

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: A63-02351A  
Date Received: 1/16/1990  
Receipt No: W007626  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: RICHARD K VYCITAL  
Address: 11996 W FLINTLOCK  
BOISE ID

83704

208-383-7201  
**RECEIVED**  
FEB 8 1993

2. Date of Priority: MAR 1, 1921

3. Source: ROSWELL DRAINS

Trib. to: BOISE RIVER of Water Resources  
Western Regional Office

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05N      | 06W   | 25      |        | NE     | NE  |     | CANYON |

5. Description of diverting works:  
PIPELINE, GRAVITY FLOW

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.680  |      |        |

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

A.F.A.

8. Total consumptive use is 119.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05N      | 06W   | 24      | SE     | SE  |     | IRR | 34.0  |

Section Acres 34.0

Total Acres 34.0

A63-02351A

Page 1

Date: 02/03/93

**MICROFILMED**  
JUL 25 1994

APR 08 2008

SCANNED

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:  
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 15083

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: A63-02351A

Date Received: 1-16-90

Receipt No: 0007626

Received By: \_\_\_\_\_

RECEIVED

JAN 16 1990

Department of Water Resources  
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RICHARD K. VYCITAL  
Address: 11996 W. FLINTLOCK  
BOISE, ID 83704  
208-383-7201

2. Date of Priority: MAR 01, 1921

3. Source: ROSWELL DRAINS Trib. to: BOISE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05N      | 06W   | 25      | NE     | NE     |     |     | CANYON |

5. Description of diverting works: *pipeline, gravity flow*

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.680  |      |        |

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

8. Total consumptive use is 119.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05N      | 06W   | 24      | SE     | SE  |     | IRR | 34.0  |

Section Acres 34.0

Total Acres 34.0

MICROFILMED

JUL 25 1994

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:  
NONE

14. Remarks:  
THIS IS A SPLIT OFF OF A63-02351.

15. Basis of Claim: LICENSE  
Water Right Number: 15083

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): Robert M. Vignati Date: 11-2-89

\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 2<sup>nd</sup> day  
of November 19 89

Darrell A. Janner  
Notary Public

Seal

Residing at Boise, ID.

My Commission Expires 10-9-92

MICROFILMED  
JUL 25 1994

Water Right Number - 63-02351

Prefix Translation: WATER RIGHT

Old (D) Number - 15083

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

\*\*\* C - CURRENT OWNER \*\*\*  
CARLSON

OLAF

1 -

2 -

3 -

City- PARMA

State- ID Zip- 83660

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
03/01/1921 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
ROSWELL DRAINS BOISE RIVER+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

05N 06W 25 NE NE (27) CANYON

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

01 - IRRIGATION

1.040

43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +  
1.040+ - - - - Place of Use - - - - - +  
TwN Rng Sec Tract Lot Acres Code Description County

05N 06W 24 SE SE 37.0 01 IRRIGATION (27) CANYON

05N 06W 25 NE NE 15.0 01 IRRIGATION (27) CANYON

Total Acres: 52.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +  
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +  
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +  
No Conditions of Approval found.

Prefix Translation: WATER RIGHT

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000[illegible]

+ - - Audit Fields - 04/08/85 05/01/88 CONVERT

[illegible]

|                   |   |            |
|-------------------|---|------------|
| Proof Due Date    | - | 00/00/0000 |
| Approved/Denied   | - | 00/00/0000 |
| Proof Made Date   | - | 00/00/0000 |
| Exam to S.O. Date | - | 00/00/0000 |
| Order Show Cause  | - | 00/00/0000 |
| Licensed Date     | - | 08/28/1979 |
| Decree Date       | - | 00/00/0000 |

Field Exam Made - 00/00/0000  
Protested Date - 00/00/0000  
Hearing Date - 00/00/0000  
Verified Date - 04/08/1985  
Receipt Number -  
Appl Received - 00/00/0000  
Presumption Flag -

|                  |     |
|------------------|-----|
| Field Exam Fee   | -   |
| Swan Falls       | -   |
| Temporary Right  | - P |
| DLE/Carey Act    | -   |
| Water District   | -   |
| Transfer/Amended | -   |

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

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

DEC 10 2008

By \_\_\_\_\_

Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 63-02351A

NAME AND ADDRESS:

RICHARD K VYCITAL  
11515 WILDROSE CT  
BOISE, ID 83713

SOURCE:

UNNAMED DRAIN TRIBUTARY: EAST ALKALI DRAIN

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

QUANTITY:

0.68 CFS

PRIORITY DATE:

03/01/1921

POINT OF DIVERSION:

T05N R06W S25 NENE Within Canyon County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE  
Irrigation

PERIOD OF USE  
03-01 TO 11-15

QUANTITY  
0.68 CFS

PLACE OF USE:

Irrigation Within Canyon County  
T05N R06W S24 SESE 34.0  
34.0 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. 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

RECOMMENDATION

DEC 10 2008

*John M. Melanson*  
SPECIAL MASTER

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2351A

NAME AND ADDRESS: RICHARD K VYCITAL  
11515 WILDROSE CT  
BOISE ID 83713

SOURCE: UNNAMED DRAIN

TRIBUTARY: EAST ALKALI DRAIN

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

QUANTITY: 0.680 CFS

PRIORITY DATE: 03/01/1921

POINT OF  
DIVERSION:

T05N R06W S25 NENE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.680 CFS

PLACE OF USE:

IRRIGATION in CANYON County

T05N R06W S24 SESE 34.00

34 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

Right No. 63-2351B is also diverted through point of diversion described above.

RECEIVED

MAY 26 2008

DEPARTMENT OF  
WATER RESOURCES

2008 MAY 23 PM 04:00  
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

Case No. 39576

) ORDER SETTING SUBCASE(S)  
) FOR INITIAL HEARING

) SUBCASE NOS: 63-02351A 63-02351B  
63-08654

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

THURSDAY, JUNE 26, 2008 at 09:15 AM (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, 2006 or hearing will not be vacated.

