

11/14/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-4512

BARTON RANCH INC

2963 BAIN RD

CAMBRIDGE ID 83610

Telephone Number: (208)257-3466

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11-19-06

SIGNATURE:

Barton Ranch Inc.
By Dale R Barton

Please print your name:

Dale R Barton

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 11 2006

08/30/2006

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

RIGHT NUMBER: 67-4512
NAME AND ADDRESS: BARTON RANCH INC
2963 BAIN RD
CAMBRIDGE ID 83610
SOURCE: WEISER RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 2.130 CFS
Right Nos. 67-4512 and 67-2167 are limited to a total combined diversion rate of 3.34 cfs.
PRIORITY DATE: 03/15/1967
POINT OF DIVERSION:
T14N R02W S6 SWNW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
IRRIGATION	03/15 10/31	2.090 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S01	SWNE	11.00	T14N R03W S01	SENW	1.80
T14N R03W S01	NESW	38.00	T14N R03W S01	SESW	39.00
T14N R03W S01	NWSE	37.00	T14N R03W S01	SWSE	40.00

STOCKWATER Within WASHINGTON County

T14N R03W S01	NESW	T14N R03W S01	NWSW
T14N R03W S01	NWSE		

166.8 ACRES TOTAL

Right Nos. 67-4512 and 67-2167 are limited to the irrigation of a combined total of 166.8 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 - Beneficial Use



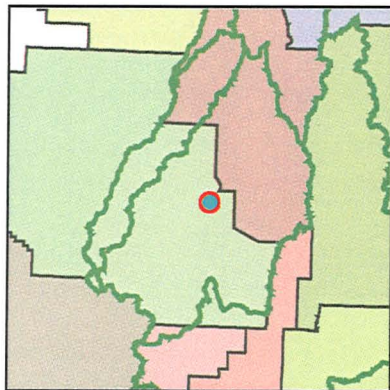
Idaho Department of Water Resources

SRBA Recommendation:

67-4512

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles



Prepared by M. Mount
On Wednesday, August 30, 2006
1987/88 Aerial Photography

State of Idaho
Department of Water Resources
Adjudication Section
Claim Verification Field Exam Sheet

CLAIM NO(s): 64-4512

1 ☒ No Change NAME IS SAME

☐ NEW OWNER _____

☐ No Change ADDRESS

☐ NEW ADDRESS _____

2 ☒ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used
and submit proof of date of priority.

Priority date, per claimant is: _____
(If this date seems questionable, explain below)

3 ☒ No Change ---SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4 ☒ No Change --- POINT OF DIVERSION - Allison - Jewel Ditch

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: _____

Township	Range	Section	1/4's	
Township	Range	Section	1/4's	

5 ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

6 ☒ No Change - WATER USES

☐ Different uses, (list uses found):

Use _____ From _____ To _____ CFS _____ AFA _____

Use _____ From _____ To _____ CFS _____ AFA _____

Use _____ From _____ To _____ CFS _____ AFA _____

7 ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8 ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9 ☒ No Change ---PLACE OF USE (If changed, list below)

Use:	Township	Range	Section	1/4's	
Use:	Township	Range	Section	1/4's	
Use:	Township	Range	Section	1/4's	
Use:	Township	Range	Section	1/4's	

Remarks: (Comments pertinent to field exam) ☐ See additional attachment

we took a gps pt where water is diverted from the

Allison/Jewel Ditch coord. 2290213, 1489462

Water is diverted off main ditch + runs through a ditch to a

pumping station. Pump info = 2/25 HP pumps w/ 8' lift

☐ SYSTEM DIAGRAM INCLUDED

☒ Shown on GIS layout

☐ IN OFFICE EXAM

DATE EXAM CONDUCTED 8/21/06

FIELD EXAMINER: MM / JLD

Pumps located at:

[2289970]
[1489449]

67-4912 - CAMBR.

2963 Bain Rd.

Cambr. ID.

* GGP is good

IRR / STOCK

Dale BARTON -

174 Acres

550-0731

^m combine

locate POD off Waiver R. - is it Allison-Jewel Ditch
POD?

Electric pump &
sprinkler system
still?

are they @ the very end of the
Allison-Jewel Ditch??
POD is in section 6

OVERLAP

- ① * part of the land overlaps a license (2167) for domestic
+ irr. out of the Weston Slough. 43 Acres

lands south & west are covered by decreed
water 67-33 for 144 Acres

- ② ^{OV. W.} **81 F** - is rec'd as 14566, 14567, 14568 - for Lost Valley
Reser. Co.

are the sources the same??

have 87 map - but no NAIP photo.

10³⁰ am - Cambrig
on 95 1 1/2 out of town L. Bain Rd

1.5 mi / grey house on R.

2963

2167 - license covers E 1/2 of N4SW
N 1/2 of N4SW

GPS pt. off of 4512 AJ

Allison-Jewel Ditch - directs to pump

COORD: 2290213

1489462

Pump Info: gps pt. 25 HP. & 25 H.P. (2 pumps)

6-8 ft. ~~5000~~ of lift

2289970

1489449

> COORD:

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

67-4512)
)
)
)
State of Idaho)
County of Washington

I Jerry Lager being first duly sworn,
deposes and says: I personally witnessed the
installation and operation of an electric
pump and sprinkler system irrigating
the land described in the above water
right claim. Birtons have used this
system continuously from that time.
This system was put in in 1967.

Jerry Lager
(Signature)

Subscribed and sworn to before me this
day 7th of September, 192005.

Debbie S Maxwell
(Notary Public)

Residing at Council Id.
My Commission Expires 8/24/07.

