

COPY

DEC 17 PM 1:16

IDAHO

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

SUBCASE NO. 36-00080C, 36-00081C

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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 Reports* for said water rights. 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.

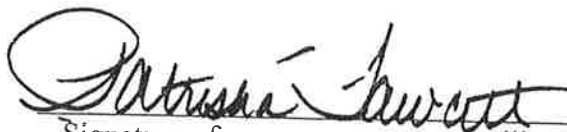
Dated: 11/3/00

[Signature]
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/17, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

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:
Claimant/Seller for Substitution of Party or attorney of record:
Jaime Martin
PO Box 356
Hagerman ID 83332
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Thomas King
PO Box 254
Burley ID 83318
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

10/27/2000

RIGHT NUMBER: 36-80C

NAME AND ADDRESS: THOMAS E KING
PO BOX 254
BURLEY, ID 83318

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.38 CFS

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION: T07S R13E S11 NWSWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2-15 11-30	0.38 CFS

PLACE OF USE:

<u>IRRIGATION Within GOODING County</u>	
T07S R13E S11	SESW 12
12 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 - Decreed

WATER IS DELIVERED THROUGH SANDS DITCH

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

10/23/2000

RIGHT NUMBER: 36-81C

NAME AND ADDRESS: THOMAS E KING
PO BOX 254
BURLEY, ID 83318

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.58 CFS

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T07S R13E S11 NWSWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2-15 11-30	0.58 CFS

PLACE OF USE:

<u>IRRIGATION Within GOODING County</u>	
T07S R13E S11	SESW 12
12 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 34-00080C IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 12 ACRES IN A SINGLE
IRRIGATION SEASON

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

WATER IS DELIVERED THROUGH SANDS DITCH



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 16, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THOMAS KING
PO BOX 254
BURLEY ID 83318

RE: SRBA Claim(s) 36-00080C, 36-00081C

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Jaime Martin

NCAP

RECEIVED
AUG 16 2000
Department of Water Resources
Southern Region

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 36-00080C 36-00081C
- Adjudication Claim No(s): 36-00080C
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim 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

<u>Thomas E. King and</u>	<u>Jamie G. Martin</u>
<u>P. O. Box 254</u>	<u>P. O. Box 356</u>
<u>Burley, ID 83318</u>	<u>Hagerman, ID 83332</u>
4. New Owner/Claimant(s) Thomas E. King
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P. O. Box 254
 City, State and ZIP Code Burley, ID 83318
 New Telephone Number (208) 431-7181
5. Date you acquired the property 12-1-89
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____
7. Signature of New Owner(s) or Claimant(s) Tom E. King
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON

LING, NIELSEN & ROBINSON

ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83360-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

August 15, 2000

RECEIVED
AUG 15 2000
Department of Water Resources
Southern Region

Idaho Department of Water Resources
Southern Region
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

RE: Water Right No. 36-00080C

Dear Gentlemen:

Enclosed herewith for processing by the Department please find a signed completed Notice of Change of Water Right Ownership along with a copy of the Quitclaim Deed conveying the property to which said water right is appurtenant. There should be in your possession in this file a Plat of Property or Survey Map showing the location of the place of use of this water right.

Your anticipated assistance in this matter is greatly appreciated. Please feel free to contact the undersigned if you have any questions or comments in regard to this matter.

Very truly yours,

LING, NIELSEN & ROBINSON


Timothy J. Schneider

TJS:bch
Enclosures

[illegible]

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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: **A36-00080C**
Date Received: 6/ 9/1988
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMIE MARTIN 208-837-6430
Address: PO BOX 356
HAGERMAN ID 83332

AND/OR

Name: THOMAS E KING
Address: PO BOX 254
HAGERMAN ID 83332

2. Date of Priority: APR 1, 1885

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	11	NW	SW	NE		GOODING

5. Description of diverting works:
SANDS DITCH AND HEADGATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.380		

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

8. Total consumptive use is 27.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	11	SE	SW		IRR	9.0

10. Place of Use: Continued

Section Acres 9.0

Total Acres 9.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A36-00081C & A36-07271B

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BA
Decree Plaintiff

IDAHO POWER COMPANY
vs Decree Defendant

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
JAN 21 1995



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 7S Range 13E
Section 11, 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: A36-00080A, A36-00081A, A36-07271
- [] Name and Address of Former Owner/Claimant(s)(Seller): Edward Shokal
RT 1 Box 410
HAGERMAN ID 83332
- [] New Owner/Claimant (Purchaser): JAMIE MARTIN OR ~~SUSAN MARTIN~~
PO Box 356 THOMAS E. KING
- [] New Mailing Address: HAGERMAN ID 83332 PO Box 254
BURLEY ID 83318
- [] New Telephone Number: (208) 837-6430
- [] Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
SEE ATTACHED LEGAL DESCRIPTION & MAP.
36-0080 for 0.38 cfs, 36-0081 for 0.58 cfs, 36-7271 for 0.96 cfs
from SANDS DITCH ONLY. SHARES OF ACRES IN POW CLAIMED for 9.0 Acres.
- [] Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) _____ Date _____
- ☒ Signature of Former Owner/Claimant(s): x Edward C. Shokal Date Oct 28 91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11-28-91 By: SC

Further Action Needed:

NONE

Further Action Taken

Date: 11-21-91 By: SC

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

JAN 21 1992

LEGAL DESCRIPTION
EDWARD SHOKAL
TO
JAMIE MARTIN

PARCELS OF LAND LOCATED IN THE SE4 SW4 AND SW4 SE4 OF SECTION 11, TOWNSHIP 7 SOUTH, RANGE 13 EAST, BOISE MERIDIAN, GOODING COUNTY, IDAHO AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

(PARCEL #1)

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 11, THENCE N89 33'04"W ALONG THE SOUTH BOUNDARY OF THE SW4 OF SECTION 11 FOR A DISTANCE OF 1327.02 FEET TO THE SOUTHWEST CORNER OF THE SE4 SW4 OF SECTION 11, THENCE N0 13'36"E ALONG THE WEST BOUNDARY OF THE SE4 SW4 OF SECTION 11 FOR A DISTANCE OF 28 FEET TO THE TRUE POINT OF BEGINNING.

THENCE CONTINUING N0 13'36"E ALONG THE WEST BOUNDARY OF THE SE4 SW4 FOR A DISTANCE OF 585.92 FEET;

THENCE S87 26'51"E FOR A DISTANCE OF 941.32 FEET TO A POINT ON THE EASTERLY SIDE OF THE SANDS DITCH;

THENCE S3 46'44"E FOR A DISTANCE OF 134.62 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF A 50.0 FOOT WIDE ACCESS EASEMENT;

THENCE S85 26'32"W ALONG THE NORTHERLY BOUNDARY OF THE 50.0 FOOT WIDE ACCESS EASEMENT FOR A DISTANCE OF 36.34 FEET TO THE TERMINUS OF THE NORTHERLY BOUNDARY OF THE ACCESS EASEMENT;

THENCE S2 03'10"E FOR A DISTANCE OF 161.44 FEET TO THE CENTER OF THE SANDS DITCH;

THENCE S32 06'30"W ALONG THE CENTER OF THE SANDS DITCH FOR A DISTANCE OF 94.95 FEET;

THENCE S4 34'25"W ALONG THE CENTER OF THE SANDS DITCH FOR A DISTANCE OF 190.37 FEET;

THENCE LEAVING THE CENTER OF THE SANDS DITCH N88 20'32"W FOR A DISTANCE OF 855.83 FEET TO A POINT ON THE WEST BOUNDARY OF THE SE4 SW4 AND BEING THE TRUE POINT OF BEGINNING.

CONTAINING 12.00 ACRES, MORE OR LESS.

SUBJECT TO: A CANAL COMPANY EASEMENT¹⁾ FOR MAINTENANCE AND USE OF THE SANDS DITCH.