IT IS SO ORDERED.

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

Page 1 5/22/08

(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:

## RIVERSIDE 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

STORY FARMS INC  
C/O VIRGIL STORY  
29983 HWY 18  
PARMA, ID 83660  
Phone: 208-722-5380

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

RICHARD K VYCITAL  
11515 WILDROSE CT  
BOISE, ID 83713  
Phone: 208-383-7201

RECEIVED

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

RECEIVED

JUN 19 2007

DEPARTMENT OF  
WATER RESOURCES

In Re SRBA )

A. Subcase 63-2351A

(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: Riverside Irrigation District  
Address: PO Box 1080  
Parma, ID 83660  
Daytime Phone: 208-880-3449

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: Richard Vycital  
Address: 11515 Wildrose Court  
Boise, ID 83713

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 Riverside 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 Riverside 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 Riverside Irrigation District.

F. VERIFICATION (must be completed)

State of IDAHO )  
 )ss.  
County of ADA )

Mark P BARRETT, 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)

Mark P Barrett

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 18, 2007



Notary Public for Idaho

Residing at: Boise

My Commission Expires: June 1, 2012

## 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: Richard Vycital  
Address: 11515 Wildrose Court  
Boise, ID 83713

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

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

RIGHT NUMBER: 63-2351A

NAME AND ADDRESS: RICHARD K VYCITAL  
11515 WILDROSE CT  
BOISE ID 83713

~~11996 W FLINTLOCK~~  
~~BOISE ID 83704~~

SOURCE: UNNAMED DRAIN

TRIBUTARY: EAST ALKALI DRAIN

QUANTITY: 0.680 CFS

PRIORITY DATE: 03/01/1921

POINT OF DIVERSION:

T05N R06W S25 NENE 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          | 0.680 CFS       |

PLACE OF USE: IRRIGATION in CANYON County

T05N R06W S24 SESE 34.00

34 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

Right No. 63-2351B is also diverted through point of diversion described above.



# Idaho Department of Water Resources

## 63-2351A

### 05N 06W Section 24



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated  
Acres: 34

700 0 700 Feet



IDWR  
Prepared by: Lori Graves  
Date: 08-29-06  
1986-87 Photography

**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     | ) | <b>Water Rights:</b> 63-2351A, 63-8654, |
|                | ) | 63-30232, 63-30233                      |
| Case No. 39576 | ) | <b>NOTICE OF COMPLETED</b>              |
|                | ) | <b>ADMINISTRATIVE</b>                   |
| _____          | ) | <b>PROCEEDING</b>                       |

IDWR has completed the following administrative proceeding:

XX Address change

Substitution of Party

☐ IC § 42-222 transfer

- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> Point of diversion   | <input type="checkbox"/> Place of use        |
| <input type="checkbox"/> Period of use        | <input type="checkbox"/> Nature of use       |
| <input type="checkbox"/> Split of water right | <input type="checkbox"/> Change in ownership |
| <input type="checkbox"/> Other                |                                              |

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 16, 2007

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on February 16, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

### 1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

### 2. Copies to:

Clive Strong  
Office of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

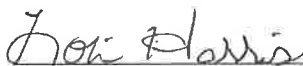
☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

### 3. Copies to all parties to the subcase:

Richard K. Vycital  
11515 Wildrose Ct.  
Boise, ID 83713

☐ overnight mail  
☒ regular mail  
☐ hand-delivered  
☐ facsimile

☐ overnight mail  
☐ regular mail  
☐ hand-delivered  
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

WESTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

February 16, 2007

RICHARD K VYCITAL  
11515 WILDROSE CT  
BOISE ID 83713

Re: Water Right Nos. 63-2351A, 63-8654, 63-30232, 63-30233

Dear Mr. Vycital:

Enclosed is a copy of the above referenced water rights, which reflect the change in address for these rights. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris  
Technical Records Specialist 1  
Adjudication Section  
Western Region Office

LH:l  
Enclosures

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

**RECEIVED**  
**FEB 12 2007**  
**WATER RESOURCES**  
**WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 63-8654               |                              |       |                       |                              |       |
| 63-2351A              |                              |       |                       |                              |       |
| 63-30232              |                              |       |                       |                              |       |
| 63-30233              |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

**OR**

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Richard K. Vgaita

4. New Owner/Claimant(s)

Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

11515 Wildrose Ct  
Boise Idaho 83713  
206 375 8981

*Change Address*

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) \_\_\_\_\_  
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

**For Office Use Only**

Received by AD Date 2-12-07 Fee N/A  
 Received by AD Date 2-15-07 Receipt No. \_\_\_\_\_  
 Processed by AD AJ Date 2-15-07 WR \_\_\_\_\_ Date \_\_\_\_\_



# 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

R. KEITH HIGGINSON  
DIRECTOR

April 21, 1995

RICHARD K VYCITAL  
4230 N COLUMBINE  
BOISE ID 83713

RE: SRBA Claims in the Roswell area

Dear Mr. Vycital:

Mr. Tuthill has asked me to send you the names of all parties who have filed in the Snake River Basin Adjudication on irrigation from either the Scott Drain or Alkali Drain. The list of those claimants, including their addresses, is enclosed.

The list includes Mr. and Mrs. Gee of Pet Lane in Parma. They have filed an application for permit for irrigation water from Alkali Drain. Based on a search of IDWR's data base, it does not appear that there are any other users of water from either drain.

If you have any questions or need additional information, please do not hesitate to contact our office.

