

09/19/2005

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

RIGHT NUMBER: 37-2634A

NAME AND ADDRESS: WILLIAM NAYLOR
1689 E 1700 S
GOODING ID 83330

JAMIE NAYLOR
1689 E 1700 S
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.380 CFS

PRIORITY DATE: 05/06/1960

POINT OF DIVERSION:

T05S R14E S35 NENE Within GOODING County

T05S R14E S35 SENE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.380 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T05S R14E S35	NENE	9.0	T05S R14E S35	NWNE	10.0
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19 ACRES TOTAL

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

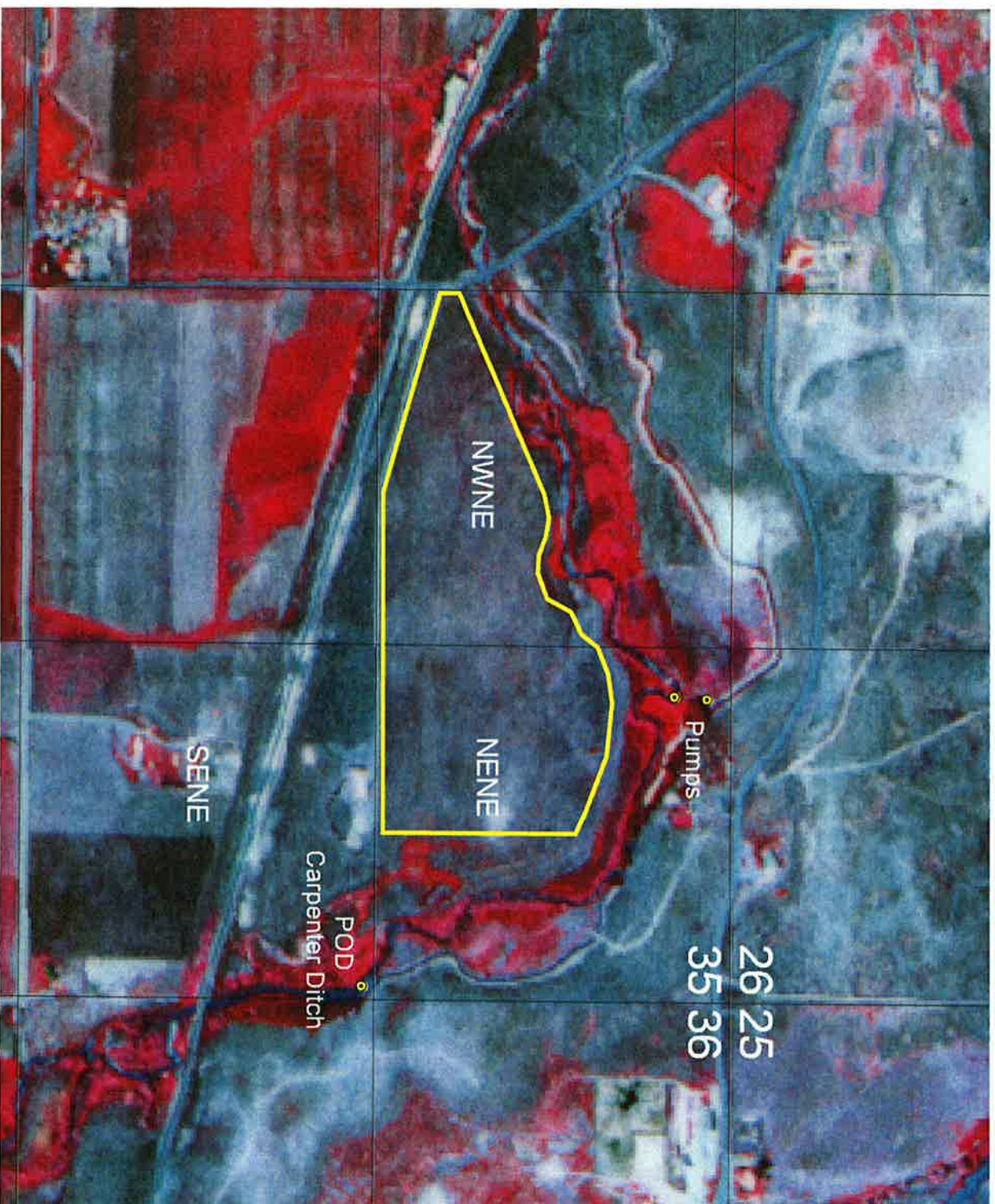
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