AND

1) Note: There is no easement on this canal. Eas

(PARCEL #2)

A PARCEL OF LAND LOCATED IN THE SW4 SE4 OF SAID SECTION 11 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 11, THENCE N44 02'05"E ALONG THE WESTERLY BOUNDARY OF OUTLOT A-70 FOR A DISTANCE OF 619.53 FEET TO THE TRUE POINT OF BEGINNING;

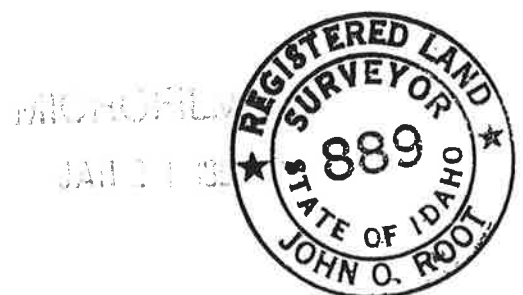
THENCE S80 23'48"E ALONG THE NORTH BOUNDARY OF OUTLOT A-70 FOR A DISTANCE OF 866.96 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF STATE HIGHWAY U.S. 30;

THENCE N0 10'30"W ALONG THE WESTERLY RIGHT-OF-WAY OF STATE HIGHWAY U.S. 30 FOR A DISTANCE OF 5.07 FEET;

THENCE N80 23'48"W ALONG THE SOUTHERLY BOUNDARY OF A 45.0 FOOT WIDE ACCESS EASEMENT FOR A DISTANCE OF 862.67 FEET;

THENCE S44 02'05"W ALONG THE BOUNDARY OF THE ACCESS EASEMENT FOR A DISTANCE OF 6.06 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 0.10 ACRES, MORE OR LESS.



↑ NORTH

941.32'
N 87° 26' 51" W

585.92'

12.00 ACRE PARCEL

585° 26' 32" W
36.34

155.86'
54° 10' 09" E
134.62'
53° 46' 44" E

EAST
SIDE
S.A.

E
SANDS
DITCH

161.44'
52° 03' 10" E
94.95'
532° 06' 30" W
190.37'
54° 34' 25" W

N 88° 20' 32" W - 855.83'

N 89° 33' 04" W - 1327.02'

N 88° 20' 32" W

SW SESW

T 7 S

R 13 E

S. 11

LEGEND

1/16 COR
28.00'

REVIEW OF SHOKAL/N. RTIN SPLIT

A36-

-80 A (1885)

2.0 cfs

46.8 Ac

-81 A (1910)

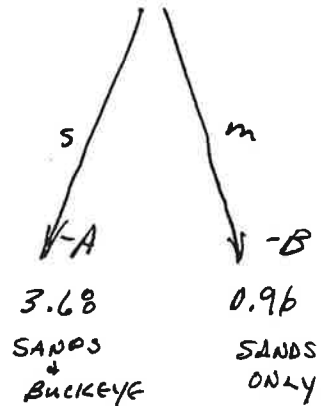
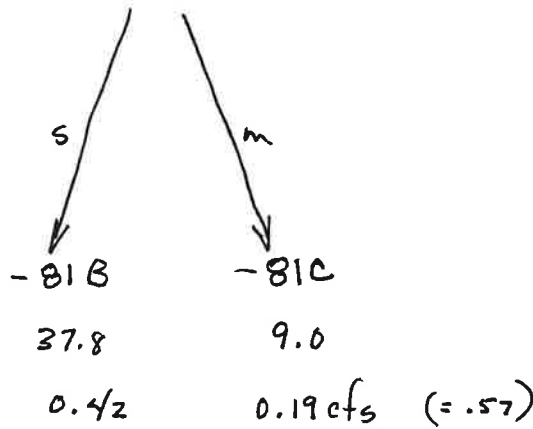
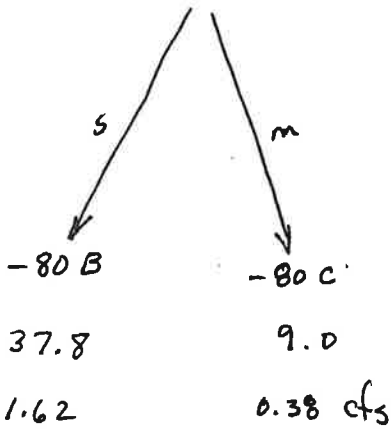
1.0 cfs

46.8 Ac.

-7272

4.624

SANDS
BUCKEYE



$$\frac{0.39 \text{ cfs}}{0.58} = .39$$

(.96)
48"

this amount of water
sold above the
proportional rates
as claimed.

10-28-91

Steve [Signature]

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

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

Water Right 36-00080C

2002 MAR -6 PM 2:43

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: THOMAS E KING
PO BOX 254
BURLEY, ID 83318

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.38 CFS

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION: T07S R13E S11 NWSWNE Within Gooding County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 02-15 TO 11-30 0.38 CFS

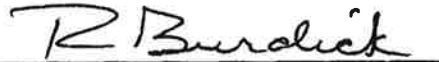
PLACE OF USE: Irrigation Within Gooding County
T07S R13E S11 SESW 12.0
12.0 Acres Total

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED

PO Box 604
83332-0604

- RETURNED TO SENDER
- ☐ MOVED, LEFT NO ADDRESS
 - ☐ NOT DELIVERABLE AS ADDRESSED
 - ☐ UNABLE TO FORWARD
 - ☐ ATTEMPTED - NOT KNOWN
 - ☐ UNCLAIMED ☐ REFUSED
 - ☐ NO SUCH STREET - NUMBER
 - ☐ DO NOT RE-MAIL IN THIS ENVELOPE
 - ☐ INSUFFICIENT ADDRESS
 - ☐ NO MAIL RECEIPTABLE
 - ☐ BOX CLOSED NO ORDER

JAIME MARTIN
PO BOX 356
HAGERMAN ID 83332



RECEIVED

NOV 20 2000

Department of Water Resources
Twin Falls, Idaho





State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 16, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THOMAS KING
PO BOX 254
BURLEY ID 83318

RECEIVED
NOV 20 2000
Department of Water Resources
Twin Falls, Idaho

RE: SRBA Claim(s) 36-00080C, 36-00081C

Dear Claimant:

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Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Jaime Martin

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

SUBCASE NO. 36-00080C, 36-00081C

NOTICE OF COMPLETED
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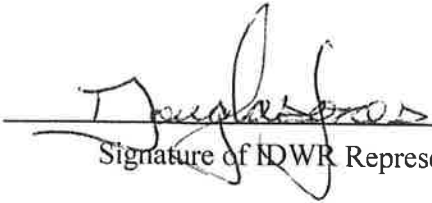
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Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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 Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

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Dated: 11/3/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

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3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Thomas King
PO Box 254
Burley ID 83318
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

10/27/2000

RIGHT NUMBER: 36-80C

NAME AND ADDRESS: THOMAS E KING
PO BOX 254
BURLEY, ID 83318

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.38 CFS

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION: T07S R13E S11 NWSWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2-15 11-30	0.38 CFS

PLACE OF USE:

<u>IRRIGATION Within GOODING County</u>		
T07S R13E S11	SESW	12
12 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 - Decreed

WATER IS DELIVERED THROUGH SANDS DITCH

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

10/23/2000

RIGHT NUMBER: 36-81C

NAME AND ADDRESS: THOMAS E KING
PO BOX 254
BURLEY, ID 83318

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.58 CFS

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T07S R13E S11 NWSWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2-15 11-30	0.58 CFS

PLACE OF USE:

IRRIGATION Within GOODING County
T07S R13E S11 SESW 12
12 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 34-00080C IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 12 ACRES IN A SINGLE
IRRIGATION SEASON

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 - Decreed

WATER IS DELIVERED THROUGH SANDS DITCH

OBJECTION 2

RESPONSE ✓

SETTLEMENT

RESPONSE

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-00080C -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

MICROFILMED
JUL 1 1986

2. Person who filed objection:

Name: JAMIE MARTIN
Address: PO BOX 356
HAGERMAN ID 83332

Name: THOMAS E KING
Address: PO BOX 254
BURLEY ID 83318

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

3. ☒ Quantity: I respond to the objection concerning:

3a. ☒ The total quantity of water used in cubic feet per second.