Sincerely,

Maria Minicucci  
Water Agent, Adjudication Bureau

MM:m

Enc: Names & address of Scott and Alkali drains water users

BETTE E HITCH  
JAMES H HITCH JR  
RT 3 BOX 3027  
PARMA ID 83660

GARY R VANVLIET  
JOAN D VANVLIET  
27859 SCOTT PIT RD  
PARMA ID 83660

ADA G WAGNER  
JOE P WAGNER  
27818 PIONEER LN  
PARMA ID 83660

RANDY JOE WAGNER  
17806 LOWELL RD  
CALDWELL ID 83605

LOWELL WITHINGTON  
WILLA G WITHINGTON  
368 CORNETT AVE  
MOORPACK CA 93201

VICTOR J MAROSTICA  
31086 FRENCH RD  
PARMA ID 83660

ANITA M KISER  
DAVID H KISER  
30358 BOULDER RD  
PARMA ID 83660

AGNES MARIE GORDON  
CARL GORDON  
30280 BOULDER RD  
PARMA ID 83660

DOWN DAIRY LTD  
31156 MARKER RD  
PARMA ID 83660

CURTIS B LEWMAN  
ZILLIAH L LEWMAN  
30450 BOULDER RD  
PARMA ID 83660

DANIEL D CHANEY  
KATHRYN L CHANEY  
RT 3 BOX 3141  
PARMA ID 83660

DONALD E GEE  
FAE G GEE  
27519 PET LN  
PARMA ID 83660



**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

**R. KEITH HIGGINSON**  
DIRECTOR

February 24, 1995

[  
RICHARD K VYCITAL  
11996 W FLINTLCOK  
BOISE ID 83704  
]

[  
]  
]

RE: Claim(s) to a Water Right filed in the Snake River Basin Adjudication

Claim Nos. A63-02351A  
\_\_\_\_\_

Dear Claimants:

The Department of Water Resources will be conducting claim verification field exams in your area beginning in March. An examination is needed to verify your water use in order to complete our report for the court's decree.

The field exams are conducted to gather information about your water right. This information may include the source of water, type of usage, amount of water used, number of acres irrigated, and the legal description of the point of diversion and/or place of use.

Please contact this office by March 10, 1995, in order to make an appointment at a time which is convenient for you. Although it is not mandatory that you accompany IDWR's examiner, it is helpful if someone familiar with the water delivery system is present during the exam. This will help insure that your water right is described accurately for the report to the court.

To make an appointment, or if you have any questions or concerns about the field exam, please contact me at your earliest convenience.

Sincerely,

Maria Minicucci  
Water Agent, Adjudication Bureau

MM:m



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 26, 1989

Mr. Richard K. Vycital  
11996 W. Flintlock  
Boise, ID 83704

Dear Mr. Vycital:

Enclosed are the two Notice of Claims to a Water Right.

A63-02351A is the split off the original Carlson license and is for 34 acres of irrigation.

A63-08654 is the water right for the ponds. This is the way it was recommended by the field examiner.

Please review both claims and if they are satisfactory return to my attention, signed and notarized with the fee. The cost of both claims will be \$334.00. This is based on a flat rate of \$50.00 per claim, \$1.00 per irrigated acre and \$100.00 per cfs for the wildlife usage and the recreational usage.

Feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Linda A. Werner".

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

LW:lh  
Enclosures

MICROFILMED

JUL 25 1994

12/10/2006

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

RIGHT NUMBER: 63-2351A  
NAME AND ADDRESS: RICHARD K VYCITAL  
11996 W FLINTLOCK  
BOISE ID 83704  
SOURCE: UNNAMED DRAIN TRIBUTARY: EAST ALKALI DRAIN  
QUANTITY: 0.680 CFS  
PRIORITY DATE: 03/01/1921  
POINT OF  
DIVERSION: T05N R06W S25 NENE Within CANYON County  
PURPOSE AND  
PERIOD OF USE:  

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| IRRIGATION     | 03/01 11/15   | 0.680 CFS |

  
PLACE OF USE: IRRIGATION in CANYON County  
T05N R06W S24 SESE 34.00  
34 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

Right No. 63-2351B is also diverted through point of diversion described above.

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2351A V1

WATER RIGHT NUMBER: 63-2351A V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                    |
|-------------------|----------------------------------------------------------------------------|
| Current Owner     | RICHARD K VYCITAL<br>11996 W FLINTLOCK<br>BOISE, ID 83704<br>(208)383-7201 |
| Original Owner    | OLAF CARLSON<br><br>PARMA, ID 83660                                        |

Priority Date: 03/01/1921

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u>  |
|---------------|-------------------|
| UNNAMED DRAIN | EAST ALKALI DRAIN |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.680 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.680 CFS             |                      |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| UNNAMED DRAIN | NE1/4NE1/4 | Sec. 25, Twp 05N, Rge 06W, 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 |        |
| 05N | 06W | 24  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 34.0   |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 34.0   |

Total Acres: 34

Conditions of Approval:

1. F05 Right No. 63-2351B is also diverted through point of diversion described above.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 63-2351A V1

Comments:

## 1. Igraves 8/29/2006 Field Exam

Comment: An SRBA field exam was conducted in 1995. The examiner recommended this right forfeited because a culvert was not located that delivered water under the road to the p/u. The claim was filed in 1990. The 1987 aerial photo indicates irrigation. Forfeiture will not be addressed at this time based on the 1987 aerial photo.

## 2. Igraves 8/29/2006 Source

Comment: The original license described the p/d located 50 feet above the confluence of Roswell and Main Drains. Based on the topo map, Roswell Drain is an unnamed drain and Main Drain is East Alkali Drain. The licensing exam indicates the p/d is located on the unnamed drain tributary to East Alkali Drain. The source and tributary have been clarified.

## 3. Igraves 8/29/2006 P/U

Comment: 37 acres were licensed in the SESE, but the parcel equates to only 34 acres as claimed.