37-2634A

T05S R14E S35



Map prepared by: Carter Fritschle
Date prepared: 12/03/04 - Revised 09/19/05
1987-1988 NAPP photography
Idaho Department of Water Resources

12/03/2004

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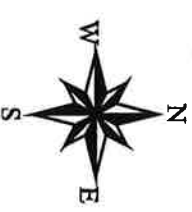
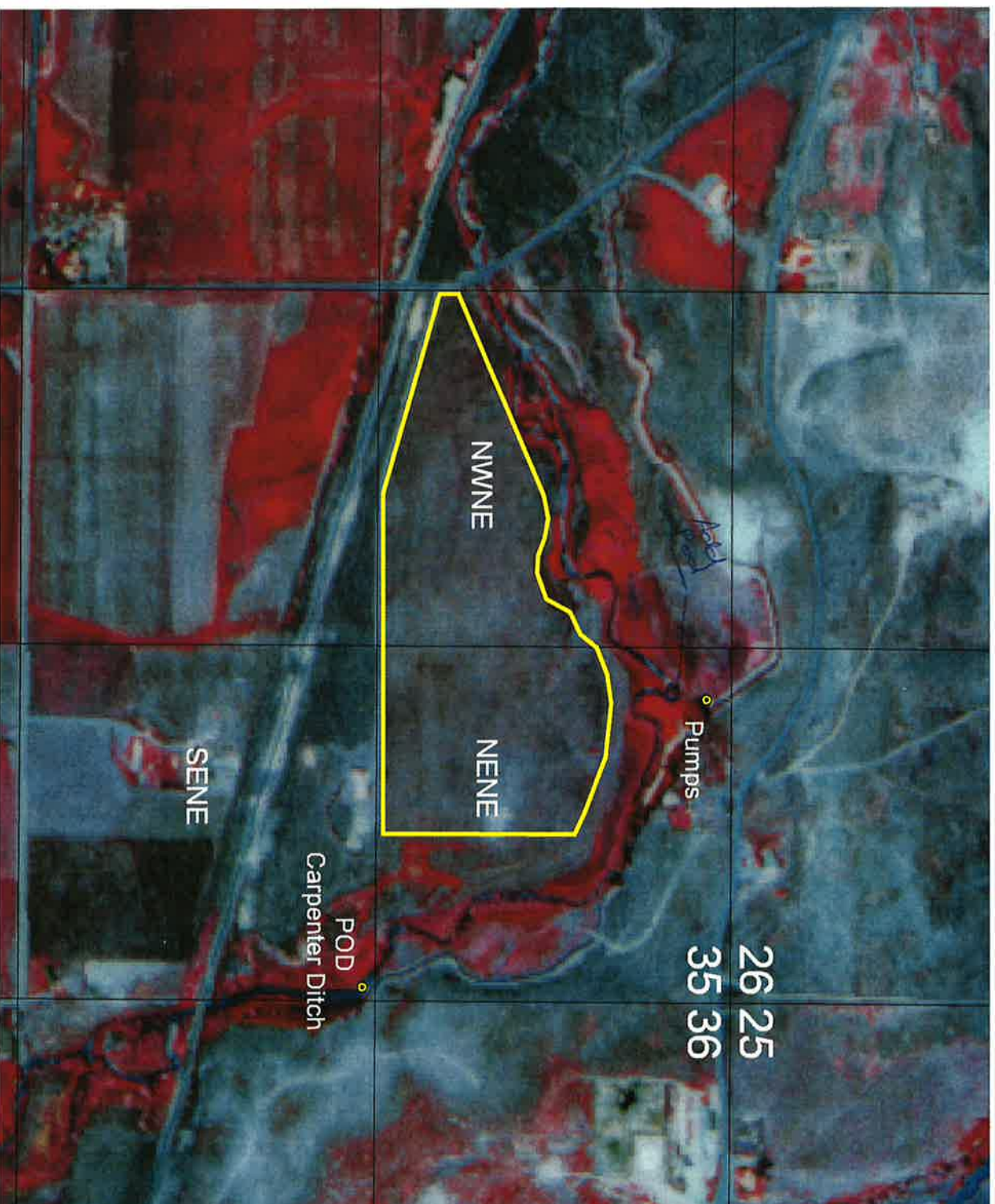
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S35**



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37-2634A Pumps



Two 7.5 HP pumps in the Carpenter Ditch on north side of the Big Wood River. Lee Peterson Photo 11-23-04. Photo taken from the north side of the Carpenter Ditch looking south towards the POU that is across the river.

37- 2634A

William & Jamie Naylor
1689 E 1700 S

11-23-04

Gooding

9 AM

I went out to there property & new home that is being built but no one home but roofers so I went down to POD on Carpenter ditch - the only location of Power - 1 POD with 2 pumps - (see pumps info on color photo)

There is a submerge. surface weir out of the carpenter ditch which is controlled & measured by Big Wood Canal Co. employee.

GPS

			plate	photo
William Naylor - Bill-1	2438302	1306077	A0015233	1030369

The POD on color photo is OK approx. to where shown.

The land is irrigated with sprinkler system

LEE Peterson

11-23-04

East Pump

Baldor industrial motor

JPL 1509 T

37E 285 X 77

7 1/2 HP

208/230 volt

3450 RPM

Fram 213 JP - F 1288

HZ 60 Full load EFF 81.0

PF 82%

400 AMB CONT.

SEF 1.15

West Pump

Baldor industrial motor

JPL 1509 T

37E 285 X 77

213 JP

7 1/2 HP

208/230

39-37

3450

40

unable to read more

1 Diversion

There is a submer. ^{weir} weir out of
carpenter ditch — control is by
Big Wood cc employee

Transfer No. 2930Water Right No. 37-2634

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant B. E. Eytan / V. Rosander Phone 934-4205Post Office address Route #1 Box 13AA, Gooding, ID 83330**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 37-2634 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

purchase of a portion of the water right3. Source of water Little Wood River tributary to Malad River4. Date of priority 5-6-1960

5. Water is used for the following purposes:

amount 0.40 cfs for Irrig. purposes from Apr 1 to Nov 1
amount _____ for Domestic purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.40 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35Township 5S Range 14E, B.M., in Gooding County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>5S</u>	<u>14E</u>	<u>35</u>	<u>10</u>	<u>10</u>															<u>20</u>

Total number of acres to be irrigated 20

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years _____

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 0.02 cubic feet per second

&/or
b. _____ acre feet per annum

✓ Point of diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35 Township 5S

Range 14E, B.M., Gooding County

Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>5S</u>	<u>14E</u>	<u>35</u>	<u>1</u>																<u>1</u>

Total number of acres to be irrigated 1

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

a. Amount of water to be diverted 0.02 c.f.s. &/or _____ acre feet

b. Description of diverting works Original headgate & ditch

c. Describe the reasons for the proposed changes Allow 1" of water to be used on new land.
Also, P. D. is described incorrectly on license, so this will be changed
for this portion of the right. Rest of right is watered with a pump in
the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35.

2. Change in point of diversion

Point of diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35 Township 5S

Range 14E, B.M., Gooding County

Additional points _____

3. Change in place of use

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land will no longer be irrigated.

c. Describe the lands or place of use to which the right will be transferred:

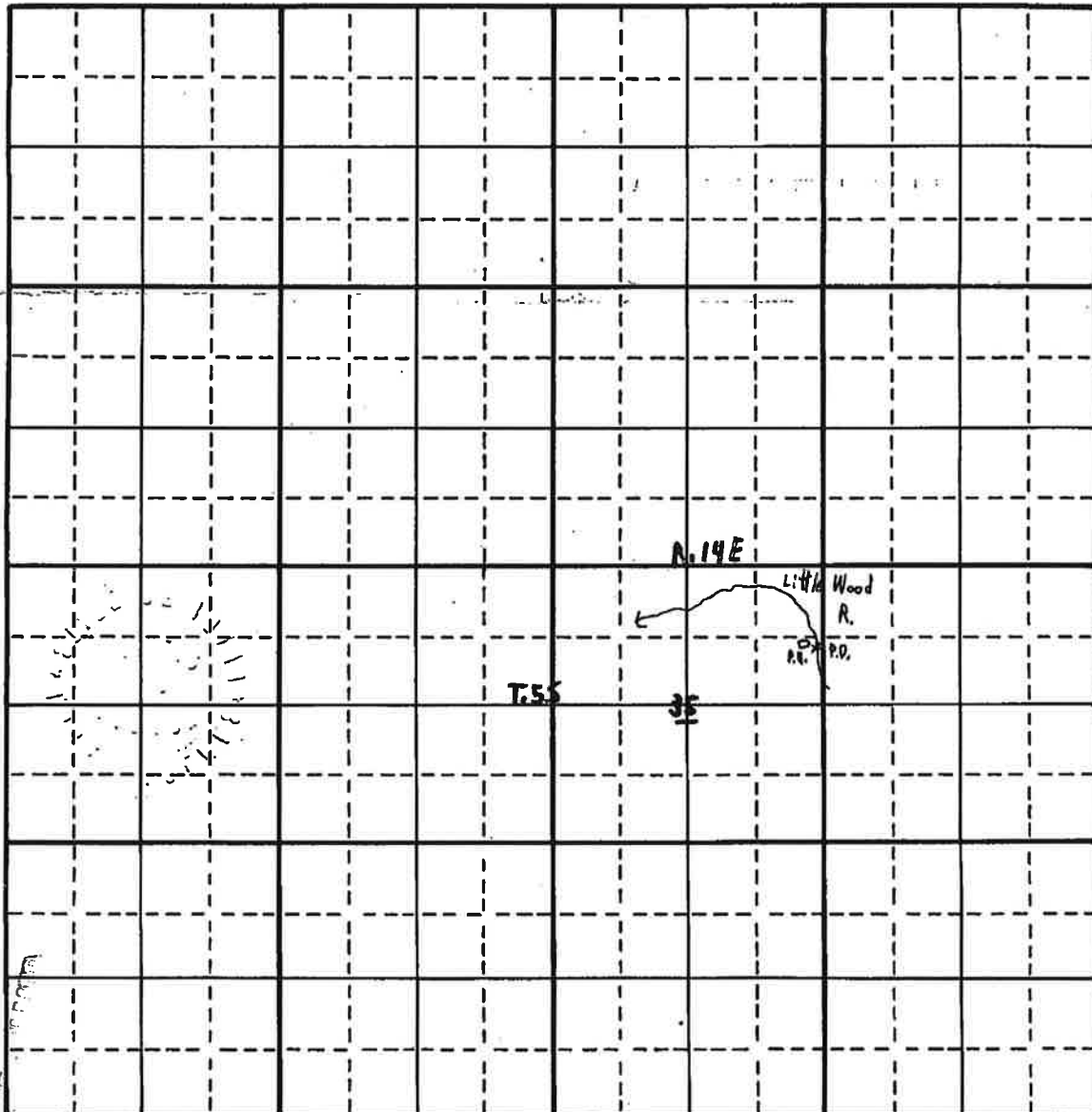
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	14E	35				1													1

Total number of acres to be irrigated 1

4. Describe any other water rights used for the same purpose as described above. _____

none

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

W. Alexander
(Signature of Applicant)

Subscribed and sworn to before me this 19 day of September, 19 83.

Loren O. Palmer
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2634B and said application is hereby APPROVED, subject to the following limitations and conditions:

1. Use of water under this right is subject to control by the watermaster of State Water District No. 37M, Little Wood River.
2. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Witness my hand this 13th day of January, 19 84.

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>JD</u>	Date <u>9-19-83</u>	Protest filed by <u>None</u>
Prelim. check by <u>JD</u>	Fee <u>\$30.</u>	
Receipted by <u>JA</u>	Date <u>9-19-83</u> # <u>32823</u>	
Published in <u>Gooding Co. Leader</u>	Copies of protest forwarded by _____	
Pub. dates <u>10/5 & 10/12/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>9/27/83</u>	Recommended for <u>approval</u> denial	
_____ rec'd. <u>10/5/83</u>	by <u>ADM</u>	