis of claim Decree or License?<br>(No) 2. Is the basis of claim an Application or Permit?<br>(No) 6. Is the basis of claim a Posted Notice?<br>(No) 7. Is there evidence that there has been a change in the source?<br>(Yes) 10. Does the file contain all the necessary information to verify the source?<br>(No) 11. Is a Source remark and/or condition required?<br>Description for Question 10 - field exam                                                                                                                                      |
| POU    | 4/6/2006 1:36:59 PM | segbert | (No) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2b. Is the POU required?<br>(No) 3. Is the basis of claim a Application or Permit?<br>(No) 7. Is there evidence that there has been a change in the POU?<br>(Yes) 13. Does the file contain all the necessary information to verify the POU?<br>(No) 14. Is a POU remark and/or condition required?<br>Description for Question 13 - field exam                                                                                                                                                         |
| POU    | 4/6/2006 1:37:26 PM | segbert | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Use    | 4/6/2006 1:37:54 PM | segbert | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the Purpose of Use?<br>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                                                                      |
| Season | 4/6/2006 1:38:22 PM | segbert | (No) 1. Is the basis of claim Decree or License?<br>(No) 2. Is the basis of claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(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?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use?<br>(No) 18. Is a Period of Use remark and/or condition required? |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5114 V1

|          |                     |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------|---------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity | 4/6/2006 1:39:19 PM | segbert | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is the basis of claim a posted notice?<br>(Yes) 7. Is a flow measurement required?<br>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?<br>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?<br>(No) 12. Is a Quantity remark or condition required?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Summary  | 4/6/2006 1:42:06 PM | segbert | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(No) 5. Does this right have any combined use limits with other rights?<br>(Yes) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(No) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date?                                                                                                                                                                                                                                                                                                                                                         |
| General  | 4/6/2006 1:34:53 PM | segbert | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(No) 4. Is the basis of claim decree or license?<br>(No) 7. Is the basis of claim a Application or Permit?<br>(No) 8. Is the basis of claim a posted notice?<br>(No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use?<br>(Yes) 12. Does the claim file contain sufficient evidence of Priority Date?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?<br>Description for Question 12/13 - affidavit in file<br>(No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required? |
| POD      | 4/6/2006 1:35:20 PM | segbert |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

Water Supply Bank:

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5114

WATER RIGHT NUMBER: 63-5114

Owner Type

Current Owner

Name and Address

HELEN M FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605  
(208)459-7243

Current Owner

HAROLD FLOYD  
9703 CHICKEN DINNER RD  
CALDWELL, ID 83605  
(208)459-7243

Priority Date: 04/01/1967

Basis: Statutory Claim *BU.*

Status: Active ✓

Source

UNNAMED DRAIN ✓

Tributary

## SNAKE RIVER

### Beneficial Use

IRRIGATION ✓

From To

8/15 to 11/15  
3-1

#### Diversion Rate

0.600 CFS

156

Total Diversion: 0.600 CFS

156

## Annual Volume

Location of Point(s) of Diversion

UNNAMED DRAIN

CANYON County

SW1/4SE1/4NE1/4

Sec. 14, Twp 02N, Rge 04W, B.M.

A 0002103

### Place of Use

## IRRIGATION

[illegible]

Total Acres: ~~30~~

Conditions of Approval:

Remarks:

### Comments:

Welder Ameghoni Dist

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-5114

WATER RIGHT NUMBER: 63-5114

|                   |                                                                               |
|-------------------|-------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                       |
| Current Owner     | HAROLD FLOYD<br>9703 CHICKEN DINNER RD<br>CALDWELL, ID 83605<br>(208)459-7243 |

Priority Date: 04/01/1967  
 Basis: Statutory Claim  
 Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| UNNAMED DRAIN | SNAKE RIVER      |

|                       |                         |           |                       |                      |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u>             | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 4/01                    | to 11/01  | 0.600 CFS             |                      |
|                       | <u>Total Diversion:</u> |           | 0.600 CFS             |                      |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| UNNAMED DRAIN | SE1/4NE1/4 | Sec. 14, Twp 02N, Rge 04W, B.M. |
| CANYON County |            |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |      | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 04W | 14  |    |    |    | 30.0 |    |    |    |    |    |    |    |    |    |    |    |    | 30.0   |

Total Acres: 30

Conditions of Approval:Remarks:Comments:

## FIELD EXAM REQUEST

Water Right No. 63-5114

Claimant: Harold and Helen Floyd

POD:

Verify location of all POD – mark any corrections on map

POU:

Verify POU – mark any corrections on map

Verify irrigated acres

PONDS:

None

EVIDENCE OF PRIORITY:

I have evidence in file

OTHER QUESTIONS:

Are they using any surface water *yes, supplemental water used to irrigate area that pivot misses (Lake Lowell/Boise Project)*

RETURN TO SANDY E.

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5114

WATER RIGHT NUMBER: 63-5114

| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
|-------------------|--------------------------------------------------------------------------------|
| Current Owner     | HELEN M FLOYD<br>9703 CHICKEN DINNER RD<br>CALDWELL, ID 83605<br>(208)459-7243 |
| Current Owner     | HAROLD FLOYD<br>9703 CHICKEN DINNER RD<br>CALDWELL, ID 83605<br>(208)459-7243  |

Priority Date: 04/01/1967

Basis: Statutory Claim

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| UNNAMED DRAIN | SNAKE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u>     | <u>Annual Volume</u> |
|-----------------------|-------------------------|---------------------------|----------------------|
| IRRIGATION            | 3/15 to 11/15           | <del>0.600 CFS</del> 0.56 |                      |
|                       | <u>Total Diversion:</u> | <del>0.600 CFS</del> 0.56 |                      |

Location of Point(s) of Diversion

|               |                 |                                 |
|---------------|-----------------|---------------------------------|
| UNNAMED DRAIN | SW1/4SE1/4NE1/4 | Sec. 14, Twp 02N, Rge 04W, B.M. |
| CANYON County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |      | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|------|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 04W | 14  |    |    |    | 30.0 |    |    |    |    |    |    |    |    |    |    |    |    | 30.0   |
|     |     |     |    |    |    | 28   |    |    |    |    |    |    |    |    |    |    |    |    | 28.0   |

Total Acres: ~~30~~ 28Conditions of Approval:Remarks:Comments:

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-5114

Owner: Harold +/or Helen M Floyd Phone No. (208) 459-7243

Current Address: 9703 Chicken Dinner Rd Caldwell, Id 83605

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER \_\_\_\_\_
- ☐ No change Address \_\_\_\_\_
- ☐ NEW ADDRESS \_\_\_\_\_
- ☐ How long owned property? \_\_\_\_\_

Accompanied by: Jerry Floyd (son) <sup>(208)</sup> 459-4959 cell <sup>(208)</sup> 989-8593

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 4/1/1967

(If priority date, based on your exam, seems questionable, explain below.)

evidence in file

Source: Unnamed Drain Tributary to Snake River

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: \_\_\_\_\_

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: \_\_\_\_\_
- ☐ If different, when did POD change? \_\_\_\_\_

**DIVERSION AND DELIVERY SYSTEM**

Points of Diversion:

tag #  
A0002103

| ID # | Govt Lot # | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks<br>GPS ID |
|------|------------|-----|-----|-----|------|------|------|--------|-------------------------------------------|
|      |            | SW  | SE  | NE  | 14   | 2N   | 4W   | Canyon | N43° 30.34.4<br>W116.46.38.1              |
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |

Description of diverting works

**OVERLAP REVIEW**Other water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

**WATER USES**☐ No change☐ Different Uses

\* Not all 30 acres irrigated with pivot. Area not reached is irrigated w/ supplemental water source (Lake Lowell/Boise Project)  $28 \times 0.02 = .56$  cfs

Use Irrigation From 3/15 To 11/15 Amount 0.56 CFS AFAUse \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_ Amount \_\_\_\_\_ CFS AFAUse \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_ Amount \_\_\_\_\_ CFS AFA**TOTAL VOLUME – Groundwater only** NA☐ Incomplete on claim, the total is, Amount \_\_\_\_\_ CFS AFA☐ Changes found, the new total is, Amount \_\_\_\_\_ CFS AFA☐ More than 1" per Acre? Yes \_\_\_\_\_ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes \_\_\_\_\_ Stock # \_\_\_\_\_

Types \_\_\_\_\_ Additional comments: \_\_\_\_\_

**PLACE OF USE:**☐ No Change☒ Changes shown below:

| Place of Use |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|--------------|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| TWP          | RGE | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 2N           | 4W  | 14  |    |    |    | 28 |    |    |    |    |    |    |    |    |    |    |    |    | 28.0   |
|              |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Overlap with other water rights: None

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

**Delivery System Narrative:** POD is an Unnamed drain that runs year-round from run-off + spring fed. A Bickley 15Hp pump with a 6" discharge, with a 20' lift to a Hydraulic pump TL Pivot (unknown Hp - illegible tag) that has 7 sections. This pressurized pivot irrigates 28 acres. Estimate 60psi, since no pressure gauge on system (60psi standard for irrigation)

| Well or Diversion Identification No<br>GPS ID | Motor Make | Hp                  | Motor Serial No. | Pump Make | Pump Serial No. or<br>Discharge size |
|-----------------------------------------------|------------|---------------------|------------------|-----------|--------------------------------------|
| tag# A0002103                                 | Bickley    | 15<br><del>20</del> | # 7169198        |           | 7169198 6"                           |

#### FLOW MEASUREMENTS:

Attach appropriate documents \* See attachment

#### NARRATIVE/REMARKS/COMMENTS

The remaining 2 acres are irrigated by a supplemental source from the Lake Lowell Boise Project. At the southeast corner of the property is a headgate that diverts water to the concrete ditch that runs from the southeast corner of the property, then on the north end runs from east to west. Two inch siphon tubes are used to divert water from the concrete ditch, then gravity flow irrigate the property not irrigated by the pressurized pivot.

Directions: N I 84, Karcher Rd off ramp, Karcher Rd then South on Riverside (at Saxton Fruit stand), Right on Massing Rd, Left on Chicken Dinner Rd., 1st house south of the Idaho Power Station (located at the corner of Lewis + Chicken Dinner Rd) 9703 Chicken Dinner Rd.

**AFTER EXAM THE FILE SHOULD CONTAIN:**

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

4/4/06

FIELD EXAMINER:

Judy Hemerway

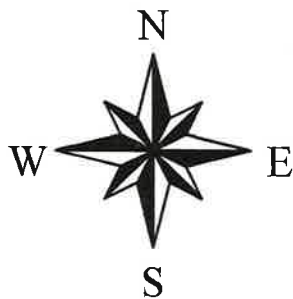
# Idaho Department of Water Resources

Claim Number: 63-05114

Legal: T02N, R04W, S14

Reviewed By:

-  Point of Diversion
-  Place of Use *w/pivot*  
*outside area irrigated w/ supplemental*  
*source*
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway

Project: Flow Computation for A635114 Floyd

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 \cdot (100 / \text{roughness})^{1.85} \cdot ((\text{cfs} \cdot 448.8)^{1.852} / \text{ID}^{4.8655} \cdot \text{Length} / 100)$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 20.00 feet

Pressure Req'd: 60.00 psi

Required Head: 158.60 feet

Pump Horsepower: 15.00 horsepower

Pipe Roughness: 100.00 Note: pvc = 150, smooth and straight pipe = 140  
aluminum - joint length 20' = 125, joint length  
30' = 130, joint length 40' = 132, joint length  
50' = 134, new riveted steel = 100  
old riveted steel = 100, old cast iron = 95,  
old pipes in poor condition = 60 to 80

| Inside<br>Diameter<br>in Inches | Equivalent<br>Length<br>in Feet | Unit<br>Head<br>Loss | Total<br>Friction<br>Head Loss from Pipe Friction | Head<br>Loss<br>per 100 ft |
|---------------------------------|---------------------------------|----------------------|---------------------------------------------------|----------------------------|
| 5.50                            | 30.00                           | 0.46                 |                                                   | 1.55                       |
| 1.50                            | 0.00                            | 0.00                 |                                                   | #DIV/0!                    |
| 1.00                            | 0.00                            | 0.00                 |                                                   | #DIV/0!                    |
|                                 |                                 |                      | 0.46                                              |                            |

Initial Estimate of Rate of Flow: 0.580 CFS

Computation of Rate of Flow: 0.58

**Claim No. and Name: A63-5114 Floyd**

**Date: 3/27/2006**

**Field Inspector: Sandy Hemenway**

**Measurements/Calculations:**

**Irrigation:**

**Confirmed acres irrigated:**  $28.0 \text{ acres} \times 0.02 \text{ cfs} = 0.56 \text{ cfs}$

**Season** 3/15 - 11/15 = 246 days

**Required V.i.r** = allowable acres under permit x requirement IDWR chart (figure 2)=

$28.0 \text{ acres} \times 3.5 = 98.0 \text{ afa}$

**Potential V.d.r.** = max. allowable cfs x permit season x 1.9835 =

$0.56 \times 246 \times 1.9835 = 273.25 \text{ afa}$

POD  
Unnamed Drain



3/27/06 Floyd AL3-5114 Floyd S.H.



15-20117 Birkley  
Serial # 7169198  
estimate run at 60 psi

3/27/06 A63-5114 Floyd

S.H.



Hydraulic Pump  
TL Pivot  
Unknown Hp  
Flexible tag  
7 sections

POU

- 28 acres w/pivot
- 2 acres w/supplemental  
water source  
(Lake Powell/Bureau  
Project)

7 sections

3/27/06 Floyd A63-S114 S.H.



3/27/06 A 63-5114 Floyd S.H.

- 2 Acres irrigated w/ supplemental source
  - Concrete ditches for supplemental water source
- (Lake Lowell Boise Project)



3/27/06 A63-5114 Floyd S.H.

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-5114

03/14/2006

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name          |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|---------------|
| 5114    | Claim       | 02N | 04W | 14  | SE | NE |     | IRRIGATION     | 30/30       | HELEN M FLOYD |
| 5114    | Water Right | 02N | 04W | 14  | SE | NE |     | IRRIGATION     | 30/30       | HAROLD FLOYD  |
| 20903   | Water Right | 02N | 04W | 14  | SE | NE |     | STOCKWATER     |             | HAROLD FLOYD  |
| 20903   | Water Right | 02N | 04W | 14  | SE | NE |     | DOMESTIC       |             | HAROLD FLOYD  |

# Receipt Details for ID M005854

| Status | Adjustment Type  | Version |
|--------|------------------|---------|
|        | Adjusted Receipt | 1       |

**General Information:**

| Date Received         | Date Deposited | Region        | Total Amount | Payment Type |
|-----------------------|----------------|---------------|--------------|--------------|
| 2/13/1990 11:20:53 AM | 2/13/1990      | Mobile        | \$105.00     | Check        |
| <b>Payer</b>          |                | FLOYD, HAROLD |              |              |

**Account Information:**

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 3180                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** ADJUDICATION FEE**Fee Detail:**

| Amount   | Description      | PCA    | Fund | Fund Detail | Subsidiary | Object |
|----------|------------------|--------|------|-------------|------------|--------|
| \$105.00 | ADJUDICATION FEE | 410162 | 9337 | 0           | 0          | 6490   |

**Refund(s):**

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

**Water Right Information:**

| Basin Number | Sequence Number | Split Suffix | Amount  | Type  |
|--------------|-----------------|--------------|---------|-------|
| 63           | 20903           |              | \$25.00 | Claim |
| 63           | 5114            |              | \$80.00 | Claim |

[Print Report](#)

## AL PROPERTY INQUIRY

```

+++++
01 6R30314-000- -0 181-00 SCH139+ 01 72,000 72.00
+++++
FLOYD, HAROLD + 05 200 4.20
& FLOYD, HELEN-FAMILY TRUST + 10 30,000 1.00
% US BANK-TRUSTEE + 19 2.80
+ 31 110,900
+ 32 24,900
+

```

PO BOX 7928

BOISE ID 83707

```

+++++
14-2N-4W NE + TOTAL 238,000 80.00
E1/2 NE ++++++
+ SURVEY INST 200108045
+ DRAIN DR VALUE APPR RET
+ CLASS 3 REAP 05 MAN 04 UNIT 1
9703 CHICKEN DINNER RD, CA + PARCEL 6R02N04W140100 H/O N C/B N
+ PRIOR ACCOUNT 5R30314-000- -0
+ 02 MH on Property NO

```

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R30314000 0 UNIT 001 TOTAL UNITS 1

SITE 9703 CHICKEN DINNER RD CA SEC/TWN/RNG 14-2N-4W

ASSESSED VALUE 238,000 ACREAGE 80.00

SUB/PARK NAME YEAR/MAKE

CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3' SPACE LOT BLOCK

```

+++++
YR BUILT 1977 AIR COND HEAT PUMP CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1794 EXTERIOR HARDBOARD DECK/PATIO? Y
SECOND SQ FT ROOF WOOD SHAKES POOL? N
BEDS 2 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 1 GARAGE A2 NEIGHBORHOOD 0
GARAGE SQ FT 576

```

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

IN THE MATTER OF )  
NOTICE OF CLAIM TO )  
A WATER RIGHT NO. (S) )

163-05114

State of Idaho )  
County of Canyon )

AFFIDAVIT

RECEIVED

AUG 22 1995

WATER RESOURCES  
WESTERN REGION

Harold Floyd being first duly sworn,  
deposes and says: According to my records and  
Idaho power records he started using this  
water April 1st 1967. It has been used  
continuously for irrigation each year since  
from approximately April 1st to Oct 15th.  
a 15 HP. motor and pump used for  
diverting. Location E 1/2 NE Sec 14-2N-4W-NF  
this water irrigates 30 acres.

Harold Floyd  
(Signature)

Subscribed and sworn to before me this  
day 20th of August, 1995.

SEAL

Shirley C. Gibbons  
(Notary Public)

Residing at Canyon County.

My Commission Expires 2/4/98.

DATE: 05/09/00  
PAGE: 110

Audit: 02/13/90 MOBILE3 03/30/95 POST-STD

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

13:41:50  
07/21/95  
48

PAGE: 15  
PROFILE REPORT

CLAIM NUMBER: A63-05114

| OWNER<br>CODE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | NAME & ADDRESS | PRIORITY<br>DATE          | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE      | DIVERSION<br>VOLUME |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|---------------------------|------------|-----------------------|------------------------|---------------------|-------|-------|-------|-------|----|-------|-------|-------|-------|----|-------|-------|-------|-------|---|------|------|--|--|--|--|--|--|--|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|-----|---|-----|---------|-------|-------|-------|---|-------|-------|-------|-------|---|-------|-------|-------|-------|---|-------|-------|-------|-------|---|--|------------|--|---|----|--|--|--|---|--|--|--|--|---|--|--|--|--|---|--|--|--|--|---|------|--|--|--|--|--|--|-------------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|------|
| C                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | HAROLD FLOYD   | 04/01/1967                | IRRIGATION | 03-15 11-15           | 0.60 CFS               |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| C                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | HELEN M FLOYD  |                           |            |                       |                        |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| TOTAL DIVERSION:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                |                           |            |                       | 0.60 CFS               |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| Water Source: UNNAMED DRAIN                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                | Tributary to: SNAKE RIVER |            |                       | Stage: STATUTORY CLAIM |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| Point(s) of Diversion:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                | T02N R04W S14             | SWSENE     | CANYON County         |                        |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| Place of use Legal Description for: IRRIGATION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                |                           |            |                       |                        |                     |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| <table border="0"> <tr> <td colspan="4"></td> <td colspan="4">NE</td> <td colspan="4">NW</td> <td colspan="4">SW</td> <td colspan="4">SE</td> <td colspan="2"></td> </tr> <tr> <td colspan="2"></td> <td>NENE</td> <td>NWNE</td> <td>SWNE</td> <td>SENE</td> <td>:</td> <td>NENW</td> <td>NWNW</td> <td>SWNW</td> <td>SENW</td> <td>:</td> <td>NESW</td> <td>NWSW</td> <td>SWSW</td> <td>SESW</td> <td>:</td> <td>NESE</td> <td>NWSE</td> <td>SWSE</td> <td>SESE</td> <td>:</td> <td>SUM</td> </tr> <tr> <td>T</td> <td>R S</td> <td>: Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>:</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>:</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>:</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>Lt Ac</td> <td>:</td> <td></td> </tr> <tr> <td colspan="2">02N 04W 14</td> <td>:</td> <td colspan="4">30</td> <td>:</td> <td colspan="4"></td> <td>:</td> <td colspan="4"></td> <td>:</td> <td colspan="4"></td> <td>:</td> <td>30.0</td> </tr> <tr> <td colspan="2"></td> <td colspan="4"></td> <td colspan="16">TOTAL ACRES</td> <td>30.0</td> </tr> </table> |                |                           |            |                       |                        |                     |       |       |       |       | NE |       |       |       | NW    |    |       |       | SW    |       |   |      | SE   |  |  |  |  |  |  |  | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | SUM | T | R S | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : |  | 02N 04W 14 |  | : | 30 |  |  |  | : |  |  |  |  | : |  |  |  |  | : |  |  |  |  | : | 30.0 |  |  |  |  |  |  | TOTAL ACRES |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 30.0 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                |                           |            | NE                    |                        |                     |       | NW    |       |       |    | SW    |       |       |       | SE |       |       |       |       |   |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                | NENE                      | NWNE       | SWNE                  | SENE                   | :                   | NENW  | NWNW  | SWNW  | SENW  | :  | NESW  | NWSW  | SWSW  | SESW  | :  | NESE  | NWSE  | SWSE  | SESE  | : | SUM  |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| T                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | R S            | : Lt Ac                   | Lt Ac      | Lt Ac                 | Lt Ac                  | :                   | Lt Ac | Lt Ac | Lt Ac | Lt Ac | :  | Lt Ac | Lt Ac | Lt Ac | Lt Ac | :  | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : |      |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
| 02N 04W 14                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                | :                         | 30         |                       |                        |                     | :     |       |       |       |    | :     |       |       |       |    | :     |       |       |       |   | :    | 30.0 |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                |                           |            |                       |                        | TOTAL ACRES         |       |       |       |       |    |       |       |       |       |    |       |       |       |       |   | 30.0 |      |  |  |  |  |  |  |  |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |      |      |      |      |   |     |   |     |         |       |       |       |   |       |       |       |       |   |       |       |       |       |   |       |       |       |       |   |  |            |  |   |    |  |  |  |   |  |  |  |  |   |  |  |  |  |   |  |  |  |  |   |      |  |  |  |  |  |  |             |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |      |

POU County: CANYON

Other Rights: IRRIGATION DISTRICT WATER

|        |                        |                        |
|--------|------------------------|------------------------|
| Dates: | Exam Made Date:        | Verified Date:         |
| Misc:  | Water District Number: | Field Inspection Flag: |
|        |                        | Presumption Flag:      |



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 7, 1995

Re: Claim No(s). A63-05114

A63-05114  
HAROLD FLOYD  
HELEN M FLOYD  
9703 CHICKEN DINNER ROAD  
CALDWELL ID 83605

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section  
Department of Water Resources  
Western Region Office

lh  
Enclosures