## 4. Igraves 8/29/2006 Parcel No.

Comment: Irrigation is for Parcel No. R3927300000.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

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:Water Supply Bank:

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2351A

WATER RIGHT NUMBER: 63-2351A

Owner Type                      Name and Address  
 Current Owner                  RICHARD K VYCITAL  
                                          11996 W FLINTLOCK  
                                          BOISE, ID 83704  
                                          (208)383-7201  
 Original Owner                  OLAF CARLSON  
                                          PARMA, ID 83660

Priority Date: 03/01/1921  
 Basis: License  
 Status: Active

Source                                      Tributary  
 ROSWELL DRAINS                      BOISE RIVER  
*alkali drain*

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>    | <u>Diversion Rate</u>             | <u>Annual Volume</u> |
|-----------------------|--------------------------|-----------------------------------|----------------------|
| IRRIGATION            | <del>3/15</del> to 11/15 | 0.680 CFS                         | —                    |
| <i>not licensed</i>   | 3/1                      | <u>Total Diversion:</u> 0.680 CFS | <i>not licensed</i>  |

Location of Point(s) of Diversion

~~ROSWELL DRAINS~~                      NE1/4NE1/4                      Sec. 25, Twp 05N, Rge 06W, 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   |        |
| 05N | 06W | 24  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |      | 34.0   |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 34.0 |        |

Total Acres: 34

Claim Received Date: 1/16/1990  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 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:*add F05 - shared P/D*

# State of Idaho License and Certificate of Water Right

Water License No. 15083  
Water District No. 12-A

Amount 1.04 sec. ft.  
Priority 3-1-1921

THIS IS TO CERTIFY that Olaf Carlson  
of Parma, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated March 1, 1921; that Permit No. 15083  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
1.2 second feet, was issued thereunder on January 4, 1924, showing that said works  
were completed on the 19th day of December, 1923; and that on the 19th  
day of March, 1924,

Olaf Carlson

of Parma, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Roswell Drains  
, a tributary of Boise River, for the purpose of irrigation and  
Domestic use, under Use Permit No. 15083 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in  
Volume 6 of Licenses, at page 323b, on the 4th day of February, 1925;

The right hereby confirmed dates from March 1, 1921;

The Point of Diversion is located  
in the NE 1/4 NE 1/4, Sec. 25, Twp. 5 N., R. 6 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 1.04 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|------------------|----------------------------------|---------------------------------|
| 5 N. | 6 W.  | 24   | SE1/4 SW1/4      | 40                               | 37                              |
|      |       | 25   | NE1/4 SE1/4      | 20                               | 15                              |

Total 52 acres.

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 Commissioner of Reclamation, affixed at Boise, Idaho,  
this 4th day of February, 1925

J. C. SWEDSEN  
Commissioner of Reclamation.

(SEAL)

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 15083

This proof is for Beneficial Use

In Water District No. 12-A

1. Name of applicant: Olof Carlson  
2. Source of water supply: Roswell Drain  
3. Location of point of diversion: Is in the NE 1/4 of Section 25  
T. 5 N. R. 6 W. B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: control dam built of 2" planking, 4 ft wide, 4 ft high and 9 ft long, situated about 50 ft above confluence of Roswell and Main drains

5. Water is used for: irrigation  
6. State whether or not water has been turned into works of diversion: yes

List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE 1/4 Sec. 25, and SE 1/4 Sec. 24, Twp. 5 N., R. 6 W., B.M.

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

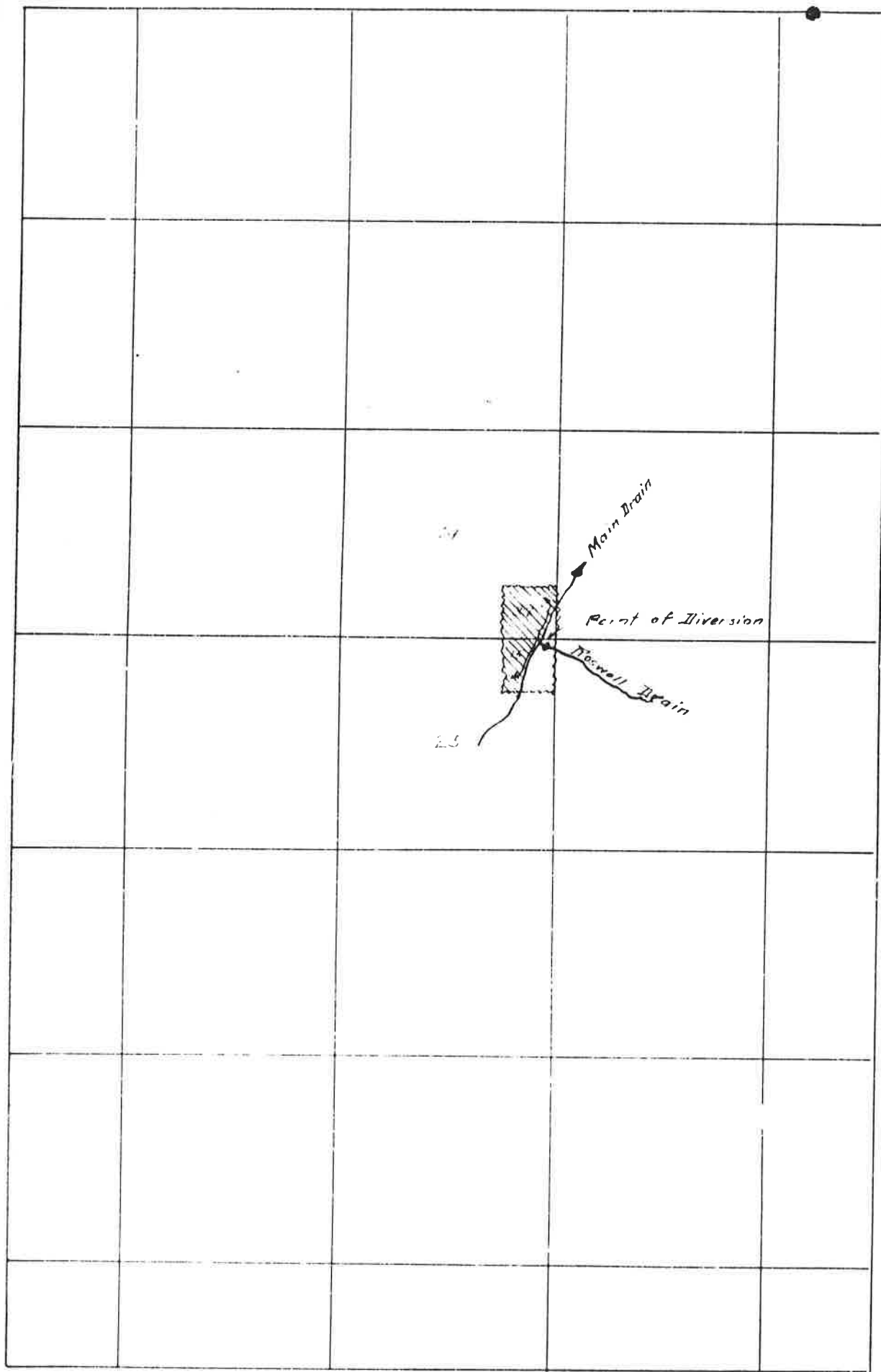
8. What large stream would the water here appropriated finally reach? Snake River