3c. ☒ The total quantity of water reserved for each and every purpose, including all present and future uses.

7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.

8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.

10. |X| Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
11. |X| Remarks: I respond to the objection concerning the "remarks" listed with the water right.
14. |X| Other: I respond to the objection concerning:

REFERENCE TO ATTACHMENT

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 3 and 3.a, and all allegations of the objection regarding those items, IDWR responds as follows: (1) it recommended the amount of water it determined was being beneficially used; (2) the claimant is not entitled to any amount greater than that which is beneficially used (Idaho Code Secs. 42-104 and 42-1402); (3) the recommendation of the director to the SRBA Court as to how the right should be decreed does not constitute a taking because it is simply a recommendation and not a final determination of the right; and (4) the eventual decree by the SRBA Court of the amount of water beneficially used, even if less than the amount previously decreed, will not constitute a taking because the right is limited to that amount beneficially used.

In response to Statement of the Objection item 3.c, and all allegations of the objection regarding that item, IDWR responds as follows: Since this water right is not a federal reserved water right, this objection item is inapplicable and the claimant's assertion of it is in error. IDWR further responds that under Idaho law water cannot be reserved for future use, but must be appropriated and put to beneficial use before the user can acquire a water right.

In response to Statement of the Objection item 7, and all allegations of the objection regarding that item, IDWR responds that it recommended the same purpose of use that was identified on the notice of claim and that was found when the claim was investigated. By identifying in the objection domestic and stockwater as additional uses that the claimant did not list on the notice of claim, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim after a director's report is

(Over)

filed, just as a party must obtain leave of the court to file a late claim after the director's report is filed. Once leave of the court is granted, IDWR can investigate the amended claim and make an appropriate recommendation to the court. IDWR further responds that the claimant may not reserve water for future subdivision development. Under Idaho law water must be appropriated and put to beneficial use before the user can acquire a water right.

In response to Statement of the Objection item 8, and all allegations of the objection regarding that item, IDWR responds as follows: (1) The decree asserted by the claimant does not contain a period of use decreed for this water right. (2) Idaho Code Sec. 42-1411(2)(g) requires the director to determine the period of use of each water right acquired under state law that is recommended in the director's report. (3) IDWR has developed irrigation season of use standards for various climatic areas throughout the state based on a 75% chance of a 24 degree fahrenheit frost. (4) The irrigation season of use cannot exceed the period in which water may be beneficially used. (5) The period of the year during which this water right may be used is consistent with the standard irrigation season of use for the area in which the place of use of this water right is located. (6) Water may be used for irrigation outside the standard season of use, subject to the conditions set forth in general provision 12b of the director's report. (7) The recommendation of the director to the SRBA Court as to how the right should be decreed does not constitute a taking because it is simply a recommendation and not a final determination of the right. (8) The eventual decree by the SRBA Court of the irrigation season of use will not constitute a taking because the right is limited to the period in which water may be beneficially used. IDWR further responds that it recommended a longer irrigation season of use than was claimed. By now seeking a year around irrigation season of use, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim after the director's report has been filed, just as a party must obtain leave of the court to file a late claim after the director's report has been filed. Once leave of the court is granted, IDWR can investigate the amended claim and make an appropriate recommendation to the court.

In response to Statement of the Objection item 10 and all allegations of the objection regarding this item, IDWR responds as follows: (1) The decree asserted by the claimant did not set an annual volume of consumptive use for this water right. (2) Idaho Code Sec. 42-1411(2)(i) requires the director to determine the annual volume of consumptive use for each water right acquired under state law and recommended in the director's

report. (3) Idaho Code Sec. 42-1401A(2) provides that the quantification of consumptive use "is included as a rebuttable presumption in a decree only for the purpose of transfers pursuant to section 42-222, Idaho Code"; therefore, the consumptive use recommended for this water right is included solely for use in future transfer proceedings. (4) The annual volume of consumptive use recommended for this right is 3 acre feet per acre. This is the maximum volume of water consumed by the most water consumptive crop (pasture) that can be grown in the area during the period of year when water is used for irrigation, as provided for by Idaho Code Sec. 42-1401A(2). (5) The recommendation of the director to the SRBA Court as to how the right should be decreed does not constitute a taking because it is simply a recommendation and not a final determination of the right. (6) The eventual decree by the SRBA Court of the amount of water beneficially used, even if less than the amount previously decreed, will not constitute a taking because the right is limited to that amount beneficially used.

In response to Statement of the Objection item 11, and all allegations of the objection regarding that item, IDWR responds that it has authority pursuant to Idaho Code Sec. 42-1411(2)(j) to include in its recommendations of water rights acquired under state law and recommended in the director's report "such other matters as are necessary to define the right." The remark or remarks objected to are necessary to adequately describe and define this water right.

In response to Statement of the Objection item 14, IDWR responds as follows: the item 14 objection appears to be a reference to an attachment containing the reasons supporting the claimant's objections to items 3, 3.a, 7, 8, 10, 11. Since IDWR has responded to those objection items, it deems no further response to be necessary.

In response to the sentence listed in Changes to the Director's Report, whereby the objector attempts to "reserve the right to claim all purposes of use and quantities of use as shown by the evidence at trial," IDWR responds as follows: Insofar as this purported reservation of rights may constitute an attempt to reserve the right to amend at trial the claimant's notice of claim, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim just as a party must obtain leave of the court to file a late claim after the director's report is filed.

(Over)

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

The notice of claim is attached to IDWR's response to
Objection No. 36-00080B-0001.

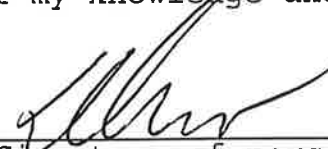
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 9th day of September,
1993.





Notary Public for Idaho

Residing at: Boise Idaho

My Commission expires: 6/25/1999

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of SEPTEMBER, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared 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, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: JAMIE MARTIN
Address: PO BOX 356
HAGERMAN ID 83332

Name: THOMAS E KING
Address: PO BOX 254
BURLEY ID 83318

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

NOTICE OF ERROR

—

RESPONSE

—

CORRECTED R PROOF

—

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00080C

2. Name: Thomas E. King

Address: P.O. Box 254, Burley, Idaho 83318

Weekday Telephone Number: (208) 678-7181

RECEIVED

SEP 23 1992

Department of Water Resources
Southern Region Office

MICROFILMED

JAN 21 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
All of the recommendations.

Address information is incorrect.

4. Describe the changes you wish to have made in the proposed recommendation:
What do you base these findings on?
I need a copy of the study.

This soil is of a non-isotropic nature.

5. Describe why you disagree with the proposed recommendation:
Your information cannot be interpreted or read.
I did not receive this information until 9-17-92
These are my water rights.

6. Date: 9-23-92

SIGNATURE

_____

NOTICE OF ERROR F

AUG-24-1992

RECEIVED

Please type or print clearly, fill out completely, and return to:

SEP 25 1992

Idaho Department of Water Resources

Statehouse Mail

Department of Water Resources

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-07271 36-072718 36-0081C
36-00082A 36-00080B 36000 f0C
2. Name: Thomas E. King MICROFILMED Jamie MARTIN
Address: P.O. Box 254 JAN 21 1993 A.O. Box 356
Butley, Idaho f3318 Hagerman, Idaho f3332
Weekday Telephone Number: 208-678-7181 208-837-4413

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

☐ Period of Use.

