

09/12/2005

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

RIGHT NUMBER: 22-11036
NAME AND ADDRESS: IRVIN L BALL
PO BOX 67
SUGAR CITY ID 83448

MARGARITE G BALL
PO BOX 67
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/15/1905

POINT OF DIVERSION:

T06N R40E S3 SWSWNW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within MADISON County

T06N R40E S03 SWNW

DOMESTIC Within MADISON County

T06N R40E S03 SWNW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

December 29, 2005

IM FAMILY LTD PARTNERSHIP
8006 BENT OAK LANE
SPRING TX 77379

RE: CHANGE IN OWNERSHIP FOR: 22-11036

Dear Claimant:

It has come to our attention that you may have recently purchased a tract of land in Madison County. The property to which I am referring was most recently owned by Irvin L Ball. The legal description is as follows:

TOWNSHIP 06N RANGE 40E SECTION 3 SWNW

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change of Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have questions regarding this matter, please call 208-525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

ESTED

7.0.8.

A rectangular stamp with a hand icon pointing to the text "NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD". The stamp is tilted and has a distressed, ink-like appearance.

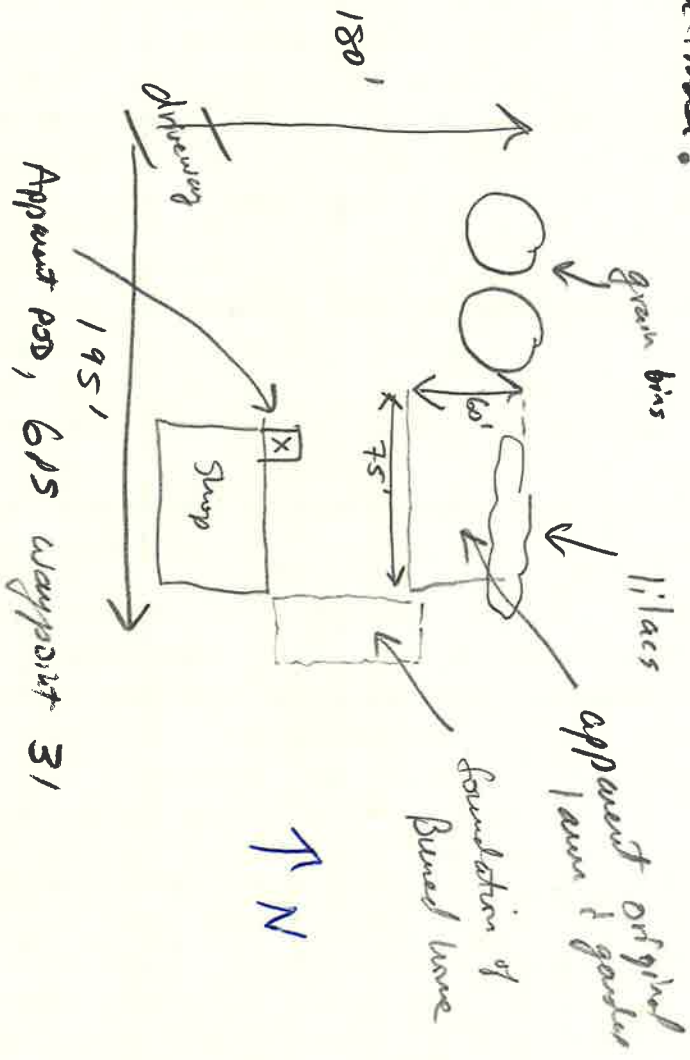
NOT DELIVERABLE AS
ADDRESSED
UNABLE TO FORWARD

IRVIN, BALL
MARGARITE G BALL
PO BOX 67
SUGAR CITY, ID 83448

A hand pointing to a stamp that reads "NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD".

14-00000

Sketch of apparent pool A22-11036.
Not to Scale. Distances & optical
range fixed.