SEAL
DEBBIE S. MAXWELL
NOTARY PUBLIC

SCANNED
SEP 15 2005



Idaho Department of Water Resources

Adjudication Claim Number: **67-4512**

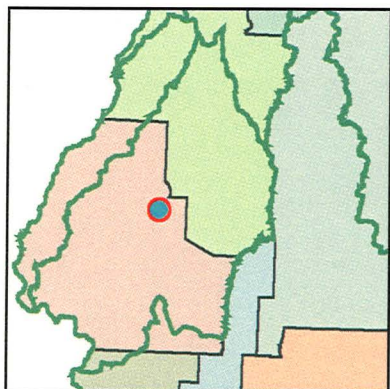
T14N R03W

SEP 15 2005

SCANNED

Legend

- PLS Sections
- GCDBQuarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Thursday, September 1, 2005
1987 Aerial Photography

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-04512
Date Received: 9/25/1989
Receipt No: W6041
Received By: h w

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARTON RANCH, INC. 208-257-3466
Address: C/O DALE BARTON
RT 1, BOX 168
CAMBRIDGE, ID 83610

2. Date of Priority: MAR 15, 1967

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02W	6	SW	NW			WASHINGTON

5. Description of diverting works:
WING DAM, HEADGATE, DITCH, PUMP & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.180		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 DAIRY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	03W	1	SW	NE		IRR	14.0

A67-04512

Page 1

Date: 09/25/89

SCANNED
APR 14 2004

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	03W	1	NE		SW		IRR	40.0
			NE		SW		STOCK	
			NW		SW		STOCK	
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			NW		SE		STOCK	
			SW		SE		IRR	40.0
							Section Acres	174.0
							Total Acres	174.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00081F, A67-02167

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am Pres. of Barton Ranch Inc., that I have signed the foregoing document in the space below as Same of _____ and that the statements contained in the foregoing document are true and correct.

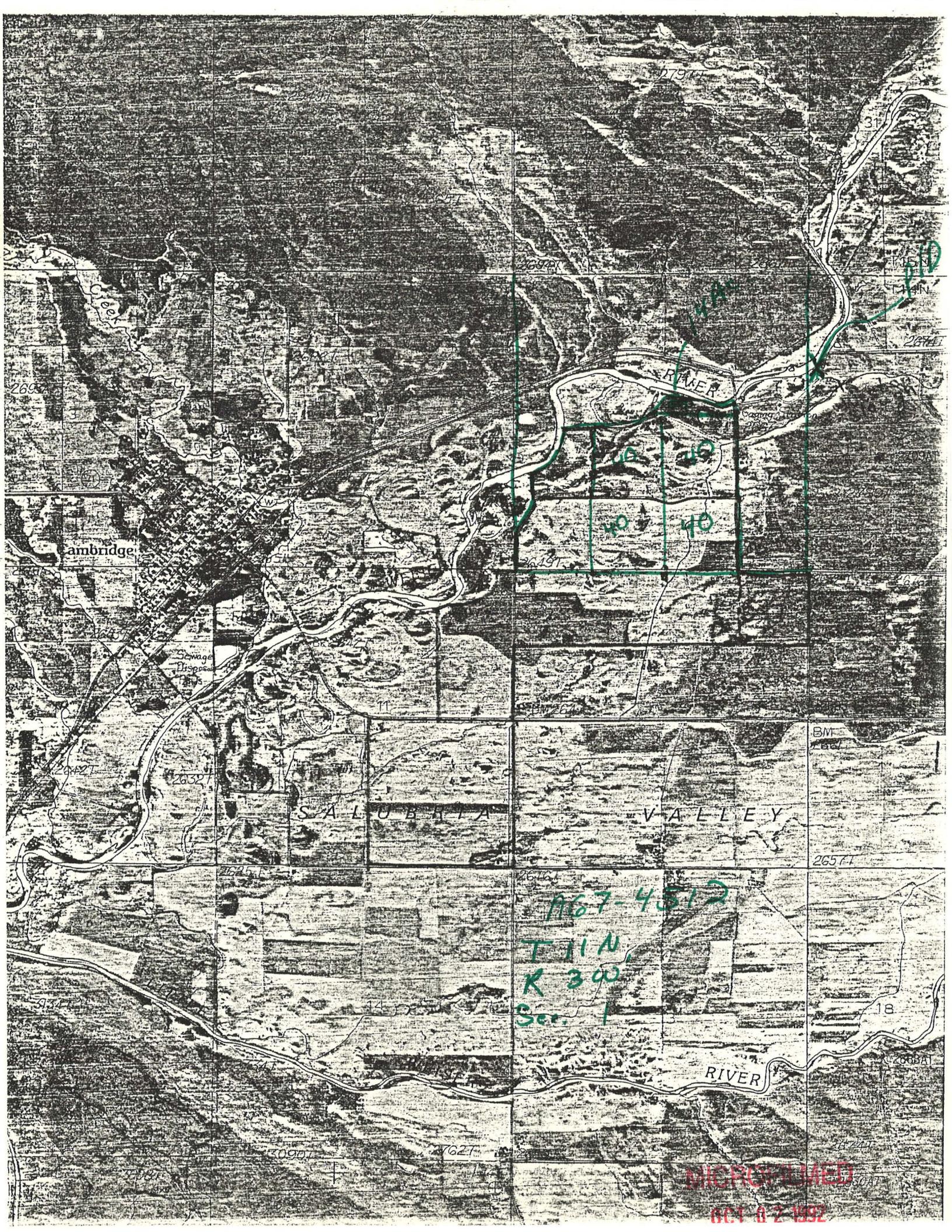
Dale R. Barton
Signature of Authorized Agent
Barton Ranch Inc.
Title and Organization
9-25-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25 day of Sept. 19 89

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

Seal



167-4512
T 11 N.
R 30 W.
Sec. 1

MICROFILMED

801 0 2 1992