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: **A63-07248**
Date Received: 12/13/1989
Receipt No: W7098
Received By: kw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOB S. MIYAKE 208-467-2321
   Address: 11941 KARCHER RD.
   NAMPA, ID 83651

2. Date of Priority: JUL 08, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	02W	18	NE NW		CANYON

5. Description of diverting works:
   14" CS, 20 HP MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/20	01/11	0.760		171.00

7. Total Quantity Appropriated is:
   0.760 C.F.S. (and/or) 171.00 A.F.A.

8. Total consumptive use is 133.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	18	NW NW		IRR	38.0
				Section Acres		38.0
				Total Acres		38.0

MICROFILMED
AUG 2 1 1992

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:
PIONEER IRR. DISTRICT

14. Remarks:
MIYAKE BROTHERS PARTNERSHIP DISSOLVED IN 1979.

15. Basis of Claim: LICENSE

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): Bob S. Miyake Date: 12-13-89

_____ Date: _____

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn (or affirmed) before me this 13 day of Dec. 19 89

Linda Werner
Notary Public

Seal

Residing at Linda A. Werner ~~Residing at Boise, Idaho~~

My Commission Expires My Commission Expires December 8, 1994

MICROFILMED
AUG 21 1992

T 32 S
R 20 E
Sec 12
Underkoflers Corner
Maple Grove School
Hillcrest Memorial Gardens
Trailer Park
Midway School
Drive-in Theater
Archer Jimeth
HOMEDALE
FENTON
KARCHER
ORCHARD
DAVIS
AVENUE
CALDWELL CANAL
WILSON LOWLINE CANAL
CALDWELL CANAL FEEDER
DRAIN
LATERAL
ROAD
BLAIN
PHYLLIS
ISAIAH
JONAH
UNION PACIFIC
R 2 W
Dom Well
P/D 63-10417
P/D 63-19837
Dom Well A63-19837
38 Ac
P/D 63-2095
T 3 N
R 2 W
Sec 18
MAP REVISED
AUG 21 1992
Flume

Receipt Details for ID W007098

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
12/13/1989 11:04:52 AM	12/13/1989	Western	$389.00	Check
Payer	MIYAKE, BOB S.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1103			
Card Expiration Date	**Credit Card Transaction #**		

Comment APPLICATION FOR PERMIT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
$344.00	ADJUDICATION FEE	410162	9337	0	0	6490
$45.00	APPLICATION FOR PERMIT	620199	1238	0	0	6390

Refund(s):

Amount	Payee	Date	Document Number

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	10413		$70.00	Claim
63	7095		$86.00	Claim
63	7248		$88.00	Claim
63	19835		$25.00	Claim
63	19836		$25.00	Claim
63	19837		$25.00	Claim
63	19838		$25.00	Claim

03/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7248

NAME AND ADDRESS: BOB S MIYAKE
11941 KARCHER RD
NAMPA ID 83651

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.760 CFS
171.000 AFY

PRIORITY DATE: 07/08/1969

POINT OF DIVERSION:

T03N R02W S18 NENW Within CANYON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/20 01/11	0.760 CFS 171.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 20 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S18 NWNW 38.00