$$\text{lot size } \frac{180' \times 195'}{43560} = 0.8 \text{ acres}$$

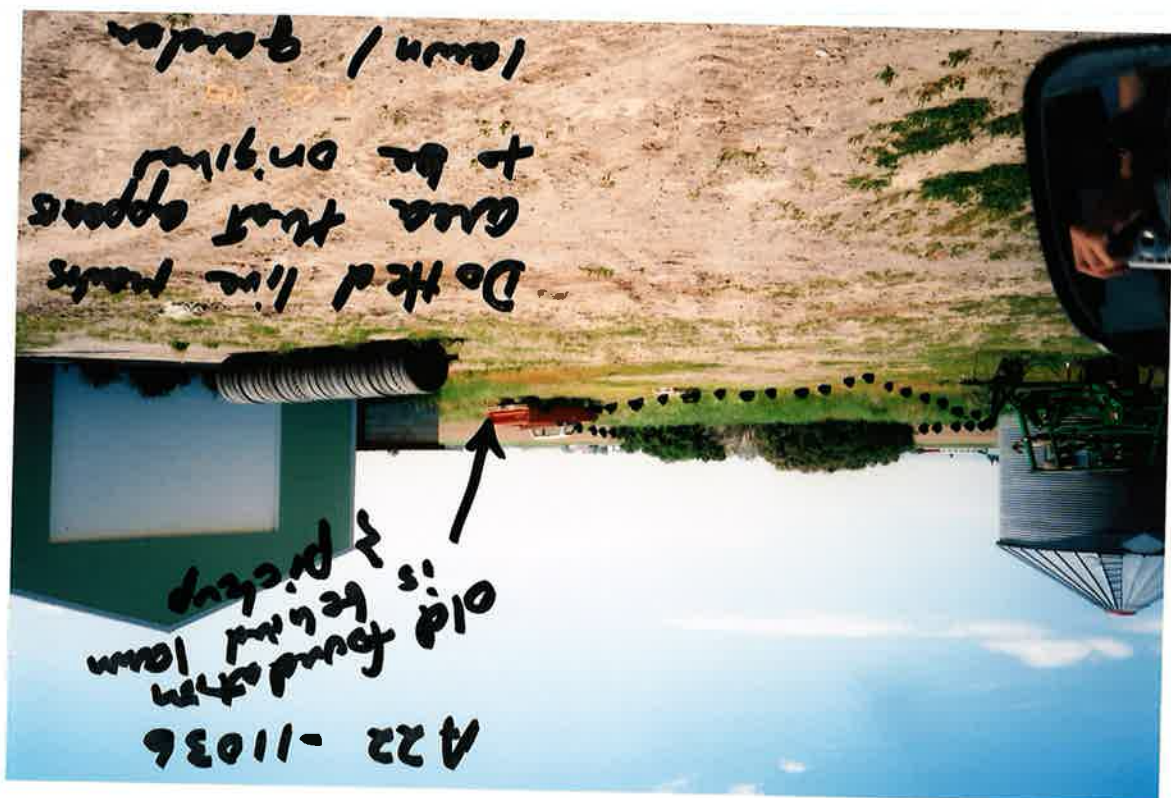
$$\text{lawn/garden apparent size } \frac{60' \times 75'}{43560} = 0.1 \text{ acres}$$

Dec 22 June 05



A22-11036

A22-11036
JAC
J3 June 05



A22-11036

old foundation
is behind lawn
& pickup

Dotted line marks
area that appears
to be original
lawn / garden

Water Resources Fld Svc
PO Box 94
Iona ID 83427-0094

IM Family LTD Partnership
8006 Brent Oak LN
Spring TX 77379

4 June 2005

I have been asked to do a field exam of water right claim A22-11036 for the Irvin L. Ball home and ranch headquarters in Sugar City Idaho. This is so that the Department of Water Resources may recommend this water right to the court, so that it can be decreed in the Snake River Basin Adjudication. Please give me the phone number and address of whom I may contact to complete this field exam. I will be back in town after June 13.

Thank you, Bryce A. Contor.

February 18, 2004

IRVIN BALL
PO BOX 67
SUGAR CITY ID 83448

SENT This Form
+ change of Address
To J.M. Family Ltd Part
8006 BENT OAK LN
Spring Texas 77379

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-11036

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

Your claim, as referenced above, claims a Priority Date of June 15, 1905, from a well.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit the documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,

Nick L. Olson
Special Contract Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"
Notice of Claim (copy)

Claim no. A2211036

Claimant Contact Log

Date	Remarks	Agent initials
2-24-04	SENT For change of ownership & Address To I.M. Family Partnerships Ltd	
19 May 05	Courthouse parcel 06N40E034201 I M Family LTD Partnership 8006 Bent Oak LN Spring TX 77379	
4 June	Postcard sent	BAC
22 June	no response, field inspection w/o accompanying representative of claimant.	BAC

Contacts Data Entry Form

Water Right No. A2211036

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>THOMAS L BALL</u>					
Name connector: and						
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

B.U. ClaimIrrigation appears to be < 1/2 acre Bac 22 June 052/24/04 REQUEST FOR Priority EVIDENCE SENT.
Domestic include 1 Home. + Shop.Recommend AS CLAIMS w/ EVIDENCE OF Priority. No Monuments
Record < 0.20 dsN10
N12FE pad/pouconveyance/system

Reviewer: _____

Date: _____

Water Right No(s). A2211036



Tag # None Location: _____

Diversion Data:

Source: GW Trib to: _____

MOTOR

No access to inside of well house - unknown.