☒ Maximum Quantity

4. Describe the changes you wish to have made in the proposed recommendation:

Period of Use must start in 3-01 to 10-31.
Maximum Quantity is only 1/2 of what was
purchased in December 1980

5. Describe why you disagree with the proposed recommendation:

Period of use does not allow for frost
protection for Fruit + Vineyard Fruit control
we have 48 inches of water delivered for property

6. Date: 9-23-92

SIGNATURE

James Martin



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 16, 1992

R. KEITH HIGGINSON
Director

THOMAS E KING
PO BOX 254
BURLEY ID 83318

RE: NOTICE OF ERROR FOR SEASON OF USE AND DIVERSION AMOUNTS
WATER RIGHT NO(S): 36-07271, 07271B, 00080B, 00080C,
00081C, & 00082A

DEAR MR. KING:

THIS LETTER IS IN RESPONSE TO THE NOTICES OF ERROR (NOE) YOU RECENTLY FILED WITH IDWR REGARDING THE DIRECTOR'S PROPOSED RECOMMENDATION OF THE CLAIMS LISTED ABOVE. YOUR NOES QUESTION THESE POINTS; 1) YOUR NOES INDICATE THAT YOU WOULD LIKE THE RECOMMENDATION TO SHOW A LONGER SEASON OF USE FOR IRRIGATION. 2) THE BASIS FOR RECOMMENDATION OF AN AMOUNT THAT IS LESS THAN THE AMOUNT SHOWN IN A PREVIOUS DECREE. 3) YOUR MAILING ADDRESS IS SHOWN INCORRECTLY. 4) YOU REQUEST INFORMATION AS TO THE BASIS OF OUR FINDINGS.

1) THE DIRECTOR HAS APPROVED EXTENDING THE PERIOD OF USE FOR THE HAGERMAN VALLEY TO 3/15 TO 11/15.

THE PROPOSED RECOMMENDATION IS BASED ON IRRIGATION SEASON OF USE STANDARDS ADOPTED BY THE DIRECTOR FOR THE VARIOUS REGIONS THROUGH THE STATE. THESE STANDARDS ARE BASED ON THE PERIOD OF THE YEAR IN WHICH THERE IS LESS THAN A 75% CHANCE OF A 24 DEGREE F. FROST.

IN ADDITION, SINCE THERE ARE SOME YEARS IN WHICH WATER CAN BE BENEFICIALLY USED FOR IRRIGATION OUTSIDE THE IRRIGATION SEASON, THE PROPOSED DIRECTOR'S REPORT INCLUDES A GENERAL PROVISION WHICH PROVIDES FOR IRRIGATION OUTSIDE THE IRRIGATION SEASON UNDER CERTAIN CONDITIONS. THE CONDITIONS ARE THAT THE WATER IS BENEFICIALLY USED, AS DETERMINED BY THE DIRECTOR; THAT ALL WATER RIGHTS WITH A PERIOD OF USE OUTSIDE THE IRRIGATION SEASON REGARDLESS OF PRIORITY, ARE SATISFIED; AND THAT THE USE DOES NOT CONFLICT WITH THE PUBLIC INTEREST AS DETERMINED BY THE DIRECTOR. THIS PROPOSED GENERAL PROVISION WILL BE INCLUDED IN THE DIRECTOR'S REPORT.

2) UNDER IDAHO LAW, A WATER RIGHT IS LIMITED TO THE AMOUNT OF WATER BENEFICIALLY USED FOR THE PURPOSES FOR WHICH THE WATER RIGHT WAS ESTABLISHED. THE AMOUNT OF WATER BENEFICIALLY USED IS LIMITED TO THE AMOUNT THAT IS ACTUALLY USED AND IS REASONABLY

PAGE 2

REQUIRED. FOR IRRIGATION PURPOSES, A REASONABLE AMOUNT IS THE AMOUNT REQUIRED USING IRRIGATION METHODS THAT ARE REASONABLY EFFICIENT UNDER CURRENT CIRCUMSTANCES. IF THE AMOUNT OF A WATER RIGHT SHOWN IN A DECREE IS GREATER THAN THE AMOUNT THAT IS BENEFICIALLY USED, THEN THE PORTION THAT IS NOT BENEFICIALLY USED IS FORFEITED.

THE AMOUNT PROPOSED TO BE RECOMMENDED FOR YOUR CLAIM IS BASED ON THE AMOUNT OF WATER DETERMINED TO BE BENEFICIALLY USED FOR THE RECOMMENDED USES, BASED ON AVAILABLE DATA AND CURRENT METHODS OF ANALYSIS.

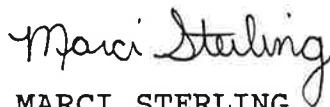
3) YOUR ADDRESS HAS BEEN CHANGED FROM HAGERMAN TO BURLEY AS SHOWN ABOVE. IF THE ADDRESS IS STILL INCORRECT, PLEASE CONTACT US.

4) YOU HAVE REQUESTED INFORMATION AS TO THE STUDIES ON WHICH WE HAVE BASED OUR FINDINGS. YOU MAY CONTACT JEFF PEPPERSACK IN OUR STATE OFFICE AT 327-7900 IF YOU WOULD LIKE MORE INFORMATION REGARDING THOSE STUDIES.

IF YOU STILL DISAGREE WITH IDWR'S RECOMMENDATIONS YOU WILL HAVE AN OPPORTUNITY TO FILE AN OBJECTION TO THE DIRECTOR'S REPORT WITH THE COURT. WHEN THE DIRECTOR'S REPORT IS FILED WITH THE COURT, YOU WILL BE MAILED A NOTICE THAT WILL CONTAIN MORE INFORMATION ABOUT THE OBJECTION PROCESS.

WE HAVE ENCLOSED PROFILE REPORTS OF THOSE RECOMMENDED RIGHTS WHICH HAVE HAD ITEMS CHANGED. YOU MAY KEEP THESE FOR YOUR RECORDS.

SINCERELY,



MARCI STERLING
ENGINEERING SPECIALIST (EIT)

ENCLOSURES: PROFILE REPORTS OF 36-00080B, 00080C, & 00082A



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 14, 1992

R. KEITH HIGGINSON
Director

- JAMIE MARTIN and THOMAS KING
- PO Bx 356 PO Box 254
- HAGERMAN, ID 83332 BURLEY, ID 83318

RE: NOTICE OF ERROR FOR SEASON OF USE AND DIVERSION AMOUNTS
WATER RIGHT NO(S): 36-00080 C

DEAR MR. MARTIN & MR. KING:

THIS LETTER IS IN RESPONSE TO THE NOTICE OF ERROR (NOE) YOU RECENTLY FILED WITH IDWR REGARDING THE DIRECTOR'S PROPOSED RECOMMENDATION OF THE CLAIM LISTED ABOVE. YOUR NOE QUESTIONS TWO POINTS; 1) YOUR NOE INDICATES THAT YOU WOULD LIKE THE RECOMMENDATION TO SHOW A LONGER SEASON OF USE FOR IRRIGATION. AND 2) THE BASIS FOR RECOMMENDATION OF AN AMOUNT THAT IS LESS THAN THE AMOUNT SHOWN IN A PREVIOUS DECREE.

- 1) THE DIRECTOR HAS APPROVED EXTENDING THE PERIOD OF USE FOR THE HAGERMAN VALLEY TO 3/15 TO 11/15.

THE PROPOSED RECOMMENDATION IS BASED ON IRRIGATION SEASON OF USE STANDARDS ADOPTED BY THE DIRECTOR FOR THE VARIOUS REGIONS THROUGH THE STATE. THESE STANDARDS ARE BASED ON THE PERIOD OF THE YEAR IN WHICH THERE IS LESS THAN A 75% CHANCE OF A 24 DEGREE F. FROST.

