

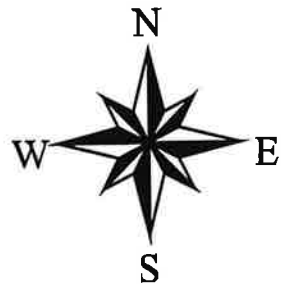
37-10839



500 0 500 1000 1500 Feet

T06S R15E S05

Map prepared by: Carter Fritschle
Date prepared: 08/13/03 - Revised 07/01/05
Digital Orthophotoquad - 1992 Photography
Idaho Department of Water Resources

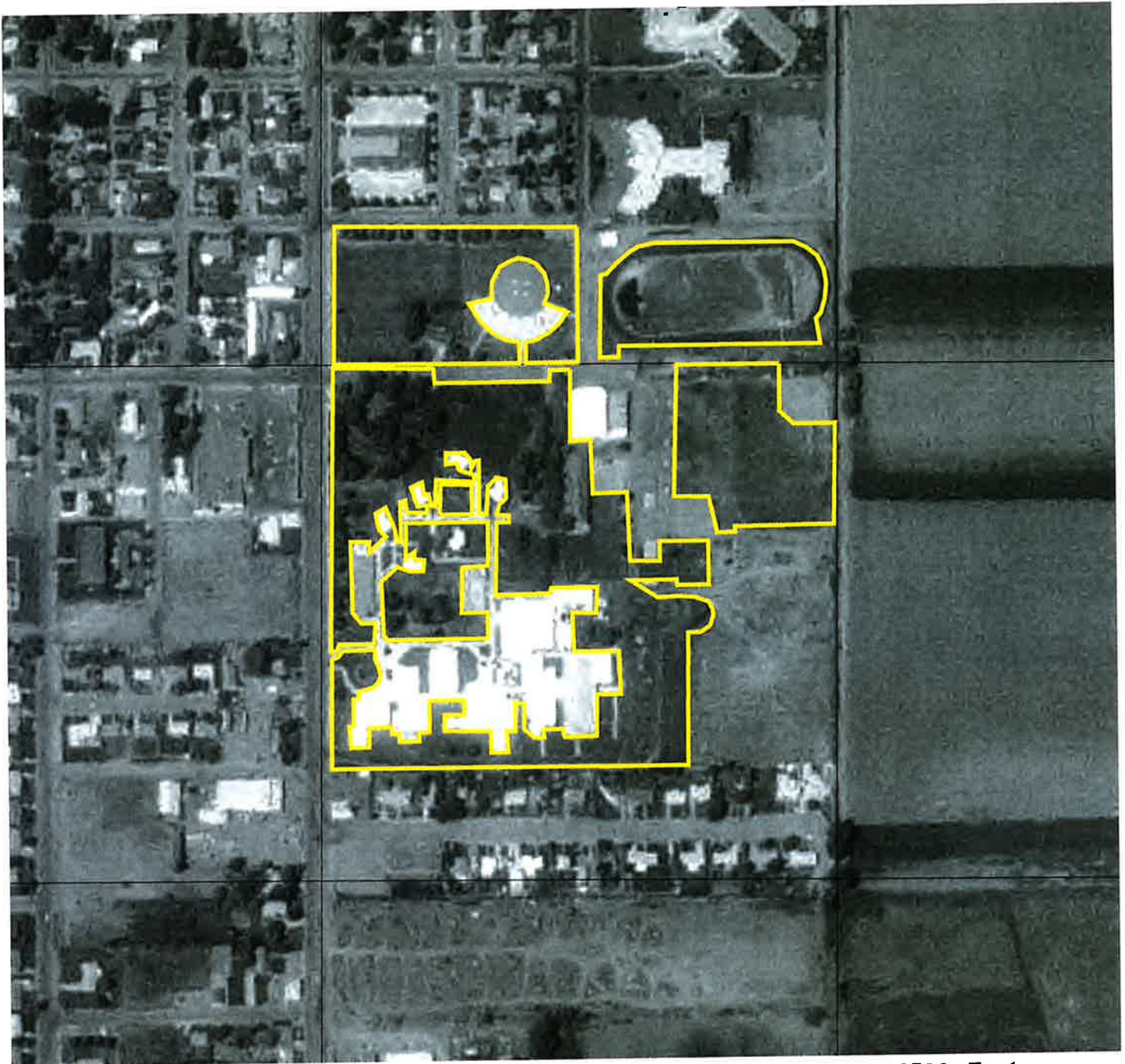




2004 Photography



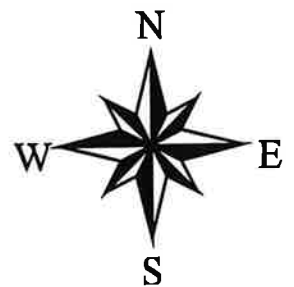
37-10839



500 0 500 1000 1500 Feet

T06S R15E S05

Map prepared by: Carter Fritschle
Date prepared: 08/13/03
1987-1988 NAPP photography
Idaho Department of Water Resources





STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WARDEN

August 25, 2005

SENT VIA FACSIMILE: 287-6700

Carter Fritschle
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Re: SRBA Water Right Claim No. 37-10839 -- Idaho School for the Deaf & Blind

Dear Carter:

Pursuant to my voice mail message to you earlier today, please find enclosed the following:

1. A copy of a facsimile I received this morning from Dick Grover containing a brief "Surveyor's Report" by Dean Yates, P.L.S.; and
2. A copy of an e-mail from Dick Grover, also received this morning.

Mr. Yates recently performed a survey of the School's campus property for the purpose of determining the number of acres currently irrigated and the number of acres that will be brought under irrigation as funds become available. As Mr. Grover's e-mail explains, Mr. Yates was not able to supply a map to accompany his acreage calculation, due to time constraints. Per our previous conversations, it is my understanding that today is the last day we can submit new information to you for the preliminary director's report on the School's claim. Still, we anticipate having a survey map in the future and can supply one if you wish.

The School hereby formally requests that its SRBA claim for water right no. 37-10839 be corrected to show 26.1 acres claimed for the place of use. I assume that this letter is sufficient to accomplish such a correction or amendment. Please let me know if there is anything else I must do to follow up on this. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael C. Orr". The signature is fluid and cursive, with the first name "Michael" being more prominent than the last name "Orr".

MICHAEL C. ORR
Deputy Attorney General

MCO/olv

Enclosures

Cc: Dick Grover
Harve Lyter

Orr, Michael

From: Dick Grover [richard.grover@isdb.idaho.gov]
Sent: Thursday, August 25, 2005 11:44 AM
To: michael.orr@ag.idaho.gov
Subject: RE: Survey of campus for water rights

Michael,
Sorry for the delay, I got sidetracked by contractors, you should have the fax now. Dean sandwiched us between other projects and did not have time to do a sketch or print at this time. I saw the paper he was working on, he used GPS to establish corners of grass area and plotted that out on paper and then wrote in some things by hand where trees or other obstructions prevented a GPS reading. I told him our top priority was the total acre calculation.
Thanks,
Dick

From: michael.orr@ag.idaho.gov [mailto:michael.orr@ag.idaho.gov]
Sent: Wednesday, August 24, 2005 3:41 PM
To: Dick Grover
Subject: RE: Survey of campus for water rights

My fax number is 208-334-2690.

-----Original Message-----

From: Dick Grover [mailto:richard.grover@isdb.idaho.gov]
Sent: Wednesday, August 24, 2005 3:25 PM
To: michael.orr@ag.idaho.gov
Subject: RE: Survey of campus for water rights

I talked to Dean Yates this morning as he was working on the campus, he said he plans on faxing the info to me before 9 am tomorrow, and then I could fax it to you just as soon as I receive it.

Thanks,
Dick

From: michael.orr@ag.idaho.gov [mailto:michael.orr@ag.idaho.gov]
Sent: Wednesday, August 24, 2005 3:19 PM
To: Dick Grover
Subject: RE: Survey of campus for water rights

Dick, I tried to contact Carter Fritschle again but was told he is out today (and was earlier this week) and will be back tomorrow. I will speak to him tomorrow but I guess for now we should proceed under the assumption that what he last told me -- that he can accept information up to the 25th -- is still correct.

Will you be bringing the survey's acreage calculations to me or faxing them? Thanks.

-----Original Message-----

From: Dick Grover [mailto:richard.grover@isdb.idaho.gov]
Sent: Tuesday, August 23, 2005 11:05 AM
To: michael.orr@ag.idaho.gov
Cc: Harvey Lyter; Jeff Woods; Kenneth Allison
Subject: Survey of campus for water rights

Michael,
Dean Yates of Pinnacle Land Surveying came this morning and said he can have a report for me at

8/25/2005

8am on Thursday the 25th. He has started on this project now. I will then drive the report to your office first thing Thursday morning. Will this work for you? Dean said he would not have time to make a campus map, but he can get the measurements and provide a document of the acres we water and will water as the funds for sprinklers become available.

Thanks,

Dick

8/25/2005

Idaho School for the Deaf and the Blind

Serving the Deaf and the Blind Students of Idaho since 1906

(208) 934-4457
Fax: (208) 934-8352

1450 Main Street
Gooding, Idaho 83330-1899



FAX MESSAGE

Date: 8-25-05

From: DICK GROVER

TO: MICHAEL ORR

FAX Number: 208-334-2690

of pages including cover: 2

PINNACLE LAND SURVEYING

Surveyor's Report

8/25/2005

State of Idaho
School For The Deaf And The Blind
c/o Dick Grover
1450 Main St.
Gooding, ID 83330

Dear Mr. Grover,

Pursuant to our conversation on 8/3/2005, I have completed an acreage survey of the school's property. It is my finding that there are 26.1 +/- irrigable acres of land on the campus.

Please let me know if you have any questions in regards to this survey.

Sincerely,

Dean Yates, PLS



08/29/2005

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

RIGHT NUMBER: 37-10839

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF HEALTH & WELFARE
SCHOOL FOR DEAF & BLIND
1450 MAIN ST
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.660 CFS

PRIORITY DATE: 02/22/1883

POINT OF DIVERSION:

T05S R15E S32 SESW 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	0.660 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R15E S05	SWNW	7.8	T06S R15E S05	NWSW	19.0
---------------	------	-----	---------------	------	------

26.8 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

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

This right is a combination of old right nos. 37-262 (0.04 cfs) and 37-709A (0.62 cfs).

Use of this right is combined with water from Big Wood Canal Co.

Water is delivered through the Woodworth Ditch, Diversion No. 96.

03/01/2004

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

RIGHT NUMBER: 37-10839

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF HEALTH & WELFARE
SCHOOL FOR DEAF & BLIND
1450 MAIN ST
GOODING ID 83330

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.660 CFS

PRIORITY DATE: 02/22/1883

POINT OF DIVERSION:

T05S R15E S32 SESW 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	0.660 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R15E S05	SWNW	7.6	T06S R15E S05	NWSW	17.0
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24.6 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: Decreed

Water is delivered through the Woodworth Ditch, Diversion No. 96.

This right is a combination of old right nos. 37-262 (0.04 cfs) and 37-709A (0.62 cfs).

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST. NO. 2.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

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: A37-10839
Date Received: 8/08/1988
Receipt No: 1000940 *cf*
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-934-4457
Address: SCHOOL FOR DEAF AND BLIND
1450 MAIN
GOODING, ID 83330
2. Date of Priority: FEB 22, 1883
3. Source: LITTLE WOOD RIVER Trib. to: MALAD
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	15E	32	SE	SW			GOODING
5. Description of diverting works:
VIA WOODWORTH #96 HEADGATE TO EARTHEN DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.660		
7. Total Quantity Appropriated is:
0.660 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 105.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	15E	5	SW	NW		IRR	9.0
			NW	SW		IRR	26.0
Section Acres							35.0

A37-10839

Page 1

Date: 08/08/88

MICROFILMED
FEB 25 1993

10. Place of Use: Continued

Total Acres 35.0

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:

SHARES IN BIG WOOD CANAL CO. & AMERICAN FALLS RES. DIST. #2

14. Remarks:

THIS CLAIM IS BASED ON DECREED WATER RIGHTS AS FOLLOWS:

37-0709A PART 31"

37-0262 PART 2"

TOTAL 33"

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am THE BUSINESS MANAGER of _____ Title

THE IDAHO STATE SCHOOL FOR THE DEAF AND THE BLIND Organization, that I have signed the foregoing

document in the space below as BUSINESS MANAGER of _____ Title

THE IDAHO STATE SCHOOL FOR THE DEAF AND THE BLIND Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
BUSINESS MANAGER

IDAHO STATE SCHOOL FOR THE DEAF AND THE BLIND
Title and Organization

8-8-88

Date

State of Idaho)
County of Gooding) SS.

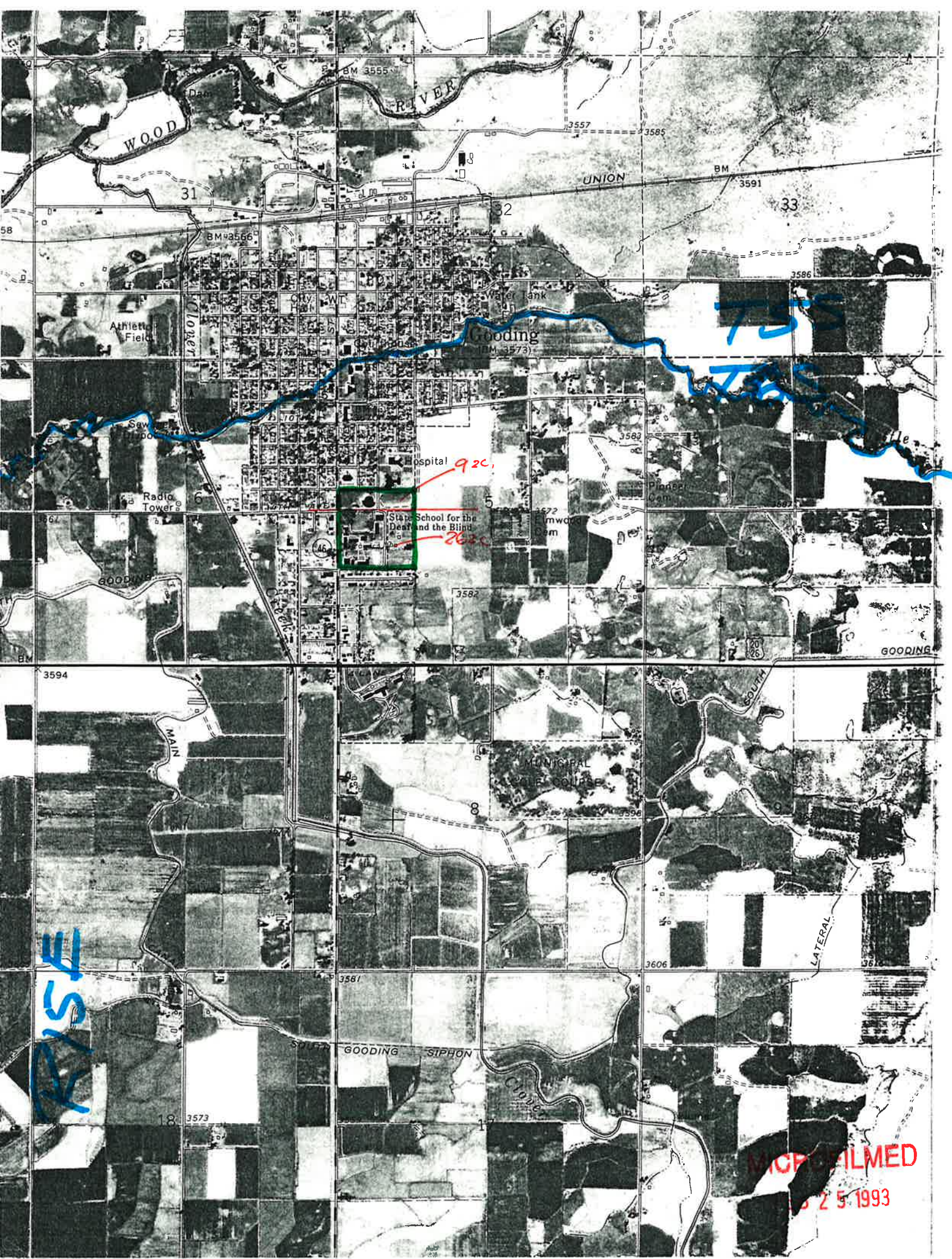
Subscribed and sworn (or affirmed) before me this 18th day
of Aug 19 88

[Signature]
Notary Public

Seal

Residing at Kimberly, Idh

My Commission Expires 6/30/92





T5S R15E
 sec 31
 SE NW 1/4

T5S

T6S

MICROFILMED
 FEB 25 1993

Southern

CLAIMANT

O WATER RIGHT STA DATE

PRIORITY

SOURCES OF WATER

TRIBUTARIES OF

BOISE STATE UNIVERSITY	C A63-07091	L/	04/09/1968	BOISE RIVER	SNAKE RIVER
BOISE STATE UNIVERSITY	C A63-07287	L/	12/24/1969	BOISE RIVER	SNAKE RIVER
BOISE STATE UNIVERSITY	C A63-27213	J/	03/15/1950	GROUNDWATER	
BOISE STATE UNIVERSITY	C A63-27214	J/	03/15/1950	GROUNDWATER	
BOISE STATE UNIVERSITY	C A63-27216	J/	03/15/1950	GROUNDWATER	
BOISE STATE UNIVERSITY	C A63-27217	J/	03/15/1950	GROUNDWATER	
IDAHO STATE UNIVERSITY	C A29-07289	L/	09/22/1975	GROUNDWATER	
IDAHO STATE UNIVERSITY	C A29-10988	J/	03/15/1940	UNNAMED STREAM	SINKS
STATE OF IDAHO	C A37-10839	D/	02/22/1883	LITTLE WOOD RIVER	MALAD
UNIVERSITY OF IDAHO	C A22-07240	P/	06/01/1979	GROUNDWATER	
UNIVERSITY OF IDAHO	C A22-11432	J/	07/01/1954	GROUNDWATER	
UNIVERSITY OF IDAHO	C A35-04221	J/	06/30/1934	GROUNDWATER	
UNIVERSITY OF IDAHO	C A35-13075	J/	04/01/1978	GROUNDWATER	
UNIVERSITY OF IDAHO	C A47-08068	P/	07/23/1987	GROUNDWATER	
UNIVERSITY OF IDAHO	C A47-11324	J/	12/31/1920	GROUNDWATER	
UNIVERSITY OF IDAHO, REGENTS	C A35-07643A	L/	10/05/1976	GROUNDWATER	
UNIVERSITY OF IDAHO, REGENTS	C A35-07643B	L/	10/05/1976	GROUNDWATER	
UNIVERSITY OF IDAHO, REGENTS	C A77-02219	L/	03/06/1948	PIONEER CREEK RUSH CREEK CLIFF CREEK	BIG CREEK BIG CREEK BIG CREEK
UNIVERSITY OF IDAHO REGENTS	C A63-02851	L/	03/12/1951	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-05359	S/	01/01/1963	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-05360	S/	01/01/1920	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-05361	S/	01/01/1909	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-05362	S/	01/01/1950	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-08305	L/	05/06/1976	GROUNDWATER	
UNIVERSITY OF IDAHO REGENTS	C A63-08633	L/	03/30/1977	GROUNDWATER	

RECEIVED

AUG 11 1995

Department of Water Resources
Southern Region

COPIES OF THE
SIGNED CLAIM TO:
Mike LARSON
STATE BOARD OF EDUC
Rm 307 LERNER Bldg
STATEHOUSE
Boise ID 83720