38 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

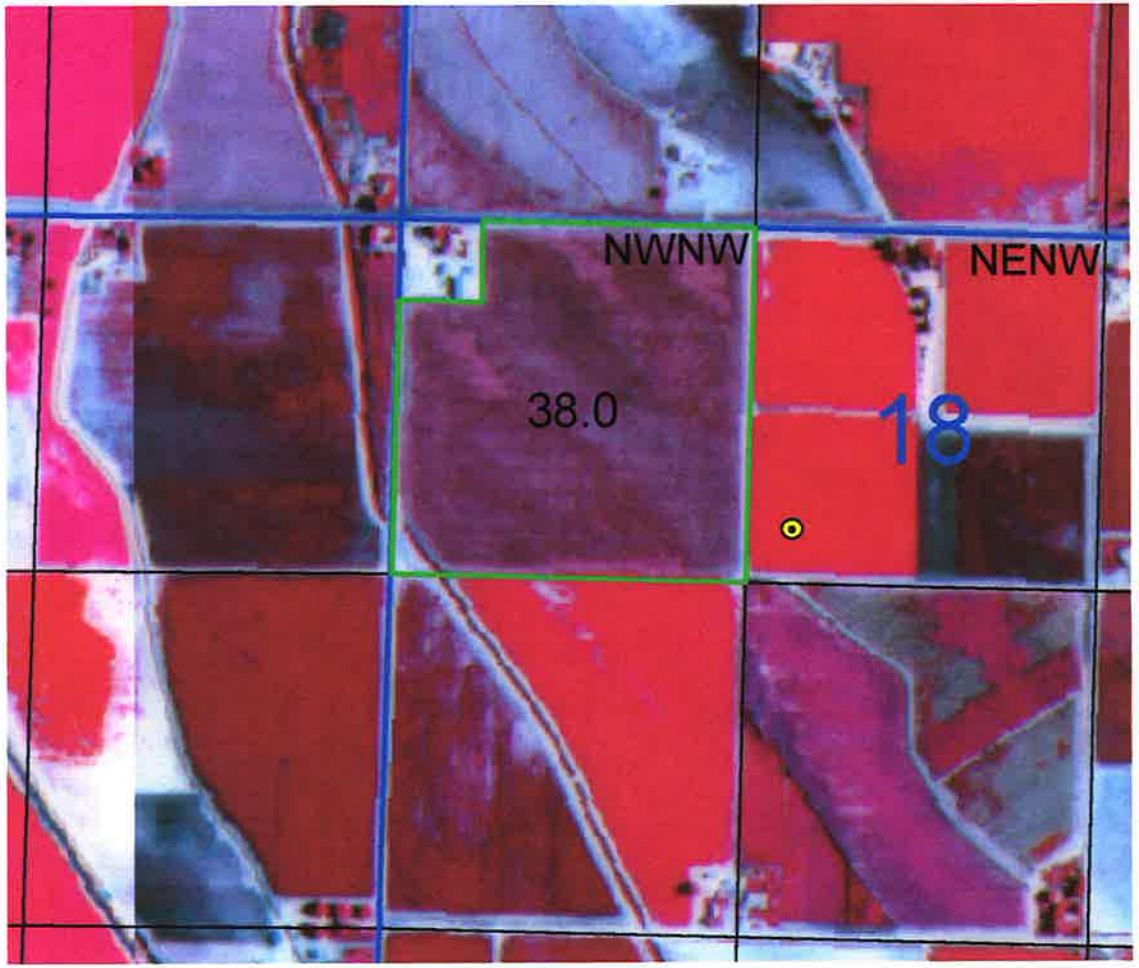
Parcel NO. R3145200000.

Right No. 63-7095 is also diverted through point of diversion described above.

Idaho Department of Water Resources

Claim Number: 63-07248
Legal: T03N, R02W, S18
Reviewed By: Vicky Music

1987 Napp Photo



Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines

N
W E
S

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 63-7248 _____ _____

1. No Change NAME IS SAME
   NEW OWNER: _____
   No Change ADDRESS
   NEW ADDRESS: _____

2. No Change - DATE OF PRIORITY: Completed evidence submitted - Verified
   Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

_____

_____

_____

3. No Change — SAME SOURCE
   Source is different than that claimed:

   Source found: _____.

4. No Change — POINT OF DIVERSION
   Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____Section _____ l/4_____ l/4_____1/4_____
Township _____ Range _____Section _____ l/4_____ l/4_____1/4_____

5. No Change - DESCRIPTION OF DIVERTING WORKS
   Incomplete description, list below:

See licensing Book

_____

_____

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7248

WATER RIGHT NUMBER: 63-7248

claimed & recommended as licensed.