IN ADDITION, SINCE THERE ARE SOME YEARS IN WHICH WATER CAN BE BENEFICIALLY USED FOR IRRIGATION OUTSIDE THE IRRIGATION SEASON, THE PROPOSED DIRECTOR'S REPORT INCLUDES A GENERAL PROVISION WHICH PROVIDES FOR IRRIGATION OUTSIDE THE IRRIGATION SEASON UNDER CERTAIN CONDITIONS. THE CONDITIONS ARE THAT THE WATER IS BENEFICIALLY USED, AS DETERMINED BY THE DIRECTOR; THAT ALL WATER RIGHTS WITH A PERIOD OF USE OUTSIDE THE IRRIGATION SEASON REGARDLESS OF PRIORITY, ARE SATISFIED; AND THAT THE USE DOES NOT CONFLICT WITH THE PUBLIC INTEREST AS DETERMINED BY THE DIRECTOR. THIS PROPOSED GENERAL PROVISION WILL BE INCLUDED IN THE DIRECTOR'S REPORT.

- 2) UNDER IDAHO LAW, A WATER RIGHT IS LIMITED TO THE AMOUNT OF WATER BENEFICIALLY USED FOR THE PURPOSES FOR WHICH THE WATER RIGHT WAS ESTABLISHED. THE AMOUNT OF WATER BENEFICIALLY USED IS LIMITED TO THE AMOUNT THAT IS ACTUALLY USED AND IS REASONABLY REQUIRED. FOR IRRIGATION PURPOSES, A REASONABLE AMOUNT IS THE

JAN 21 1993

PAGE 2

AMOUNT REQUIRED USING IRRIGATION METHODS THAT ARE REASONABLY EFFICIENT UNDER CURRENT CIRCUMSTANCES. IF THE AMOUNT OF A WATER RIGHT SHOWN IN A DECREE IS GREATER THAN THE AMOUNT THAT IS BENEFICIALLY USED, THEN THE PORTION THAT IS NOT BENEFICIALLY USE FORFEITED.

THE AMOUNT PROPOSED TO BE RECOMMENDED FOR YOUR CLAIM IS BAS ON THE AMOUNT OF WATER DETERMINED TO BE BENEFICIALLY USED FOR TH RECOMMENDED USES, BASED ON AVAILABLE DATA AND CURRENT METHODS OF ANALYSIS.

IF YOU STILL DISAGREE WITH IDWR'S RECOMMENDATIONS YOU WILL AN OPPORTUNTIIY TO FILE AN OBJECTION TO THE DIRECTOR'S REPORT WIT THE COURT. WHEN THE DIRECTOR'S REPORT IS FILED WITH THE COURT, WILL BE MAILED A NOTICE THAT WILL CONTAIN MORE INFORMATION ABOUT OBJECTION PROCESS.

SINCERELY,

A handwritten signature in cursive script, reading "Robert V. Warstell".

SENIOR WATER AGENT

JAN 2 1 1991

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

Water Right Number - R36-00080C

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
KING

THOMAS E

1 - PO BOX 254
2 -
3 -
City- BURLEY
Phone - 208-678-0718

State- ID Zip- 83318

MARTIN

JAMIE

1 - PO BOX 356
2 -
3 -
City- HAGERMAN
Phone - 208-837-6430

State- ID Zip- 83332

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/01/1885 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 13E 11 NW SW NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.240

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.240 33.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 11 SE SW 11.0 01 IRRIGATION (47) GOODING

Total Acres: 11.0

+ - - Diversion Means - SANDS DITCH AND HEADGATE, FURROW SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
WATER IS DELIVERED THROUGH SANDS DITCH.
0.02 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

Water right number - R36-00080C

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
3600080

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK IDAHO POWER COMPANY 03/22/1932

+ - - - - Comments - - - - - +
Date: 08/13/1992 User Id: WORSTELL Subject: SPLIT FROM 36-00080A
Date: 09/23/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
ADDRESS OF THOMAS E. KING ENTERED INCORRECTLY. CORRECTED 9/23/92 RVW.
Date: 09/25/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
NOE RECEIVED 9/25/92. NOE FLAG WAS ALREADY CHANGED TO A. CLAIM VERIFIED 9/24/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/14/1992 User Id: WORSTELL Subject: NOTICE OF ERROR RECORD
RECOMMENDATION CHANGED TO MAKE PERIOD OF USE 3/15 TO 11/15

+ - - Audit Fields - - +
10/14/92 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 07/24/1990 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 10/14/1992 Old Judicial District -
Claim Received Date - 06/09/1988 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - X777777 Water District - 36A
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag -
Notice of Error Flag - C

ARTICLES IN ADDITION TO, AND AMENDMENT OF THE CONSTITUTION of the United States of America, proposed by Congress, and ratified by the Legislatures of the several States, pursuant to the fifth Article of the original Constitution.

[The first ten articles proposed 25 September 1789; declared in force 15 December 1791]

ARTICLE I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; of abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

ARTICLE II

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.

ARTICLE III

No Soldier shall, in time of peace, be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law.

ARTICLE IV

The right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

ARTICLE V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

ARTICLE VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him, to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.

JAN 21 1993

ARTICLE VII

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, then according to the rules of the common law.

ARTICLE VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

ARTICLE IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

ARTICLE X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

ARTICLE XI

The Judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State.

ARTICLE XII

The Electors shall meet in their respective states, and vote by ballot for President and Vice-President, one of whom, at least, shall not be an inhabitant of the same state with themselves; they shall name in their ballots the person voted for as President, and in distinct ballots the person voted for as Vice-President, and they shall make distinct lists of all persons voted for as President, and of all persons voted for as Vice-President, and of the number of votes for each, which lists they shall sign and certify, and transmit sealed to the seat of the government of the United States, directed to the President of the Senate; - The President of the Senate shall, in the presence of the Senate and House of Representatives, open all certificates and the votes shall then be counted; - The person having the greatest number of votes for President, shall be the President, if such number be a majority of the whole number of Electors appointed; and if no person have such majority, then from the persons having the highest numbers not exceeding three on the list of those voted for as President, the House of Representatives shall choose immediately, by ballot, the President. But in choosing the President, the votes shall be taken by states, the representation for each state having one vote; a quorum for this purpose shall consist of a member or members from two-thirds of the states, and a majority of all the states shall be necessary to a choice. And if the House of Representatives shall not choose a President whenever the right of choice shall devolve upon them, before the fourth day of March next following, then the Vice-President shall act as President, as in the case of the death or other constitutional disability of the President. - The person having the greatest number of votes as Vice-President, shall be the

JAN 21 1993

Vice-President, if such number be a majority of the whole number of Electors appointed, and if no person have a majority, then from the two highest numbers on the list, the Senate shall choose the Vice-President; a quorum for the purpose shall consist of two-thirds of the whole number of Senators, and a majority of the whole number shall be necessary to a choice. But no person constitutionally ineligible to the office of President shall be eligible to that of Vice-President of the United States.

ARTICLE XIII

Section 1. Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

Section 2. Congress shall have power to enforce this article by appropriate legislation.

ARTICLE XIV

Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Section 2. Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice-President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

Section 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice-President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid and comfort to the enemies thereof. But Congress may by a vote of two-thirds of each House, remove such disability.

Section 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any state shall assume or pay any debt or obligation incurred in aid or insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations and claims shall be held illegal and void.

Section 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

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ARTICLE XV

Section 1. The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color, or previous condition of servitude.

Section 2. The Congress shall have power to enforce this article by appropriate legislation.

ARTICLE XVI

The Congress shall have power to lay and collect taxes on incomes, from whatever source derived, without apportionment among the several States, and without regard to any census or enumeration.

ARTICLE XVII

The Senate of the United States shall be composed of two Senators from each State, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State legislatures.

When vacancies happen in the representation of any State in the Senate, the executive authority of such State shall issue writs of election to fill such vacancies: *Provided*, That the legislature of any State may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid as part of the Constitution.

ARTICLE XVIII

Section 1. After one year from the ratification of this article the manufacture, sale, or transportation of intoxicating liquors within, the importation thereof into, or the exportation thereof from the United States and all territory subject to the jurisdiction thereof for beverage purposes is hereby prohibited.