Remarks: The water is used to irrigate land which was superfluous for use in construction of Gov. drain

This examination was made on the 22nd day of May, 1924

(Signed)

Adolf J. Johnson



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

1509.3

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

Water Right Number - R63-02351A

Prefix Translation:

RESEARCH

Old (D) Number - 15083

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

\*\*\* C - CURRENT OWNER \*\*\*

VYCITAL

RICHARD K

1 - 11996 W FLINTLOCK

2 -

3 -

City- BOISE

Phone - 208-383-7201

State- ID Zip- 83704

\*\*\* O - ORIGINAL OWNER \*\*\*

CARLSON

OLAF

1 -

2 -

3 -

City- PARMA

Phone - 208-000-0000

State- ID Zip- 83660

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
03/01/1921 14 WESTERN I - DISALLOWED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
ROSWELL DRAINS BOISE RIVER+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County

05N 06W 25 NE NE (27) CANYON

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

01 - IRRIGATION

03/15

11/15

0.680

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
0.680 119.0+ - - - - Place of Use - - - - - +  
TwN Rng Sec Tract Lot Acres Code Description County

05N

06W

24

SE SE

34.0

01

IRRIGATION

(27) CANYON

Total Acres: 34.0

+ - - Diversion Means - PIPELINE, GRAVITY FLOW

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +  
FORFEITED/ABANDONED.

Water right number - R63-02351A

Prefix Translation: RESEARCH

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

+ - - - - Old Water Right Numbers - - - - - +  
6302351

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

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

+ - - - - Comments - - - - - +

Date: 11/29/1995 User Id: MMINICUC Subject: FORFEITURE

THE SOURCE OF THE LICENSE WAS A DRAIN ON THE SOUTH SIDE OF THE  
THE HIGHWAY, AND THERE IS A CEMENT HEADBOX ON THE MAIN DITCH ON  
TIME. I COULD FIND NO OUTLET ON THE NORTH SIDE OF THE ROAD, NO  
ON THE 1987 ASCS MAP, AND THE NAPP SHOWS VEGETATION SIMILAR TO

HIGHWAY. THE LAND FOR THE OTHER SPLIT IS ON THE SOUTH SIDE OF  
THAT SIDE THAT MUST HAVE LED TO A CULVERT UNDER THE ROAD AT ONE  
DITCHES OR PIPES AT THE CLAIMED PLACE OF USE, NO ACRES INDICATED  
THE ADJACENT WETLANDS AREA.

+ - - Audit Fields - - +  
11/29/95 MMINICUC

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 03/31/1995 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District   | -       |
| Claim Received Date  | - 01/16/1990 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - W007626    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | -            | Presumption Flag        | - C     |
|                      |              |                       |              | Notice of Error Flag    | -       |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

15:50:58  
11/28/95  
16

PAGE: 16  
PROFILE REPORT

CLAIM NUMBER: A63-02351A

| OWNER<br>CODE | NAME & ADDRESS    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE                    | DIVERSION<br>VOLUME    |
|---------------|-------------------|------------------|------------|-----------------------|--------------------------------------|------------------------|
| C             | RICHARD K VYCITAL | 03/01/1921       | IRRIGATION | 03-15 11-15           | 0.68 CFS                             |                        |
|               |                   |                  |            |                       | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 0.68 CFS<br>119.00 AFA |

Water Source: ROSWELL DRAINS

Tributary to: BOISE RIVER

Stage: LICENSE

Point(s) of Diversion: T05N R06W S25 NENE

CANYON County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |             |   |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|---|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | : | SUM  |
| 05N | 06W | 24 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |             | : |      |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 34          | : | 34.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | : | 34.0 |

POU County: CANYON

Other Rights: NONE

Dates: Exam Made Date: 03/31/1995 Verified Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag: C

PO4  
STATUS (I)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

15:45:17  
11/28/95

PAGE: 1  
GENERAL INFORMATION

1  
CLAIM NUMBER: A63-02351A

LAST: CARLSON  
ADDRESS:  
CITY: PARMA  
PHONE NUMBER: 208-000-0000

FIRST: OLAF  
STATE: ID ZIP: 83660

OWNER CODE: O

LAST: VYCITAL  
ADDRESS: 11996 W FLINTLOCK  
CITY: BOISE  
PHONE NUMBER: 208-383-7201

FIRST: RICHARD K  
STATE: ID ZIP: 83704

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE  
N

FIELD  
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

DATE OF FIELD EXAM: \_\_\_\_/\_\_\_\_/\_\_\_\_

APPOINTMENT MADE: Y(\_\_\_\_) N(\_\_\_\_)

TIME: \_\_\_\_:\_\_\_\_ A(\_\_\_\_) P(\_\_\_\_)

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / NOTES:

*In-office field exam, 11/29/1995*

A. AJ CLAIM: # A63-02351A PRIORITY DATE: 03-01-1921 STAGE: L

B. WR RECORD: # 63-02351 PRIORITY DATE: 03-01-1921 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N( )

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y( ) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?  
(IF YES, DESCRIBE BELOW) Y(☒) N( )

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y( ) N( )

FIELD EXAM COMPLETED N/A(☒) Y( ) N( )

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y( ) N( )

LICENSE ISSUED N/A(☒) Y( ) N( )

\* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,  
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y( ) N( )

\* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,  
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N( )

NOTES: 11/29/1995: E. No use found. No culvert under the road to deliver water to  
claimed place of use. ASCS map does not indicate any irrigated acres, nor  
does NAPP. TTT

RECOMMENDED PRIORITY DATE:

03-01-1921

REVIEWED BY T. Thomas

DATE 11/29/1995

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT      | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|------------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A63-02351A | 05N  | 06W  | 25   |     | NE  | NE  |     |             | CANYON |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A63-02351B R63-02351B

WR RECORDS IN SAME 40 ACRE TRACT  
NONE

SOURCE: ROSWELL DRAINS

TRIB: BOISE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 63-02351 | 05N  | 06W  | 25   |     | NE  | NE  |     |             | CANYON |                |                  |

OTHER WR RECORDS WITH SAME WR POD  
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX  
A63-02351B R63-02351B

SOURCE: ROSWELL DRAINS

TRIB: BOISE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y( ) N(☒)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(☒) N( )

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM \_\_\_\_\_) Y( ) N( )

AJ FIELD EXAM (DATE OF FIELD EXAM 11/29/1995) NAME OF EXAMINER TTTINICUCCI Y(☒) N( )

OTHER (DESCRIBE IN NOTES BELOW)

In-office exam

03/31/1995 TTTINICUCCI  
Field exam

NOTES: 11/29/1995: See A63-02351B for info/pictures on POD & source. <sup>of that claimed right.</sup> This A63-02351A portion of the original license has been forfeited by non-use. 8787

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| TWP.<br>05N | RGE.<br>06W | SEC.<br>25 | 1/4 | 1/4<br>NE | 1/4<br>NE | LOT | POD<br>FLAG | COUNTY<br>CANYON | DIVERSION NAME | DIVERSION NBR |
|-------------|-------------|------------|-----|-----------|-----------|-----|-------------|------------------|----------------|---------------|
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |
| —           | —           | —          | —   | —         | —         | —   | —           | —                | —              | —             |

SOURCE: ROSWELL DRAINS

TRIB: BOISE RIVER

REVIEWED BY:

*[Signature]*

DATE:

11/29/1995

SYSTEM DESCRIPTION: DESCRIBED BELOW ( ), SEE LICENSE FILE ( ), OR SEE ATTACHMENT ( )

A. ROOT WATER RIGHT NUMBERS: A63-02351A  
A63-02351B  
R63-02351B

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                            | AJ<br>#/ACRES     | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|---------------------------------|-------------------|-----------------|-----------------|----------------|------------------|
| 05N | 06W | 24  | SE  | SE  |     | VYCITAL, RICHARD K              | A63-02351A / 34.0 | - /             | 37.0            |                |                  |
|     |     |     | SE  | SE  |     | ZAISS, CRAIG R                  | A63-00228 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-00229 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-02374 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | ZAISS, CRAIG R                  | A63-00300 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-02389 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-04007 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-04008 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-04010 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-02279 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-00226 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-00227 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | THE RIVERSIDE IRRIGATION DISTRA | A63-00299 / 40.0  | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | VYCITAL, RICHARD K              | A63-30232 /       | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | VYCITAL, RICHARD K              | A63-30233 /       | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | ABBOTT, MARVIN F                | R63-26933 /       | - /             |                 |                |                  |
|     |     |     | SE  | SE  |     | CARLSON, OLAF                   |                   | 63-02351 / 37.0 |                 |                |                  |

ADDITIONAL POU FOUND

TOTAL ACRES A63-02351A 34.00 37.00

POU COUNTY: CANYON

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N( )

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO.  | SOURCE              | NAME                           | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|---------------------|--------------------------------|-----------|----------------|-----------|----------------|
| A63-02351A | ROSWELL DRAINS      | VYCITAL, RICHARD K             | 0.680     | 0.020          |           |                |
| A63-00226  | BOISE RIVER         | THE RIVERSIDE IRRIGATION DISTR | 20.000    | 0.002          |           |                |
| A63-00227  | BOISE RIVER         | THE RIVERSIDE IRRIGATION DISTR | 80.000    | 0.011          |           |                |
| A63-00228  | BOISE RIVER         | ZAISS, CRAIG R                 | 20.000    | 0.002          |           |                |
| A63-00229  | BOISE RIVER         | THE RIVERSIDE IRRIGATION DISTR | 70.000    | 0.009          |           |                |
| A63-00299  | BOISE RIVER         | THE RIVERSIDE IRRIGATION DISTR | 63.780    | 0.008          |           |                |
| A63-00300  | BOISE RIVER         | ZAISS, CRAIG R                 | 17.700    | 0.002          |           |                |
| A63-02279  | INDIAN CREEK        | THE RIVERSIDE IRRIGATION DISTR | 89.900    | 0.012          |           |                |
| A63-02374  | INDIAN CREEK        | THE RIVERSIDE IRRIGATION DISTR | 88.500    | 0.012          |           |                |
| A63-02389  | ARENA LAKE DRAIN    | THE RIVERSIDE IRRIGATION DISTR | 14.560    | 0.002          |           |                |
| A63-04007  | MEADOWS GULCH DRAIN | THE RIVERSIDE IRRIGATION DISTR | 10.000    | 0.001          |           |                |
| A63-04008  | MAMMON GULCH        | THE RIVERSIDE IRRIGATION DISTR | 20.000    | 0.002          |           |                |
| A63-04010  | WEST END DRAIN      | THE RIVERSIDE IRRIGATION DISTR | 70.000    | 0.009          |           |                |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES   | NAME               | MONTH/DAY           | RATE      | VOLUME      |
|-----------|------------|--------------------|---------------------|-----------|-------------|
| A63-30232 | WILDLIFE   | VYCITAL, RICHARD K | FROM 01-01 TO 12-31 |           | 300.00 AF/A |
| A63-30233 | WILDLIFE   | VYCITAL, RICHARD K | FROM 01-01 TO 12-31 | 1.000 CFS |             |
| R63-26933 | DOMESTIC   | ABBOTT, MARVIN F   | FROM 01-01 TO 12-31 | 0.040 CFS |             |
| R63-26933 | STOCKWATER | ABBOTT, MARVIN F   | FROM 01-01 TO 12-31 | 0.020 CFS |             |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y( ) N( )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

11/29/1995: This QR is  
Not irrigated from any  
source. TTT

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A( ) Y( ) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(X) N(  )

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(X) N(  )

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. \_\_\_\_\_; ( ) TOPOGRAPHIC QUAD, IDWR NO. \_\_\_\_\_;

(X) NAPP, IDWR NO. 07/13/1987; (X) ASCS PHOTO; ( ) OTHER \_\_\_\_\_

NOTES: 11/29/1995: No irrigation found. See attached photos. No delivery system to place of use. NAPP & ASCS, both 1987, do not show any irrigated acres.

RECOMMENDATIONS:

TOTAL ACRES: 0 N/A(  )

REVIEWED BY: [Signature]

DATE: 11/29/1995

A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A63-02351A IRRIGATION       | FROM 03-15 TO 11-15       | 0.680 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 0.680 CFS              |                        |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 63-02351 IRRIGATION         | FROM TO                   | 1.040 CFS              |                        |
| 63-02351 DOMESTIC           | FROM TO                   |                        |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 1.040 CFS              |                        |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y( ) N(X)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(X) N( )

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(X) N( )

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(X) N( )

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y( ) N( )

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(X) N( )

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A( ) Y(X) N( )

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(X) N( )

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A( ) Y(X) N( )

NOTES: 11/29/1995: No delivery system to place of use. No ditches or pipes found at place of use. TTT

- AJ CLAIM TOTAL DIVERSION RATE: 0.680 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.040 CFS
- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N(X)  
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y( ) N(X)
- \* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
- C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(X) N( )  
\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
- D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(X) N( )

E. FLOW MEASUREMENT  
MEASUREMENT METHOD None - no delivery system, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES \_\_\_\_\_ x 0.02 CFS/ACRE = \_\_\_\_\_ CFS  
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N( )

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = \_\_\_\_\_ AF/A  
ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =  
TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 119.0 AF/A  
ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =  
TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

NOTES: 11/29/1995: No measurement done - no use of this water right. TIA?

WR RECORD CONDITIONS/REMARKS:

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____              | ( )                    | ( )             |
| FORFEIT/ABANDON _____        | ( )                    | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 63-02351

| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE<br>1.040 | EXAMINER<br>_____ | CFS |
|-----------------------------------|-------------------|-------------------|-----|
|-----------------------------------|-------------------|-------------------|-----|

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A63-02351A               | 0.680             | R63-02351B                | 0.120            | 63-02351            | 1.040             |
| -                    | A63-02351B               | 0.300             | -                         | -                | -                   | -                 |
| TOTAL CFS            |                          | 0.980             |                           | 0.120            |                     | 1.040             |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

| DATABASE | FIELD<br>EXAMINER |
|----------|-------------------|
| N        | Y( ) N( )         |

NOTES:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
=====

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

NAME OF FIELD EXAMINER: \_\_\_\_\_ TITLE: \_\_\_\_\_

=====

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED<br>IN FILE? |
|-------------------------------------------|--------------------------------------------------------|---------------------------|
| ( ) ORTHOPHOTOQUAD                        | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                 |
| ( ) TOPOGRAPHIC                           | DATE FIELD CHECKED _____ IDWR ID NO. _____             | Y( ) N( )                 |
| ( ) NAPP                                  | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                 |
| ( ) ASCS AERIAL PHOTO                     | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) ASCS COLOR SLIDE                      | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) BLM OR USFS AERIAL PHOTO              | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)     | DATE OF SURVEY _____                                   | Y( ) N( )                 |
| ( ) SCS SOIL SURVEY MAP                   | DATE ISSUED _____                                      | Y( ) N( )                 |
| ( ) SUBDIVISION PLAT MAP                  | DATE OF MAP _____                                      | Y( ) N( )                 |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )                 |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )                 |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )                 |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF<br>PAGES | NOTES |
|-----------------------------------------|---------------------------------------------|-----------------|-------|
| ( ) LICENSING FIELD EXAM                | DATE OF FIELD EXAM _____                    | _____           | _____ |
| ( ) WATER RIGHT LICENSE                 | DATE LICENSE SIGNED _____                   | _____           | _____ |
| ( ) IDWR APPROVED TRANSFER              | DATE TRANSFER APPROVED _____                | _____           | _____ |
| ( ) SYSTEM DESCRIPTION                  | DATE DRAWN _____                            | _____           | _____ |
| ( ) PHOTOGRAPHS                         | DATE(S) PHOTOS TAKEN _____                  | _____           | _____ |
| ( ) SPLIT RIGHT REVIEW                  | DATE REVIEW COMPLETED _____                 | _____           | _____ |
| ( ) HUBBLE ANALYSIS                     | DATE ANALYSIS COMPLETED _____               | _____           | _____ |
| ( ) CONVEYANCE LOSS ANALYSIS            | DATE ANALYSIS COMPLETED _____               | _____           | _____ |
| ( ) FLOW MEASUREMENT CALCULATIONS       | DATE SYSTEM MEASURED _____                  | _____           | _____ |
| ( ) OTHER _____                         | DATE _____                                  | _____           | _____ |
| ( ) OTHER _____                         | DATE _____                                  | _____           | _____ |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

15:45:17  
11/28/95

PAGE: 15  
QUICKLOOK INFORMATION

15  
CLAIM NUMBER: A63-02351A

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| POINT OF DIV              |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| SOURCE                    |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PURPOSES OF USE           | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PERIOD OF USE             | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| REMARKS                   |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE

03/31/1995 VIRGIL/VIRGINIA STORY

- #1 N end of STORY's ditch
- #2 No culvert under road
- #3 Pipe across waste ditch  
cemer spillway for  $H_2O$  not diverted
- #4 Drain crossing under spillway on  
story's property. Looking W
- #5 Headgate to pipe, overflow spill  
Pond is settling pond for agricultural  
land. Also  $H_2O$  from heat exchanger  
from Zwell.

6-8 Vucital's prop. on N side of road.

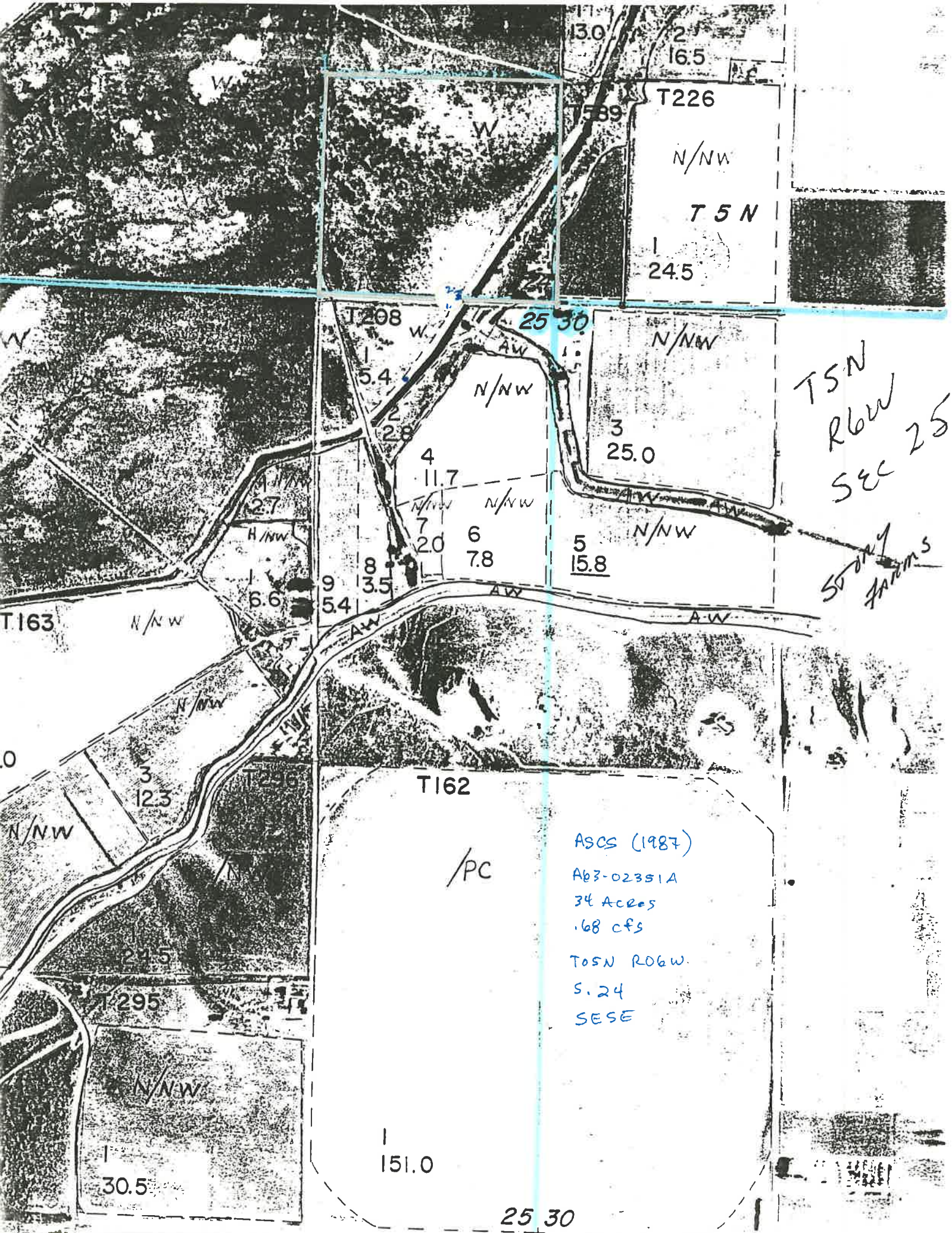
No culvert under road found except for drain

No irriable ditches visible -.

9+10 Possible old ditches

9. Looking S to road + story's'

10. Looking WNW possibly along old ditch



TSN  
R6W  
SEC 25

Sandy Farms

ASCS (1987)  
Ab3-02351A  
34 Acres  
.68 cfs  
TOSN R06W  
S.24  
SESE

PC

25 30



PHOTOGRAPHER AND DATE OF PHOTOS T. T. Wicucci 03/31/1995

FILE NO. A63-02351A T05N R06W



① S. 25 NWNENE  
Culvert from  
Story's property  
to ~~the~~ No  
culvert under  
road. Silted in.



② S. 24 SESE  
Across the  
road, looking  
back in a  
southern direction.  
No out let on  
~~the~~ North side  
of road



PHOTOGRAPHER AND DATE OF PHOTOS T. Minicucci 03/31/1995

FILE NO. Ab3-0235(A) T05N R06W S.24 SESE



③ Place of use. Photo taken from SE corner of Q2,  
on west side of drain & NORTH side of road. No ditches  
found anywhere.

IDAHO DEPARTMENT OF WATER RESOURCES  
WESTERN REGION  
2735 Airport Way  
Boise, Idaho 83705-5082

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*UW-421*



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*Mewa*