Make: _____ Model: _____ Hp: _____

SN: _____

PUMP

Make: _____ Model: _____ Disch: _____

SN: _____

NOTES:

No tag placed as I didn't have confirmation that what appeared to be a well house actually was.

BAC 22 June 05

Field Exam Date: _____ Agent: _____

Priority Date Data Entry Form

Claim Number: A2211036

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 15 JUNE 1905 Claimed Basis: B.U.Recommended Priority Date: _____ Recommended Basis: B.U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

B.U. ClaimNo EOP in file. Irr < 0.5 ac, could be de minimus.
Bac

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: A 2211036

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T 6N, R 40E, Sec. 3, SW, SW, NW. County: MADISONSource: GROUND WATER Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? GPS TAG ~~#~~ NONE

Document how the POD and Source were verified and/or Pump and Motor data:

GPS Waypoint 31 2681774E 1410902N IOTM 83, Pac

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: B2211036☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Tw	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	40E	3	SWNW		Madison			Domestic
"	"	"	SWNW		"			Stock
"	"	"	SWNW		"		1	Feigation

Total Acres 1

Recommended Place of Use

Tw	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Please see sketch & photos. BAC 22 June 05.

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: A0211036

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
DOMESTIC	1/1	12/31	.04 CFS	
STOCK WATER	1/1	12/31	.02 CFS	
IRRIGATION	4/1	11/1	1.03 CFS	

Overall Diversion Rate 1.09 CFS

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

JPWR, STD-504 1/1 - 12/31 DOMESTIC & STOCK WATER
 " " " 4/1 - 10/31 IRRIGATION

Reviewer: _____

Date: _____

Clay to Jennifer
Clay Fullmer

RECEIVED
APR 28 2003
Department of Water Resources
Eastern Region

http://www.war.gov/epgs/WorkFlow/Framebuild.asp Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Forward Stop Search Favorites Media

Address: http://www.war.gov/epgs/WorkFlow/Framebuild.asp Go

Barcode Report

Basin	Sequence	Suffix	Office	Location	Region	Type	Business Area	Archive Flag	Date	Call Up Date
22	11036		Clay Fullmer	Desk	Eastern	Field Exam Review	AJ	No	11/21/2002 3:29:28 PM	

The number of records is 1

Parameters

Please file in claim file. I'm cleaning a "junk" room. Thanks
Danni

Show References Next Step Previous Steps Screen ID 642

Done Local intranet

Office

Start Inbox - Micro IDWR work IDWR work http://www 2:32 PM



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

August 9, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RECEIVED

AUG 27 2001

IRVIN BALL
MARGARITE BALL
6626 BILLIKIN DR.
HOUSTON, TX 77086-1903

Re: Snake River Basin Adjudication (SRBA)
Water Rights #22-11036, 31-7014, 31-7361, 31-7362 and 31-10262
Change of Address

Department of Water Resources

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by August 31, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

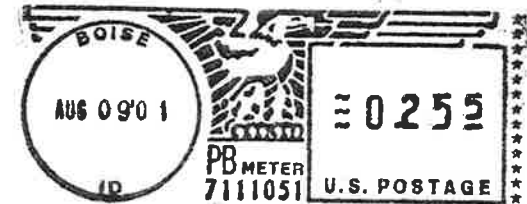
The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested



RECEIVED

AUG 27 2001

Department of Water Resources

22-11036, 31-7014
✓ -7361
✓ -7362
✓ -10262

IRVIN BALL
MARGARITE BALL
6626 BILLIKIN DR.
HOUSTON, TX 77086-1903

BALL626 770862052 1N 27 08/17/01
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

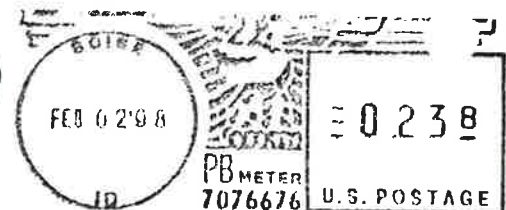
Re: Snake River Basin Adjudication (SRBA)

AUM# 43784/001A



22-11036 Jm
31-7014 Ream
31-7361 ✓
31-7362 ✓ } → ec: W.A.
31-10262 P.D.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098



RECEIVED
FEB 19 1998

E
Box 12

IMPORTANT WATER RIGHT INFORMATION

Remailed 3/9

31-10262
IRVIN L BALL
MARGARITE BALL
PO BOX 67
SUGAR CITY ID 8448

BALL067 834483005 1A96 05 02/04/98
FORWARD TIME EXP RTN TO SEND
BALL
6626 BILLIKIN DR
HOUSTON TX 77066-1903

RETURN TO SENDER

CHANGE OF OWNERSHIP
LETTER SENT 8-9-01 ps

Log for claim 22-11036

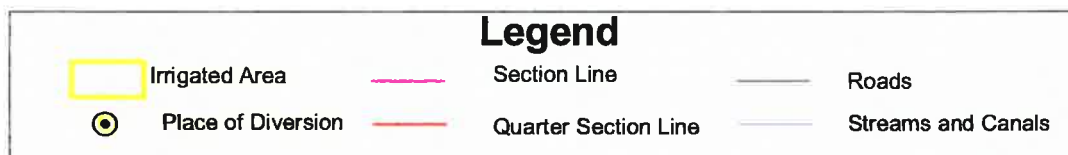
Spatial Dynamics BTD

7/13/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	3	SWNW	1	2	
Totals:			1	2	

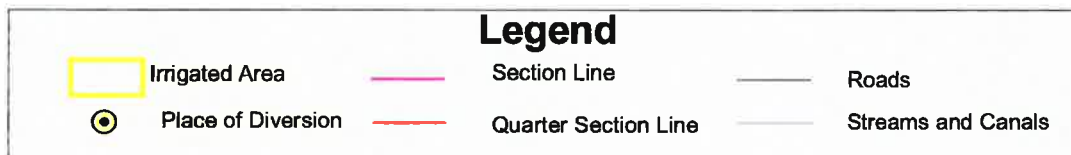
Water Right Claim Number 22-11036
Township , 6N40E

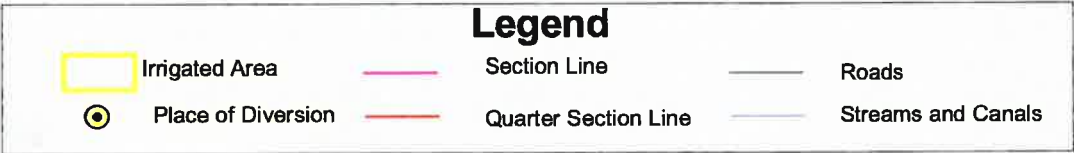
07/13/2001



Water Right Claim Number 22-11036
Township , 6N40E

07/13/2001





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: A22-11036
Date Received: 8/19/1988
Receipt No: E001446
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IRVIN L. BALL 208-356-5684
Address: P.O. BOX 67
SUGAR CITY, ID 83448
OR
Name: MARGARITE G. BALL 208-356-5684
Address: P.O. BOX 67
SUGAR CITY, ID 83448

2. Date of Priority: JUN 15, 1905

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	3	SW	SW	NW		MADISON

5. Description of diverting works:
WELL PUMP TO SINGLE DOMESTIC HOME, STOCK TROUGH, SHOP, & IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	04/01	11/01	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/SINGLE DOMESTIC HOME, D/FARM SHOP, S/50 RANGE CATTLE

A22-11036

Page 1

Date: 08/19/88

MICROFILMED
NOV 06 1992



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	3	SW	NW		DOMEST	
			SW	NW		STOCK	
			SW	NW		IRR	1.0
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:
DOMESTIC INCLUDES A SINGLE FAMILY DOMESTIC AND A FARM SHOP

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Irvin L Ball Date: 8-19-88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of August 19 88

Betty J. Thompson
Notary Public

Seal



Residing at Idaho Falls
My Commission Expires 6-94

55'

4862

4861

4860

810 000
FEET

T 7 N

T 6 N

POINT OF DIVERSION
AND
PLACE OF USE

Sugar City

43° 52' 30"
111° 45' 610 000 FEET

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:78 000-scale
aerial photographs taken August 5, 1976

Projection and 10,000-foot grid ticks: Idaho coordinate
system, east zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 12. 1927 North American datum

Photoimagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

MICROFILMED

NOV 06 1992

A22-11036

IDAHO DEPART