Section 2. The Congress and the several States shall have concurrent power to enforce this article by appropriate legislation.

Section 3. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of the several States, as provided in the Constitution, within seven years from the date of the submission hereof to the States by the Congress. *

ARTICLE XIX

The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex.

Congress Shall have power to enforce this article by appropriate legislation.

ARTICLE XX

Section 1. The terms of the President and Vice-President shall end at noon on the 20th day of January, and the terms of Senators and Representatives at noon on the 3rd day of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

*Superseded by the Twenty-first Amendment

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JAN 21 1993

Section 2. The Congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3rd day of January, unless they shall by law appoint a different day.

Section 3. If, at the time fixed for the beginning of the term of the President, the President elect shall have died, the Vice-President elect shall become President. If a President shall not have been chosen before the time fixed for the beginning of his term, or if the President elect shall have failed to qualify, then the Vice-President elect shall act as President until a President shall have qualified; and the Congress may by law provide for the case wherein neither a President elect nor a Vice-President elect shall have qualified, declaring who shall then act as President, or the manner in which one who is to act shall be selected, and such person shall act accordingly until a President or Vice-President shall have qualified.

Section 4. The Congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice-President whenever the right of choice shall have devolved upon them.

Section 5. Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

Section 6. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission.

ARTICLE XXI

Section 1. The Eighteenth article of amendment to the Constitution of the United States is hereby repealed.

Section 2. The transportation of importation into any State, Territory, or possession of the United States for delivery or use therein of intoxicating liquors, in violation of the laws thereof, is hereby prohibited.

Section 3. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by conventions in the several States, as provided in the Constitution, within seven years from the date of the submission hereof to the States by the Congress.

ARTICLE XXII

Section 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President, for more than two years of a term to which some other person was elected President shall be elected to the office of the President more than once. But this Article shall not apply to any person holding the office of President when this Article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President, during the term within which this article becomes operative from holding the office of President or acting as President during the remainder of such term.

Section 2. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission to the States by the Congress.

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ARTICLE XXIII

Section 1. The District constituting the seat of Government of the United States shall appoint in such manner as the Congress may direct:

A number of electors of President and Vice-President equal to the whole number of Senators and Representatives in Congress to which the District would be entitled if it were a State, but in no event more than the least populous State; they shall be in addition to those appointed by the States, but they shall be considered, for the purposes of the election of President and Vice-President, to be electors appointed by a State; and they shall meet in the District and perform such duties as provided by the twelfth article of amendment.

Section 2. The Congress shall have power to enforce this article by appropriate legislation.

ARTICLE XXIV

Section 1. The right of citizens of the United States to vote in any primary or other election for President or Vice-President, for electors for President or Vice-President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

Section 2. The Congress shall have power to enforce this article by appropriate legislation.

ARTICLE XXV

Section 1. In case of the removal of the President from office or his death or resignation, the Vice-President shall become President.

Section 2. Whenever there is a vacancy in the office of the Vice-President, the President shall nominate a Vice-President who shall take the office upon confirmation by a majority vote of both houses of Congress.

Section 3. Whenever the President transmits to the President pro tempore of the Senate and the Speaker of the House of Representatives his written declaration that he is unable to discharge the powers and duties of his office, and until he transmits to them a written declaration to the contrary, such powers and duties shall be discharged by the Vice-President as Acting President.

Section 4. Whenever the Vice-President and a majority of either the principal officers of the executive departments or of such other body as Congress may by law provide, transmit to the President pro tempore of the Senate and the Speaker of the House of Representatives their written declaration that the President is unable to discharge the powers and duties of his office, the Vice-President shall immediately assume the powers and duties of the office as Acting President.

Thereafter, when the President transmits to the President Pro tempore of the Senate and the Speaker of the House of Representatives his written declaration that no disability exists, he shall resume the powers and duties of his office unless the Vice-President and a majority of either the principal officers of the executive department or of any such body as Congress may by law provide, transmit within four days to the President pro tempore of the Senate and the Speaker of the House of Representatives their written declaration that the President is unable to discharge the powers and duties of his office. Thereupon Congress shall decide the issue, assembling within 48 hours for that purpose if not in session. If the Congress, within 21 days after receipt of the latter written declaration, or, if Congress is not in session, within 21 days after Congress is required to assemble, determines by two-thirds vote of both houses that the President is unable to

discharge the powers and duties of his office, the Vice-President shall continue to discharge the same as Acting President; otherwise, the President shall resume the powers and duties of his office.

ARTICLE XXVI

Section 1. The right of citizens of the United States, who are 18 years of age or older, to vote shall not be denied or abridged by the United States or by any state on account of age.

Section 2. Congress shall have power to enforce this article by appropriate legislation.

MICROFILMED

JAN 21 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

—

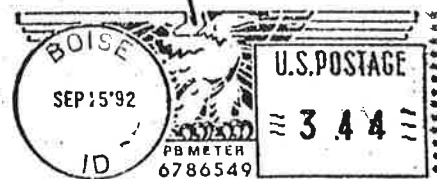
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ADJUDICATION BUREAU
DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD
STATEHOUSE MAIL
BOISE, IDAHO 83720



SEP 16 1992

Is your RETURN ADDRESS
completed on the reverse side?

Thank you for using
Return Receipt Service.

THOMAS E KING
PO BOX 254
BURLEY ID 83318

MICROFILMED
JAN 21 1993

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

Water Right Number - R36-00080C Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
KING THOMAS E 1 - PO BOX 254
2 -
3 -
City- BURLEY State- ID Zip- 83318
Phone - 208-678-0718
1 - PO BOX 356
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6430

MARTIN JAMIE

+ - - Priority Date - - + + - - Region - - + + - - Stage - - + + - - Status - - - +

04/01/1885 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

BILLINGSLEY CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
07S	13E	11	NW SW NE		(47)	GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.240	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.240 33.0

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	11	SE SW		11.0	01	IRRIGATION	(47) GOODING

Total Acres: 11.0

+ - - Diversion Means - SANDS DITCH AND HEADGATE, FURROW SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

WATER IS DELIVERED THROUGH SANDS DITCH.
0.02 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

MICROFILMED

JAN 21 1993

Water right number - R36-00080C

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
3600080

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

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK IDAHO POWER COMPANY 03/22/1932

+ - - - - Comments - - - - - +
Date: 08/13/1992 User Id: WORSTELL Subject: SPLIT FROM 36-00080A
Date: 09/23/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
ADDRESS OF THOMAS E. KING ENTERED INCORRECTLY. CORRECTED 9/23/92 RVW.

+ - - Audit Fields - - +
09/24/92 WORSTELL

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/24/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 09/24/1992	Old Judicial District	-
Claim Received Date	- 06/09/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- A

MICROFILMED
JAN 21 1993

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): 36-00081C
36-07271B 36-00080C
36-07271

[] Old Mailing Address:

WRONG
HALGEMAN IDAHO Should be Burley
IDAHO

[☒] New Mailing Address:

THOMAS E. KING
P.O. BOX 254
BURLEY IDAHO 83318

~~New~~ Telephone Number: (208) 678-718

[] Signature of Claimant:

Date:

Thomas E. King
Sept 23. 92.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

MICROFILMED

JAN 21 1993

R PROOF



CVR



MAPS



PHOTOS

MISC



MICROFILMED

JAN 21 1993

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

Water Right Number - R36-00080C Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***

MARTIN JAMIE 1 - PO BOX 356
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6430

KING THOMAS E 1 - PO BOX 254
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

SHOKAL RUTH C 1 - 963 PIONEER RD
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4577

SHOKAL EDWARD C 1 - 963 PIONEER RD
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4577

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +

04/01/1885 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

BILLINGSLEY CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
07S	13E	11	NW SW NE			(47) GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.240	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.240 33.0

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	11	SE SW		11.0	01	IRRIGATION	(47) GOODING

Total Acres: 11.0

MICROFILMED

JAN 21 1993

Prefix Translation: RESEARCH

+ - - Diversion Means - SANDS DITCH AND HEADGATE, FURROW SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

No.	Description	Remarks
+	WATER IS DELIVERED THROUGH SANDS DITCH. 0.02 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.	