Owner Type	Name and Address
Current Owner	BOB S MIYAKE 11941 KARCHER RD NAMPA, ID 83651 (208)467-2321
Original Owner	MIYAKE BROTHERS INC RT 1 BOX 181 NAMPA, ID 83651

Priority Date: 07/08/1969

Basis: License

Status: Active

shoulder remark for 3/1 & 11/15

typo on claim - 11/1 licensed

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	3/20	11/1	0.760 CFS	171.00 AF
		Total Diversion:	0.760 CFS	171.00 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NW1/4 Sec. 18, Twp 03N, Rge 02W, 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	
03N	02W	18						38.0											38.0

Total Acres: 38

Conditions of Approval:

1. MIYAKE BROTHERS PARTNERSHIP DISSOLVED IN 1979.
2. 016 See remarks for additional conditions of approval.
3. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Remarks:

S29 SCU shoulder

POS 63-7095 also diverted here

W40 Pioneer Irr Dis

Parcel # R3145200000

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES 03/20/2006

ADJUDICATION CLAIM POD REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-7248 1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-7095	Claim	03N	02W	18	NE	NW		GROUND WATER	BOB S MIYAKE
63-7248	Claim	03N	02W	18	NE	NW		GROUND WATER	BOB S MIYAKE
63-19836	Claim	03N	02W	18	NE	NW		GROUND WATER	BOB S MIYAKE
63-7095	Water Right	03N	02W	18	NE	NW		GROUND WATER	MIYAKE BROTHERS INC
63-7248	Water Right	03N	02W	18	NE	NW		GROUND WATER	MIYAKE BROTHERS INC
63-19836	Water Right	03N	02W	18	NE	NW		GROUND WATER	BOB S MIYAKE

IDAHO DEPARTMENT OF WATER RESOURCES 02/09/2006

ADJUDICATION CLAIM POU REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-7248 1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7248	Claim	03N	02W	18	NW	NW		IRRIGATION	38/38	BOB S MIYAKE
7248	Water Right	03N	02W	18	NW	NW		IRRIGATION	38/38	MIYAKE BROTHERS INC
19835	Water Right	03N	02W	18	NW	NW		DOMESTIC		BOB S MIYAKE

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7248

WATER RIGHT NUMBER: 63-7248

Owner Type	Name and Address
Current Owner	MIYAKE BROTHERS INC RT 1 BOX 181 NAMPA, ID 83651

Priority Date: 07/08/1969

Basis: License

Status: Active

Source: GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	3/20	1/11	0.760 CFS	171.00 AF
		Total Diversion:	0.760 CFS	171.00 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NW1/4 Sec. 18, Twp 03N, Rge 02W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 02W 18						38.0											38.0

Total Acres: 38

Conditions of Approval:

1. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. 016 See remarks for additional conditions of approval.

Remarks:

Comments:

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7248 Priority July 8, 1969 Amount 0.76 cfs

THIS IS TO CERTIFY, that MIYAKE BROTHERS, INC.

of Nampa, Idaho, has complied with the terms and conditions of Permit No. 63-7248 issued pursuant to Application for Permit dated July 8, 1969, and has submitted proof to the Department of Water Administration on June 20, 1973, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 1.79 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
Irrigation	from March 20	to Nov. 1	at 0.76 cfs and	171 acre feet or 4.5 af per acre
	from	to	at cfs and	
	from	to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.76 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 171 acre feet per year, said waters to be diverted within the NE¼NW¼ of Sec. 18, Twp. 3 N, Rge. 2 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N	2W	18						38											38

Total number of acres irrigated 38

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20 day of February, 19 74.

Director

63-7248

Identification No. 63-7345

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

LICENSE ISSUED FOR 76 SEC. FT. **APPROVED**

LICENSE PAGE _____

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Miyake Brothers, Inc.
   post office address Route 1, Box 181, Nampa, Idaho 83651
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE ¼ of NW ¼ of Section 18 Township 3 N
   Range 2 W B.M. Canyon County; additional points of diversion if any: _____

   b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼
   of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
   Amount 0.80 (cfs or acre-feet per annum) for irrigation purpose from March 20 to November 1 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
   a. 0.80 cubic feet per second and/or
   b. _____ acre feet per annum.
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. drilled well, pump, motor and gravity irrigation system

   b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
   Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
   c. Proposed well diameter is 14 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
   b. Estimated construction cost is $ completed .
8. Description of proposed uses:
   a. If water is **not** for irrigation:
      (1) Give the place of use of water: _____ ¼ of _____ ¼ of Section _____ Township _____
      Range _____ B.M.
      (2) Amount of power to be generated: _____ hp under _____ feet of head.
      (3) List number of each kind of livestock to be watered _____
      (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
      (5) If water is to be used for other purposes describe: _____

63-7345

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N	2 W	18						40											40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes Boise River water from Pioneer Irrigation District (0.7"/acre)

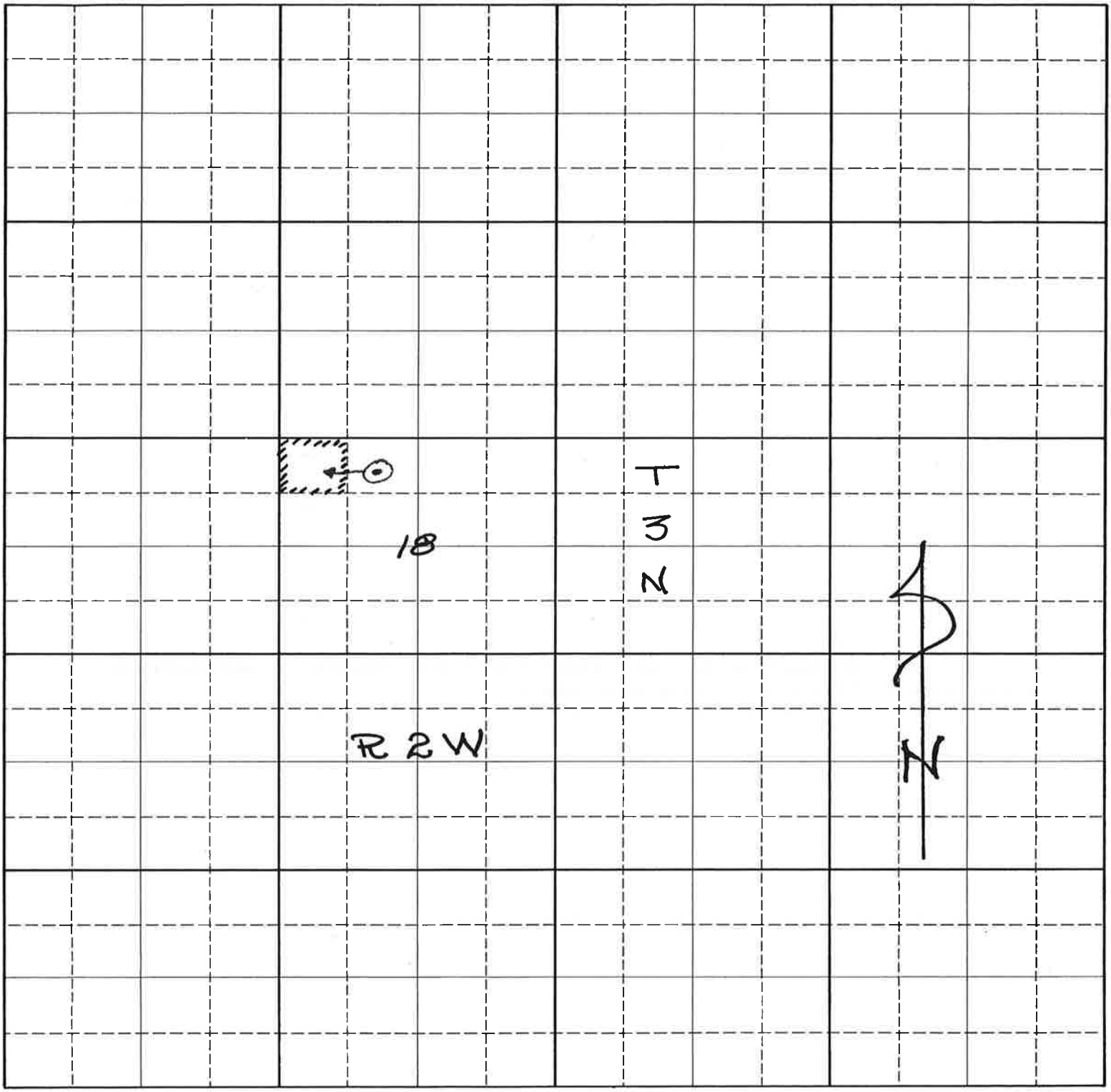
9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant (escrow)

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks The well described in this application is the same well as set forth in application 63-7095, but for different lands.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ishii Miyabe Soc. Treas.
(Applicant)

63-7848

Received by CA Date 7-8-69 Time 10:AM

Preliminary check by CA Fee $ 20.00

Receipted by ej Date 7-8-69

Publication prepared by ej Date 7-10-69

Published in Idaho Free Press

Publication dates 7-19-26-69

Publication approved by Date 7-14-69

Priority reduced to _____ Reason _____

Protests filed by: none 8-11-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by CA PMC

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7248, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 74.

   c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

2. Denial of said application is for the following reasons: _____

Witness my hand this 12th day of August 19 69.

R. Keith Higginson

State Reclamation Engineer

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Miyake Brothers, Inc.

Post office address Route #1, Box 181, Nampa, Idaho 83651 Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 0.80 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from March 20 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 63-7248

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.80 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 2W E/W, B.M., Section 18, Subdivision NE ¼ NW ¼, Canyon County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: Electric pump, drilled well, open discharge, cippoletti weir.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	2W	18						40											40

TOTAL ACREAGE 40

Rge – 2W

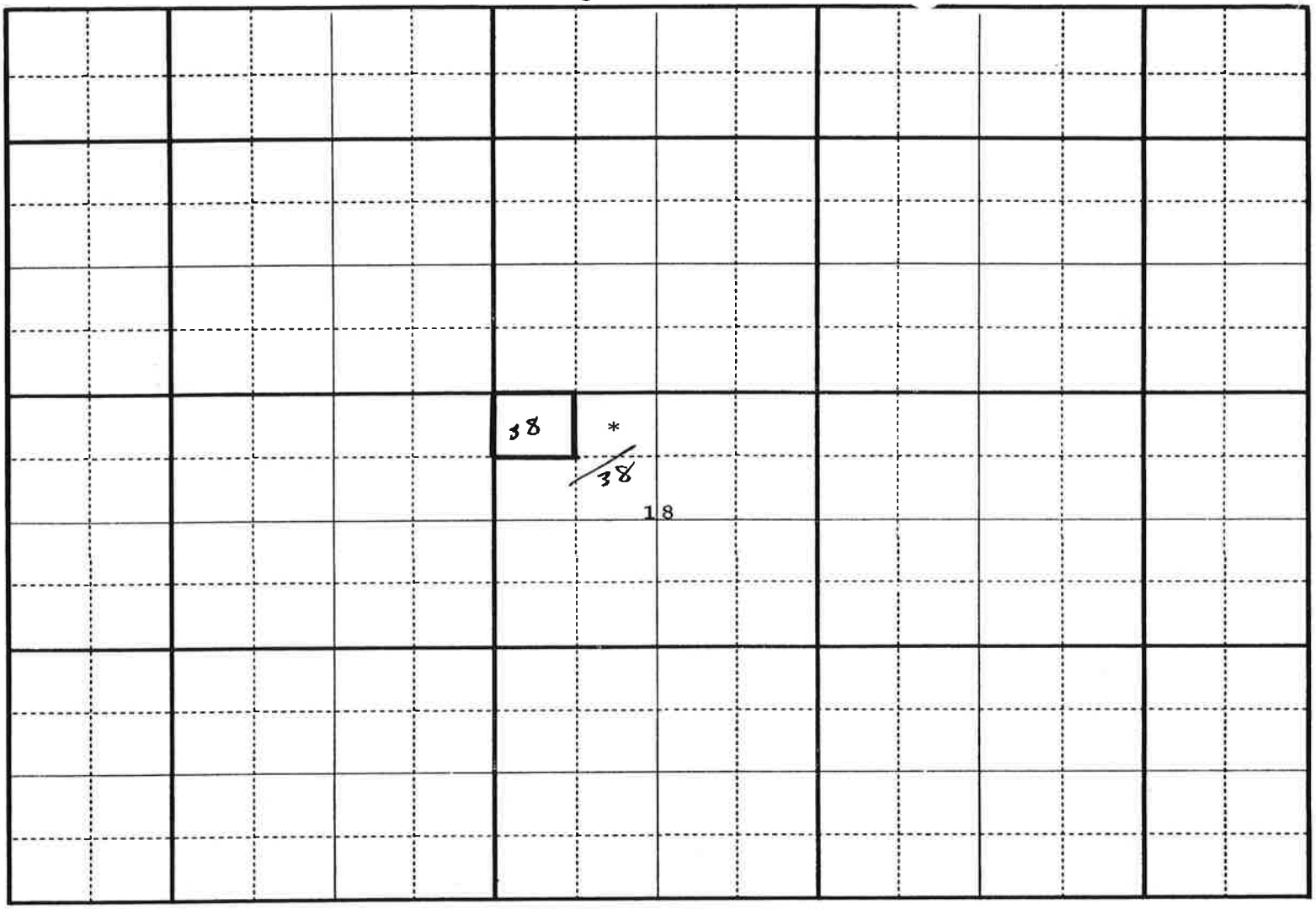


Diagram of System

DATE OF EXAM 16 July 73

ACREAGE
Found 38
Recommended 38

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____
Domestic Q= .76 c.f.s. V= 171.0 AF/Ann. from ~~Mar 20~~ to Nov 1
Livestock Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____

Is water co-mingled? yes ____ no ~~✓~~

Name source: Groundwater
twp. 3 (N)/S, Rge 2 E/(W), B.M., Sec. 15, Sub. NE ¼ NW ¼ Canyon County

Exchange? yes ____ no ~~✓~~

Name source exchanged with: ____
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of injection:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of exchange:
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Total Q measured 1.79 c.f.s. Method of measurement Cippoletti Weir

Total Q recommended .76 c.f.s. Meter No. ____ Type ____ Condition ____

Total V recommended 171.0 Ac Ft/Ann

Recommended Amendments:

P.D. ____
Place of Use ____
Other ____
None

MEASUREMENT CALCULATION:
Q = 13" Cip Weir Head Reading Approx. .54' = 1.79 cfs
Q = .76 (allowable)
V = (4.5)(38) = 171 Ac Ft/Ann

38
4.5
190
152
171 ⊙

SYSTEM DESCRIPTION:
GE 20 HP Motor 230/460 Volt 1755 RPM Ser # DDJ424351
Layne & Bowler Pump # 14545 6" discharge to concrete Box with Cipp weir 6" gate valve installed.

REMARKS:
This farm has one of the neatest installations around and appears to be operated very efficently

Examiner's Signature James Sanders Date 16 July 73

Checked by ____ Date ____

Approved by ____ Date ____

63 7238

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 13-07248 **Date:** 2-18-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	2W	18						38											38
GIS									38											38
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 38

Total GIS Acres: 38

Overlapping POU Claim #'s:

COMMENTS:

POU per county data.

POD per claim map.