

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: A63-03057
Date Received: 11/27/1989
Receipt No: W006795
Received By: 69

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK T. BARTLES 208-482-7524
Address: 30472 RED TOP RD.
WILDER, ID 83676

OR

Name: DORIS BARTLES 208-482-7524
Address: 30472 RED TOP RD.
WILDER, ID 83676

2. Date of Priority: MAY 19, 1955

3. Source: WASTE WATER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	05W	19	NE NW		CANYON

5. Description of diverting works:
GRAVITY FLOW DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.140		

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

8. Total consumptive use is 199.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A63-03057

Page 1

Date: 11/27/89

SCANNED

APR 22 2008

MICROFILMED

AUG 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	19	NE	NW		IRR	25.0
			NW	NW		IRR	32.0
						Section Acres	57.0
						Total Acres	57.0

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:
WILDER IRR. ON 14 ACRES

14. Remarks:
2 P/D IN NENW, S19, T4N, R5W.

15. Basis of Claim: LICENSE
Water Right Number: 25828

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: 1

For Individuals:

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

Signature of Claimant(s): X Frank T. Bantles Date: X 11/27/89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of Nov 19 89

Linda A. Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994



RECEIVED

JUL 21 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 18 2008	
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	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
_____	)	FOR WATER RIGHT 63-03057

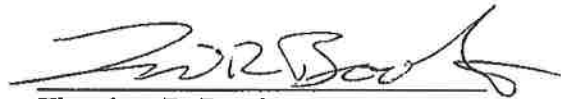
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this 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 water should be described as wastewater. On June 24, 2008, the Wilder Irrigation District filed a *Notice of Withdrawal of Objection*. Accordingly, there are no outstanding objections to this water right claim.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein IT IS RECOMMENDED that water right 63-03057 be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated July 18, 2008



Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

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

In Re SRBA)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Case No. 39576)
Water Right 63-03057

JUL 18 2008

By _____

Deputy (

NAME AND ADDRESS: DORIS BARTLES
FRANK T BARTLES
30472 RED TOP RD
WILDER, ID 83676

SOURCE: WASTE WATER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.14 CFS

PRIORITY DATE: 05/19/1955

POINT OF DIVERSION: T04N R05W S19 LOT 2 (NENW) Within Canyon County
LOT 2 (NENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.14 CFS

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early 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
T04N R05W S19 LOT 2 (NENW)25.0 LOT 1 (NWNW)32.0
57.0 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. 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 Application

RECOMMENDATION

JUL 18 2008

Paul B. Booth
SPECIAL MASTER

Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 18 2008	
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

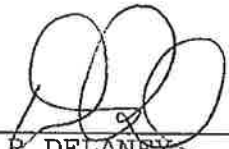
Water Right(s) : 63-03057

On July 18, 2008, 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.

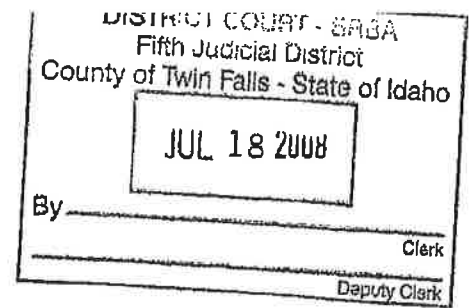
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 July 18, 2008.



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) : 63-03057

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 July 18, 2008, with sufficient first-class postage prepaid to the following:

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

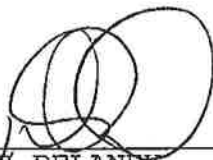
WILDER IRRIGATION DISTRICT
Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

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
07/18/08

DORIS BARTLES
FRANK T BARTLES
30472 RED TOP RD
WILDER, ID 83676
Phone: 208-482-7524



DIANA R DELANEY
Deputy Clerk

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN 24 2008
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

) SUBCASE: 63-3057

Case No. 39576

) NOTICE VACATING INITIAL HEARING

NOTICE IS GIVEN THAT the Initial Hearing set for June 26, 2008, at 2:00 p.m. is
vacated.

DATED June 24, 2008.


Deputy Clerk
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE VACATING INITIAL HEARING was mailed on June 24, 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

DORIS BARTLES

FRANK T BARTLES
30472 RED TOP RD
WILDER, ID 83676
Phone: 208-482-7524



Albert P. Barker, ISB # 2867
Paul L. Arrington, ISB #7198
BARKER ROSHOLT & SIMPSON LLP
1010 W. Jefferson St., Suite 102
P.O. Box 2139
Boise, ID 83701-2139
Telephone: (208) 336-0700
Facsimile: (208) 344-6034

RECEIVED

JUN 19 2008

DEPARTMENT OF
WATER RESOURCES

Attorneys for Wilder Irrigation District

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. 63-3057
)
)
)
)
)
)

Case No. 39576

**NOTICE OF WITHDRAWAL
OF OBJECTION**

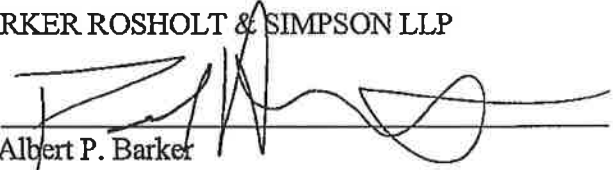
COME NOW, the above-named Objectors, by and through their attorney of record, Albert P. Barker, Barker Rosholt & Simpson LLP, pursuant to I.R.C.P. Rule 41(a)(1) and move this Court for an Order Granting Withdrawal of their Objections in the above-referenced matter.

The Objector, Wilder Irrigation District, voluntarily withdraws its Objections previously filed in this matter and having done so prior to the initial hearing, request that an order of dismissal of its Objection be entered by the Court.

DATED this 17th day of June, 2008.

BARKER ROSHOLT & SIMPSON LLP

By


Albert P. Barker

Paul L. Arrington

Attorneys for Wilder Irrigation District

CERTIFICATE OF MAILING

I hereby certify that on the 17 day of June, 2008, I mailed the original and copies of this notice 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. One copy to the owner of the water right at the following address:

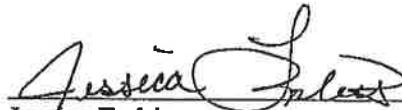
Name: Doris & Frank Bartles
Address: 30472 Red Top Rd.
Wilder, Idaho 83676

3. Copies to:

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

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environmental/Natural Resource Div
550 West Fort Street, MSC 033
Boise, ID 83724



Jessica Forbis

RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 04:12
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: 63-03057

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

THURSDAY, JUNE 26, 2008 at 02:00 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

DORIS BARTLES
FRANK T BARTLES
30472 RED TOP RD
WILDER, ID 83676
Phone: 208-482-7524

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 63-3057

(Insert water right number)

Case No. 39576)
_____)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

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: Frank and Doris Bartles

Address: 30472 Red Top Rd.

Wilder, ID 83676

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.

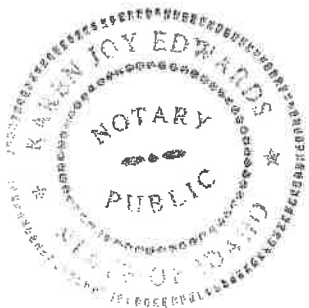
Albert P. Barker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)

[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, 2007, 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: Frank and Doris Bartles
Address: 30472 Red Top Rd.
Wilder, ID 83676

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: 63-3057
NAME AND ADDRESS: DORIS BARTLES
30472 RED TOP RD
WILDER ID 83676

FRANK T BARTLES
30472 RED TOP RD
WILDER ID 83676

SOURCE: WASTE WATER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.140 CFS

PRIORITY DATE: 05/19/1955

POINT OF
DIVERSION: T04N R05W S19 NENW Lot 2 Within CANYON County
T04N R05W S19 NENW Lot 2 Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.140 CFS
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County
T04N R05W S19 Lot 2 NENW 25.00 T04N R05W S19 Lot 1 NWNW 32.00
57 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 - License

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

02/17/2006

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

RIGHT NUMBER: 63-3057

NAME AND ADDRESS: DORIS BARTLES
30472 RED TOP RD
WILDER ID 83676

FRANK T BARTLES
30472 RED TOP RD
WILDER ID 83676

SOURCE: WASTE WATER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.140 CFS

PRIORITY DATE: 05/19/1955

POINT OF DIVERSION:

T04N R05W S19 NENW Lot 2 Within CANYON County

T04N R05W S19 NENW Lot 2 Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.140 CFS

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early 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

T04N R05W S19 Lot 2 NENW 25.00

T04N R05W S19 Lot 1 NWNW 32.00

57 ACRES TOTAL

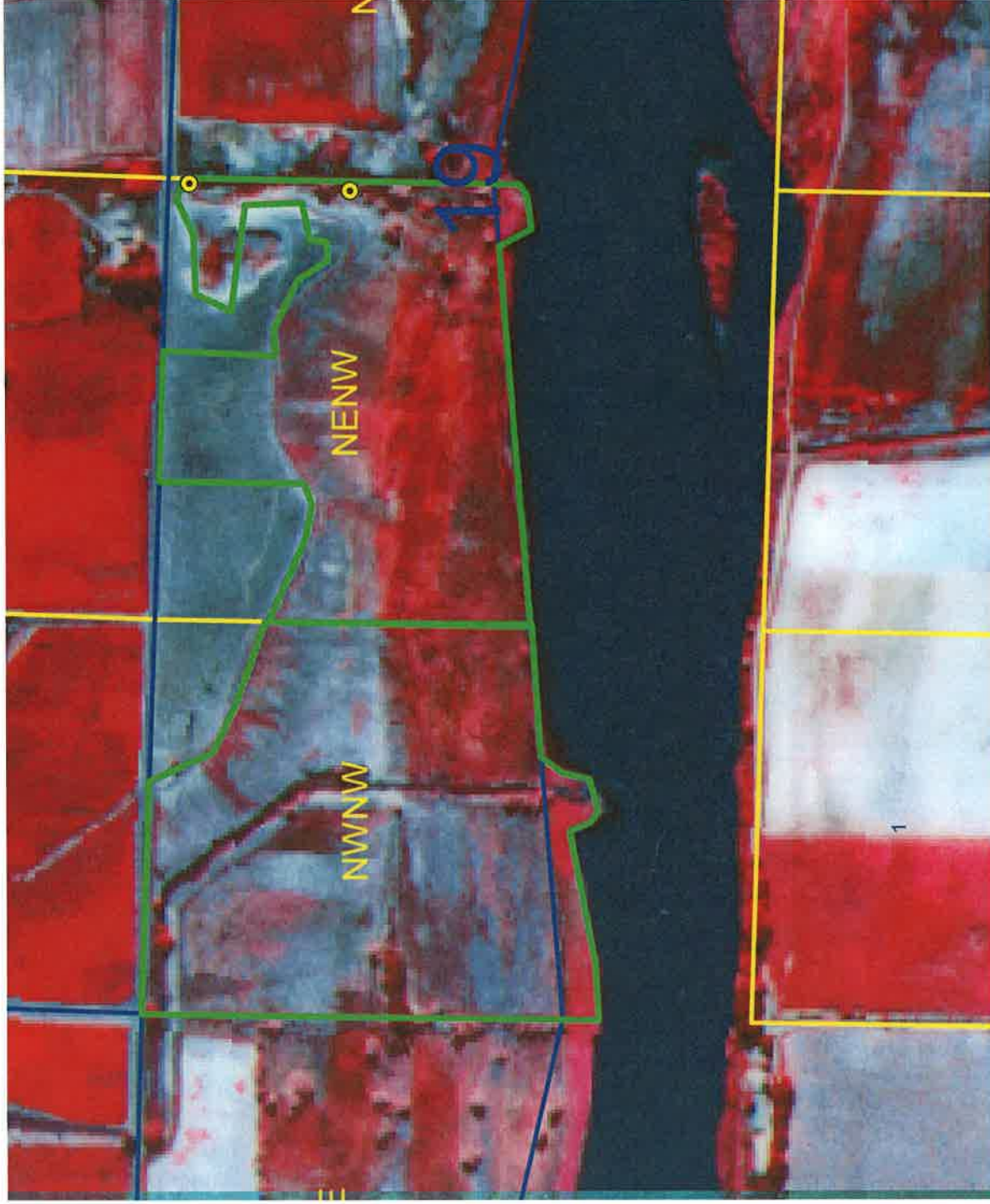
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 Wilder Irrigation District.

Idaho Department of Water Resources



**T04N, R05W,
S19**

Claim No: 63-3057

Prepared By: Kimberly Browr

Date: February 17, 2006



Place of Use



Section Lines

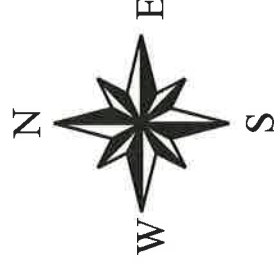


1/4 1/4



Point of Diversion

Irrigated Acres = 57.0



1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3057

WATER RIGHT NUMBER: 63-3057 ✓

Owner Type Name and AddressCurrent Owner DORIS BARTLES
~~30472 RED TOP RD~~
WILDER, ID 83676
(208)482-75241127 Caldwell Blvd, Apt. 353
Nampa 83651Current Owner FRANK T BARTLES ✓
30472 RED TOP RD
WILDER, ID 83676
(208)482-7524

Priority Date: 05/19/1955 ✓

Basis: License ✓

Status: Active

Property Address:
8 Peckham Rd., Wilder
29673 Peckham Rd., Wilder
29585 Peckham Rd., WilderSource

WASTE WATER ✓

Tributary

SNAKE RIVER ✓

Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate

1.140 CFS ✓

Annual VolumeTotal Diversion:

1.140 CFS ✓

Location of Point(s) of Diversion

WASTE WATER

NE1/4NW1/4 ✓

L2

Sec. 19, Twp 04N, Rge 05W, B.M. ✓

CANYON County ✓

ADD: NENW S19 L2Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	05W	19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	✓ 57.0
							25.0	32.0											
							L2	L1											

Total Acres: 57

Conditions of Approval:

1. 2 P/D IN NENW, S19, T4N, R5W.

Remarks:ADD S39 - Season of use begins 3/1.Comments:ADD W59 - Use combined with Wilder Inv. Dist.

Parcel Nos: R 3691900000 - Doris Bartles
 a portion of R 3691901030 - Gary Bartles
 a portion of R 3691901000 - Edward Leavitt
 a portion of R 36919010A0 - Gary Bartles

Field Exam Date 2.17.06

(in office review)

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 \$107.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information Govt. lots 1 & 2
- ☒ Check POD & POU overlap, see below -- include overlapping right for exam
- ☐ Evidence of Priority -- if none, talk with claimant N/A

CLAIMANT INFORMATION -- verify contact information is complete

Claim No(s) A63-3057

Owner: Doris & Frank Bartles Phone No. (208) 482-7524

Current Address: 30472 Red Top Rd., Wilder 83676

- ☒ No change NAME IS THE SAME (Doris Bartles) 1127 Caldwell Blvd, Apt. 353
- ☒ NEW OWNER Gary Bartles, Edward Leavitt
- ☐ No change Address
- ☒ NEW ADDRESS Tampa 83651
- ☐ How long owned property?

Accompanied by: N/A

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:

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

Source: Tributary to

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: 2 PODs Plus, ADD: LOT 2
- ☐ If different, when did POD change?

ADD: NENW, S19 Lot 2

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

2 PODs
ADD:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
	2								
	2		NE	NW	19	4N	5W		

Description of diverting works

See Field Report.

OVERLAP REVIEWOther 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

- Season of use begins 3/1.
ADD S39
- ☐ No change
☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- 57.0 acres x 4.5 af/acre = 256.5 af/annum (V) 1.14 cfs x 1.9835 x 246 days = 556.3 af/annum
- ☐ 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 None
☐ Changes Exam found: Domestic # of homes _____ Stock # _____
Types _____ Additional comments: _____

PLACE OF USE:

- ☐ No Change
☒ Changes shown below:

ADD: Lot 1 to NWNW
Lot 2 to NENW

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	

Overlap with other water rights: None

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

Delivery System Narrative: See Field Report.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

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: 2.17.06 (in office review)

FIELD EXAMINER: Kimberly Brown

State of Idaho

License and Certificate of Water Right

Water License No. 25828

Amount 1.14 second feet

Water District No.

Priority May 12, 1955

THIS IS TO CERTIFY that FRANK T. BARTLES

of Wilder, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 19, 1955; that Permit No. 25828 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.20 second feet, was issued thereunder on January 27, 1956, showing that said works were completed on the 21st day of January, 1956; and that on the 28th day of February, 1956,

FRANK T. BARTLES

of Wilder, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of drainage & Waste ditch, a tributary of Snake River, for the purpose of irrigation, under Use Permit No. 25828 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 5681, on the 2nd day of April, 1956; The right hereby confirmed dates from May 19, 1955;

The Points of Diversion are located

in the NE 1/4 NW 1/4, Sec. 19, Tp. 4 N, R. 5 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.14 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	5 W.	19	NE 1/4 NW 1/4	20	25
			NW 1/4 NW 1/4	40	32
			Total Number of Acres Actually Irrigated		57

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 2nd day of April, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

63 8057

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 25828

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Frank T. Bartles

2. Source of water supply: Drainage and waste ditch, tributary of Snake River

20 ft. SW of the NE corner of

3. Location of point of diversion: Is in the NW¹/₄ of Section 19

T. 4 N R. 5 W., B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: This is a diversion from a natural draw. Point of diversion is in the NE corner of the place. There is a dam 30' long by 4' wide on top by 4' high with a 30" diameter 16' culvert pipe extending through same. This is just below where the water comes under the road through a concrete culvert 30" diameter pipe. There is a 16" by 16' length culvert pipe through the bank on the West side into the ditch with a sheet metal cover for a headgate. Ditches are 2 to 3' wide in the bottom and extend around on grade to the West. There is another point of diversion on the same stream 21 yards west from the East fence and 85 yards North of the Snake River. This dam is approximately the same size and has a 24" culvert pipe through the dam to the West to the ditches. The ditch extends along the bank

5. Water is used for: Irrigation of Snake River and the water irrigates from this ditch to the North away from the river.

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

20 acres in NE¹/₄NW¹/₄ and 40 acres in NW¹/₄NW¹/₄ of Sec. 19, Twp. 4 N., Rge. 5 W. B.M.
See the map

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

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

Remarks: While this water might be classed by some as waste water actually it is a year round flow in a natural draw and most of the water is rising water from the past year's irrigation.

This examination was made on the 23rd day of March, 19 56

(Signed) E. H. Humphrey

Examiner.

25828

Frank T. Barles
Route # 2, Wilder, Idaho

7452

Permit No. 25828

1 N. 5 W. 11 N. of well
1/2 W. 5 W. 11 N. of well
Examination for Beneficial Use

County Canyon

19-4N.-5W.

S 2 1/2 a/s.

S 2 drainage & water

Pl. 2 NW 4, Sec. 19, T. 4 N. - R. - 5 W

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

See 2 drainage

Filed May 19, 1955
See - Completed

9/11/2-1-27-56

30" x 16" pipe to carry
water thru down.

down is 4' in top 30'
4' high

16" x 16" pipe thru bank to
ditch

ditch 2 to 5' W. in 1 to

downstream P.D. =

21' at foot of fence,
S. 2 to N. of river

down approx 4 1/2' x 10' in
on top x 30' 2

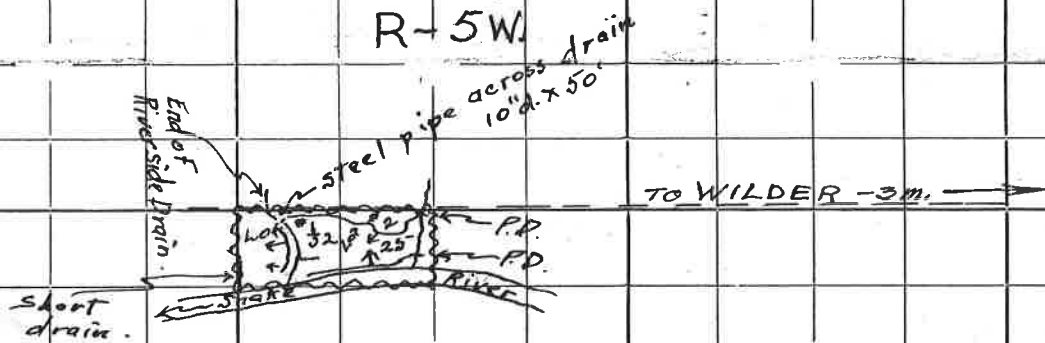
24" culvert pipe x 20' 2

16" x 16" pipe thru to ditch

Concrete 30" pipe 75' long

Lot 1 = NW NW = 31.79 a.
2 = 30.90 a.

R-5W



T.
4
N.

Subdivisions (2) Two.

Area = 57 acres.

Q = 57 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 25828

REPORT ON PROOF OF Beneficial Use

1.14 cfs
mrr

app- 1.20
Sub.- 2
acres- 57

63-3057 2582

APPLICATION FOR PERMIT To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 33693
PERMIT No. 25828
DISTRICT No.

1. Name of Applicant: FRANK T. BARTLES

Postoffice address: R # 2, Wilder

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 1.20 cubic feet per second.

3. Source of water supply: drainage and waste ditch which is a tributary of Snake River

4. Location of point of diversion: 20 feet SW ~~600 feet~~ from the NE
corner of NW $\frac{1}{4}$ Section 19, T. 4 N, R. 5 W, B.M., and is in the NW $\frac{1}{4}$
of Section 19, T. 4 N, R. 5 W, B.M., County of Canyon

5. Water is to be used for irrigation purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 600.00

8. Kind of works: ditch and head gate

9. Height of dam - feet; length of dam at top - feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width 3 feet; height 3 feet.

11. Ditch: Width at bottom 2 feet; width at water line $2\frac{1}{2}$ feet; depth of water 1 feet;
dimensions of flume: -

Diameter of pipe 12 inches; length of conduit 1 miles.

Average grade per mile $1\frac{1}{100}$ feet feet.

12. The time required for the completion of such work is 0 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

FRANK J. BARTLES

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. May 19, 1955

Returned to applicant for correction: June 3, 1955

Corrected application received: June 27, 1955

Approval of State Reclamation Engineer

The number of this permit is 25828

Recorded in Book 91 Page 25828 Approved July 25, 1955.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and

hereby approve the same, subject to the following limitations and conditions: Completion of works of proof can be accepted in order to keep the per-
Bond in the sum of \$- to be filed on or before in good standing. No state license will be issued until determination is made

Bond in the sum of \$-	to be filed on or before	in good standing. No state license will be issued until
Work to begin on or before	Completed	to whether the water filed on is public water, and to continue diligently and uninterruptedly to completion,

Work to begin on or before	Completed	to whether the water filled on is public water, and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before January 25, 1956

Beneficial use of water appropriated in accordance herewith, to be made on or before January 25, 1956

WITNESS My hand this 25th day of July, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SLYLIE

, Governor of the State of Idaho,

and IRA H. MASTER, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 25th

day of July, 19 55.

STATE OF IDAHO

By _____ ROBERT E. SMYLIE

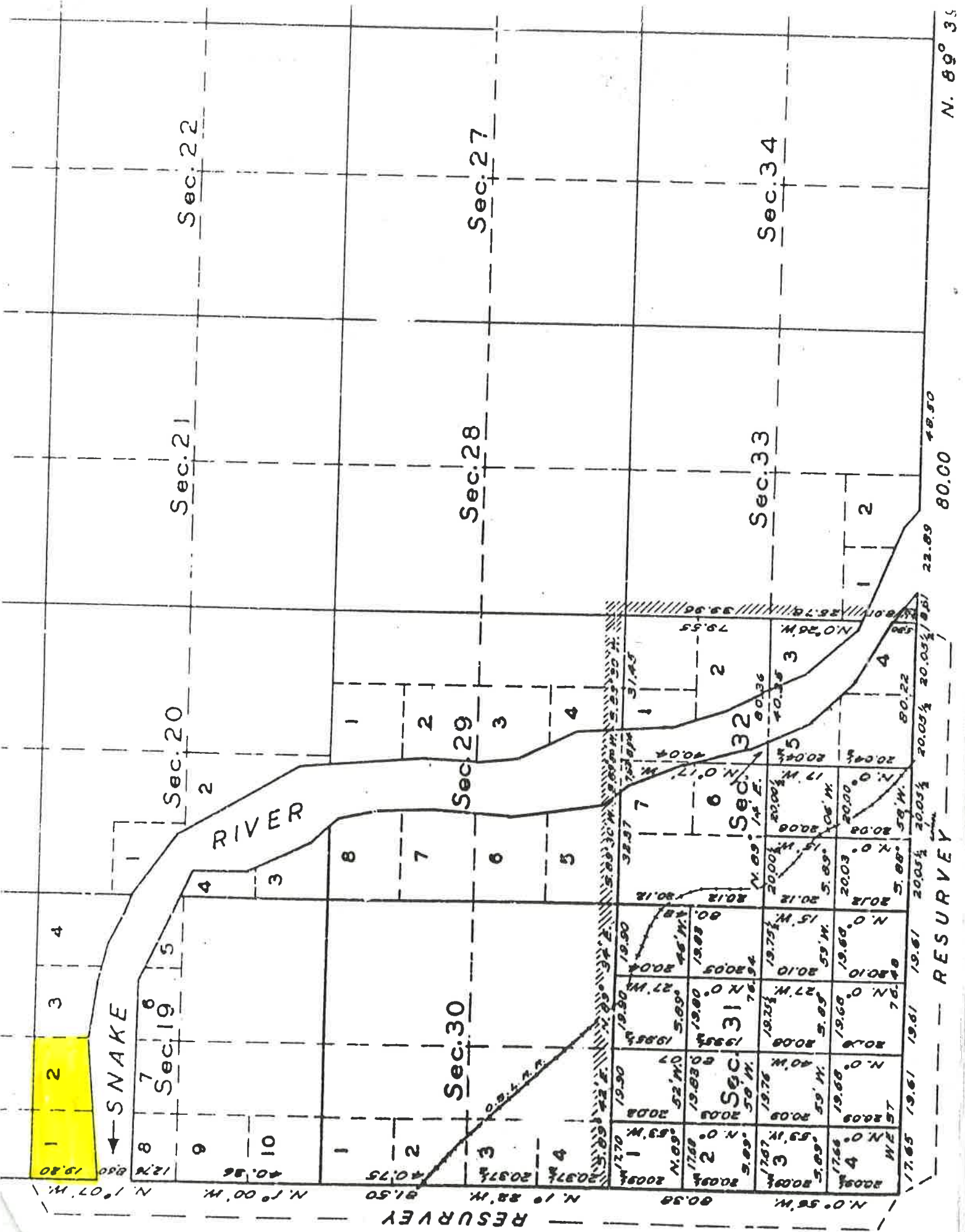
Governor.

By IRA H. MASTERS
Secretary of State.

REMARKS: Have been using water out of this waste ditch for past 8 years, my point of diversion being toward the end of the ditch, before it empties into the Snake River, there being no other land between my point of diversion and the Snake River.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals
4 N	5 W	19		20 40 Permit No. 2582E CERTIFICATE OF COMPLETION OF WORKS			60
TO ALL WHOM IT MAY CONCERN: This is to certify that FRANK T. BARTLES of Wilder, County of Canyon, and State of Idaho, the holder of Permit No. 25828, issued upon Application No. 33693 bearing date of priority of June 27, 1955, authorizing the diversion of 3 second feet of the waters of drainage and waste ditch, county of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.20 second feet of the waters of drainage and waste ditch, that the point of diversion of said waters 20 feet SW from the NE corner of NW$\frac{1}{4}$ of Section 19, T. 4 N., R. 5 W., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 20 acres in NE$\frac{1}{4}$NW$\frac{1}{4}$, Sec. 19, T. 4 N., R. 5 W., B.M. and 40 acres NW$\frac{1}{4}$NW$\frac{1}{4}$ Sec. 19, T. 4 N., R. 5 W., B. M. Witness my hand this 27th day of January, A. D. 1956. MARK R. KULP State Reclamation Engineer Proof of Completion of Works was made January 21, 1956. Certificate of Completion of Works was issued January 27, 1956. LICENSE ISSUED FOR 1/14/56 Page 5681							



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3057

01/26/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~3057~~	~~Claim~~	~~04N~~	~~05W~~	~~19~~	~~NE~~	~~NW~~		~~IRRIGATION~~	~~25/57~~	~~DORIS BARTLES~~
~~3057~~	~~Water Right~~	~~04N~~	~~05W~~	~~19~~	~~NE~~	~~NW~~		~~IRRIGATION~~	~~25/57~~	~~FRANK T BARTLES~~
~~3057~~	~~Claim~~	~~04N~~	~~05W~~	~~19~~	~~NW~~	~~NW~~		~~IRRIGATION~~	~~32/57~~	~~DORIS BARTLES~~
~~3057~~	~~Water Right~~	~~04N~~	~~05W~~	~~19~~	~~NW~~	~~NW~~		~~IRRIGATION~~	~~32/57~~	~~FRANK T BARTLES~~

no overlap -

Receipt Details for ID W006795

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
11/27/1989 3:08:31 PM	11/27/1989	Western	\$217.00	Check
Payer		BARTLES, FRANK T.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1972			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$217.00	ADJUDICATION FEE	410162	9337	00		6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3057		\$107.00	Claim
63	4431		\$60.00	Claim
63	4362		\$25.00	Claim
63	4361		\$25.00	Claim

5N 5W
5N 5W
4N 6W } no overlap

Print Report

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-03057

Date: 12-10-01

	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	4N	5W	19					25	32											57
GIS								20	32											52
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2 (NENW)

Total Claimed Acres: 57

Overlapping POU Claim #'s:

Total GIS Acres: 52

COMMENTS:

Per claim map.

Idaho Department of Water Resources

Claim Number: 63-03057

Legal: T04N, R05W, S19

Reviewed By: *Karen Waters*

● Point of Diversion



Place of Use

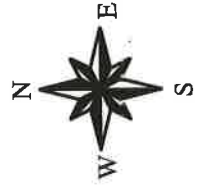
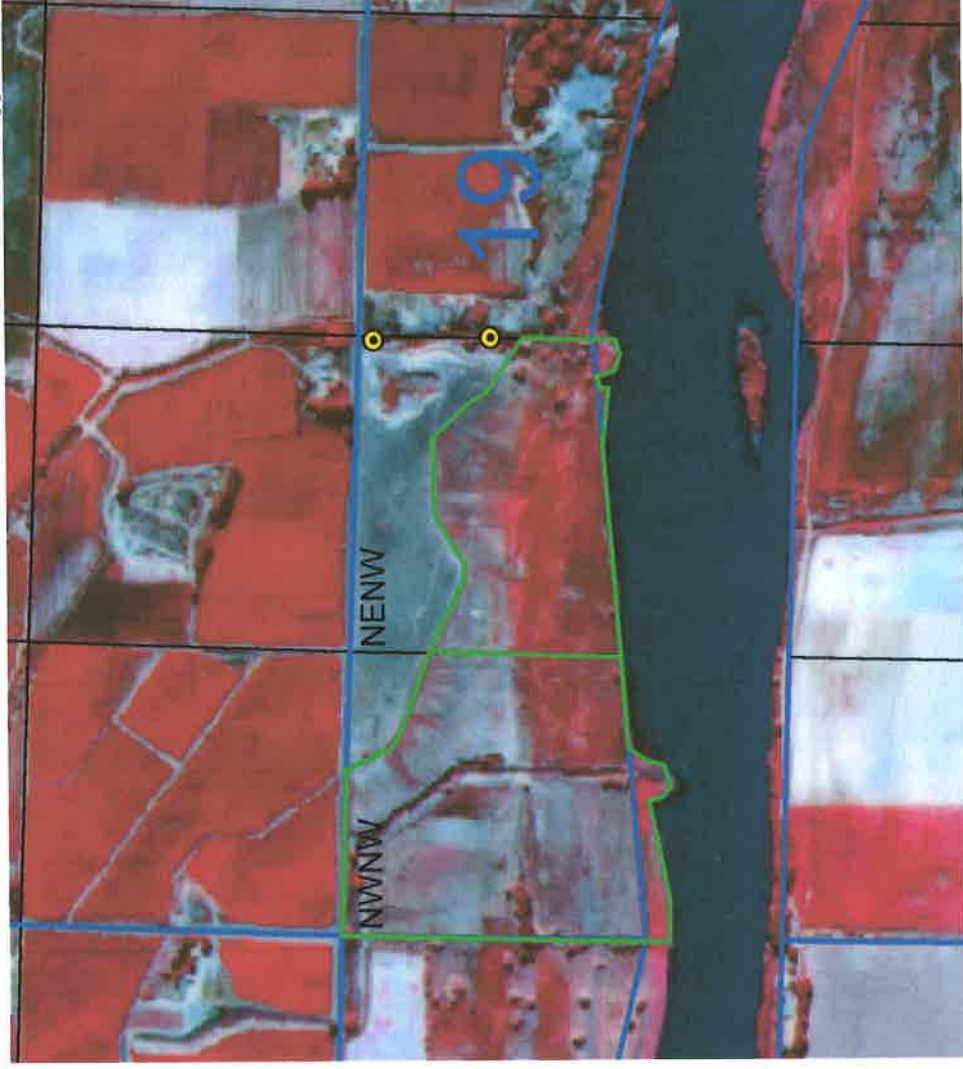


Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 Miles