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

3600080

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

+ - - - - Decree Plaintiff - - - +	+ - - - - Decree Defendant - - - +	+ - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK	IDAHO POWER COMPANY	03/22/1932

+ - - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - +
08/04/92 CHRISTEN

+ Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/24/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/04/1992	Old Judicial District	-
Claim Received Date	- 06/09/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:17:59
06/29/90

For 136-00080C

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00080A

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N		↑	N		7/17/90		KKC 8-4-92
POINT OF DIV	Y N		↑	N				
SOURCE	N		↑	N				
PLACE OF USE	Y (Y)		7-24-90 SLL/HHT	(Y)	1, 2, 4, 5			
DIV. AMOUNT CFS/VOLUME	(*)		↑	(Y)	6. Degree			
CONSUMPTIVE USE	- N		↑	(Y)				
PURPOSES	N		↑	N				
PERIOD OF USE	Y N		↑	N				
BASIS OF CLAIM	N		↑	N				
REMARKS	N		↓	(Y)				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

SCW
7-17-90

JA 77 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:17:59
06/29/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-00080A

LAST: SHOKAL
ADDRESS:
CITY: HAGERMAN
PHONE NUMBER: 208-000-0000

FIRST: RUTH C.

STATE: ID ZIP: 83332

OWNER CODE: C

LAST: SHOKAL
ADDRESS: RT. 1 BOX 410
CITY: HAGERMAN
PHONE NUMBER: 208-837-4577

FIRST: EDWARD C.

STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 7/21/76

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: MR. SUGGS

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A36-00080A PRIORITY DATE: 04-01-1885 STAGE: D
B. WR RECORD: # 36-00080 PRIORITY DATE: 04-01-1885 STAGE: D

C. FIELD EXAM REQUIRED? DATABASE FIELD
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
04-01-1885

REVIEWED BY DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00080A	07S	13E	11	NW	SW	NE		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A36-00036	NONE
A36-10566	
A36-07233	
A36-07271	
A36-00006	
A36-00007	
A36-00110A	
A36-00081A	
A36-07172	
A36-00037C	
A36-00099	
A36-00100	
A36-00111A	
A36-00113G	

WR RECORDS IN SAME 40 ACRE TRACT

36-00006
36-00007
36-00036
36-00037
36-00066
36-00079
36-00081
36-00097
36-00098
36-00099
36-00100
36-00101
36-00110
36-00111
36-00113B
36-00113D
36-00140
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36-00148
36-00150
36-00151
36-02082
36-07081
36-07172
36-07229
36-07233
36-07271
36-07565
36-07838

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-00080	07S	13E	11		SW	NE		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

36-00006
36-00007
36-00036
36-00037
36-00066
36-00079
36-00081
36-00097
36-00098
36-00099
36-00100
36-00101
36-00110
36-00111
36-00113B
36-00113D
36-00140
36-00141
36-00142
36-00143
36-00144
36-00145
36-00146
36-00147
36-00148
36-00150
36-00151
36-02082
36-07081
36-07172
36-07229
36-07233
36-07271
36-07565
36-07838

A36-10080
A36-07229
A36-00113E
A36-00141
A36-00066
A36-00066A
A36-00079
A36-07081
A36-07565
A36-10543
A36-00021A
A36-00021B
A36-00037A
A36-00036
A36-10566
A36-07233
A36-07271
A36-00006
A36-00007
A36-00110A
A36-00081A
A36-07172
A36-00037C
A36-00099
A36-00100
A36-00111A
A36-00113G

NONE

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

REMARKS:

Sub sample 1000

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>7S.</u>	<u>13E</u>	<u>11</u>	<u>NE</u>	<u>SW</u>	<u>NE</u>	<u>---</u>	<u>41</u>

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

REVIEWED BY: _____

DATE: 7-12-70

VIA SANDS DITCH

A. ROOT WATER RIGHT NUMBERS: A36-00080A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	11	SW	SE		SHOKAL , RUTH C.	A36-00080A /10.0	- /	35.0		
						SHOKAL , EDWARD C.	A36-10077 /	- /			
						MARTIN , JAMIE	A37-11292 / 3.0	- /			
						HAGERMAN WATER USERS ASSOCIATIA	A36-00057 /36.0	- /			
						SHOKAL , EDWARD C.	A36-00081A /10.0	- /			
						SHOKAL , RUTH C.	A36-00082A /10.0	- /			
						MC KENZIE , PAULA JOAN	A36-00082B / 2.0	- /			
						SHOKAL , EDWARD C.	A36-07271 /36.8	36-07271 /			
						NEAL , HARRY H.		36-00080 /			
						NEAL , HARRY H.		36-00081 /			
						CUNNINGTON , FRED		36-00082 /			
						CUNNINGTON , FRED		36-00083 /			
07S	13E	11	SE	SW		SHOKAL , RUTH C.	A36-00080A /36.8	- /	34.0		
						MCKENZIE , BRET A.	A36-10352 /	- /			
						MARTIN , JAMES	A37-11291 /	- /			
						MARTIN , JAMIE	A37-11292 / 4.0	- /			
						BECKSTEAD , FRED A.	A36-00065 / 0.5	36-00065 /			
						COATES , FAYE	A36-00067 / 0.5	36-00067 /			
						SHOKAL , EDWARD C.	A36-00081A /36.8	- /			
						SHOKAL , RUTH C.	A36-00082A /36.8	- /			
						MC KENZIE , PAULA JOAN	A36-00082B / 1.0	- /			
						SHOKAL , EDWARD C.	A36-07271 /10.0	36-07271 /			
						BECKSTEAD , FRED A.	A36-00066 / 0.5	36-00066 /			
						NEAL , HARRY H.		36-00080 /			
						NEAL , HARRY H.		36-00081 /			
						CUNNINGTON , FRED		36-00082 /			
						CUNNINGTON , FRED		36-00083 /			
						REED , ALVA		36-00144 /			
						SMITH , O. S.		36-04022 /30.0			
TOTAL ACRES							A36-00080A	46.80	69.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
YES

Claim split: (A) (martin) = 11 Acres
(B) (shokal) = 17 Acres
28 total

PRESUMPTION FLAG:

REMARKS:

Verify 100 Acres. 100 2 21-6
Acres listed are the only acres accessible under the number 100 21-6

RECOMMENDATIONS:

TOTAL ACRES:

~~100~~ 28 split 11/17

REVIEWED BY:

See

DATE:

7-23-11

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-00080A IRRIGATION	FROM 04-01 TO 11-01	2.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00080 IRRIGATION	FROM TO	2.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u> N </u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u> N </u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u> N </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X) Explain in remarks, below.

REMARKS:

Y () N ()

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10077	DOMESTIC	SHOKAL , EDWARD C.	FROM 01-01 TO 12-31	.040 CFS	
A36-00057	STOCKWATER	HAGERMAN WATER USERS ASSOCIAT	FROM 01-01 TO 12-31	.300 CFS	
A36-07271	FIRE PROTECTION	SHOKAL , EDWARD C.	FROM 01-01 TO 12-31	2.880 CFS	
A36-07271	FISH PROPAGATION	SHOKAL , EDWARD C.	FROM 01-01 TO 12-31	4.620 CFS	
A36-10352	DOMESTIC	MCKENZIE , BRET A.	FROM 01-01 TO 12-31	.040 CFS	
A37-11291	DOMESTIC	MARTIN , JAMES	FROM 01-01 TO 12-31	.040 CFS	
A37-11291	STOCKWATER	MARTIN , JAMES	FROM 01-01 TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 30 x 0.02 CFS/ACRE = 1.00 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 140.4 AF/A

ACRES 30 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 90 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 30 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 120 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

* per Hubble Report/analysis
limited to 0.02 cfs/A.
(see attachments)

irrigation rate =

Split: (B) 0.34 cfs

(C) 0.22 cfs

Conveyance loss: (B)

(C)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER -2.000- 0.75	DATABASE EXAMINER -2.000- 1.00	DATABASE EXAMINER 140.4 140.4
TOTAL FOR THIS RIGHT		-2.000-		-140.4-

REVIEWED BY: See

DATE: 11-23-70

~~unproportional rate~~ 80.0 Ac. = 1.25 cfs

Add: Combined Rt. limits =

F01
D02
E08

See Code sheet
for Remarks

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	(X) legal
ADDITIONAL DIV. AMOUNT _____	()	(X)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00080

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	2.000		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-00080	A36-00080A	2.000	-		36-00080	2.000
TOTAL CFS		2.000				2.000

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 sheet attached? (Y/N)

DATABASE	FIELD EXAMINER
Y	<u> </u>

REMARKS:

AUTHENTICATION:

SIGNATURE: Steve [Signature]

DATE: 11-23-90

NAME OF FIELD EXAMINER: _____ TITLE: _____

REMARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS R36 00080C

AGENT

INITIALS HHT

DATE 8/4/92

**CLAIM NO.
OR ENTRY
ORDER**

REMARK
CODE

ENTRY DATA

**CONDITION
CODE**

**STAGE
OR
STATUS**

**PRESUMPTION
CODE**

F01

Sands Ditch

D02

0.02

Add Water District 36A

MICROFILMED

JAN 21 1993

PRESUMPTION FLAG:

REMARKS:

Buckeye water

28

12 acres can be used within this entire 29 Acre Permissible Place of Use

7-9-92 s.c.

RECOMMENDATIONS:

TOTAL ACRES:

~~29.0~~ 12/29 Ac PPU

DATE:

11-23-90

REVIEWED BY:

s.c.c.

PPU.

29 Ac of SHOKAL

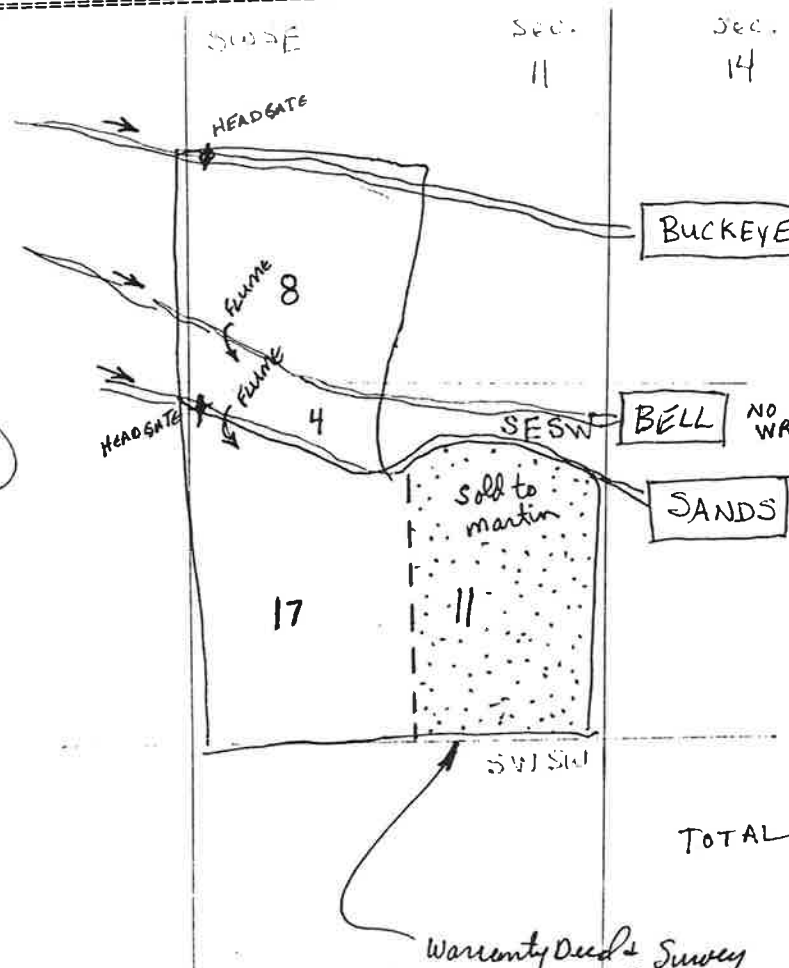
$$29 \times 0.02 = 0.58 \text{ cfs}$$

$$A36-00082A \rightarrow 0.24$$

$$12 \text{ Ac. (on 29 Ac.)}$$

A36-00080C
(Sands Ditch)

$$17 \text{ Ac. @ } 0.34 \text{ cfs}$$

See
7-9-92

SHOKAL A36-00082A

$$12 \text{ Ac} \times 0.02 = 0.24$$

(This water right can be used below the Sands Ditch on 17 Ac, but no more diversion is allowed)

SHOKAL A36-00080B + 81B

$$17 \text{ Ac} \times 0.02 = 0.34 \text{ cfs}$$

MARTIN A36-00080C + 81C

$$11 \times 0.02 = 0.22 \text{ cfs}$$

TOTAL 40

0.80

original Rights prior to ownership change

Warranty Deed's Survey
Describe this lot size as 12.0 ACRES

* AS RECOMMENDED:

SCC
7-9-92

REVIEW OF SHOKAL/MARTIN SPLIT

A36- (SANDS)

-80 A (1885)

2.0 cfs

46.8 Ac.

(0.56 cfs)
28 Ac.

s

m

-80 B

-80 C

37.8

9.0

1.62

0.38 cfs

R36-0080B

17 Ac.

0.34 cfs

R36-0080C

11 Ac.

0.22 cfs

R36-00082 A (1885)

(BUCKEYE)

0.24 cfs

12.0 ACRES (above Sands) Basis for Right

17.0 Acres (below Sands) No extra water

(SANDS)

-81 A (1910)

1.0 cfs

46.8 Ac.

all beneficially used
water is supplied by 36-0080
This right Disallowed.

s

m

-81 B

-81 C

37.8

9.0

0.42

0.19 cfs (= .57)

R36-0081B

DISALLOW

0.39 cfs (= .39)

0.58
R36-0081C

(.96)
48"

DISALLOW

* NO BENEFICIAL USE
FOUND

-727

4.624

SANDS
BUCKEYE

s

m

-A

-B

3.68

0.96

SANDS
&
BUCKEYE

SANDS
ONLY

Consult
original field
Exam for Review
of water used for Pond.

this amount of water
sold above the
proportional rates
as claimed.

10-28-91

Steve [Signature]

A36-00080 C

[illegible]

A claim was divided into B & C through ownership changes. No ~~an~~ A portion will be recommended.

SC 8-3-92

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	200	10.0	2.00	0.05	0.61	11.93	0.0042	0.00	15.29
2	900	10.0	2.00	0.23	0.44	11.32	0.0201	0.01	14.63
3	1300	10.0	2.00	0.33	0.21	10.88	0.0302	0.01	13.96
4	200	10.0	2.00	0.05	0.34	10.67	0.0047	0.02	13.42
5	700	10.0	2.00	0.18	0.22	10.33	0.0171	0.02	13.03
6	600	10.0	2.00	0.15	0.84	10.11	0.0150	0.08	12.64
7	600	10.0	2.00	0.15	0.55	9.27	0.0164	0.06	11.65
8	1400	10.0	2.00	0.35	0.24	8.72	0.0406	0.04	10.94
9	2900	10.0	2.00	0.73	1.06	8.48	0.0864	0.25	10.35
10	4500	10.0	2.00	1.14	7.42	7.42	0.1532	2.88	8.56
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	13300			3.36	11.93			3.36	

SANDS DITCH

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH