

05/30/2006

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

RIGHT NUMBER: 67-7056
NAME AND ADDRESS: FARM CREDIT BANK OF SPOKANE
PO BOX 279
ONTARIO OR 97914
SOURCE: BUTTERMILK SLOUGH CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 2.000 CFS
Right Nos. 67-7056 and 67-2188 are limited to a total combined diversion rate of 10.1 cfs.
PRIORITY DATE: 06/03/1971
POINT OF DIVERSION:

T10N R05W S14 NESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/15	2.000 CFS 781.00 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S11	NESW	25.00	T10N R05W S11	NWSW	20.00
T10N R05W S11	SWSW	40.00	T10N R05W S11	SESW	40.00
T10N R05W S11	NESE	35.00	T10N R05W S11	NESE	5.00
T10N R05W S11	SWSE	40.00	T10N R05W S11	SESE	5.00
T10N R05W S14	NENE	15.00	T10N R05W S14	NWNE	35.00
T10N R05W S14	SWNE	35.00	T10N R05W S14	SENE	40.00
T10N R05W S14	NENW	40.00	T10N R05W S14	NWNW	20.00
T10N R05W S14	SENW	35.00	T10N R05W S14	NESW	15.00
T10N R05W S14	NESE	40.00	T10N R05W S14	NWSE	15.00
T10N R05W S14	SESE	5.00			

505 ACRES TOTAL

Right Nos. 67-2188 and 67-7056 are limited to the irrigation of a combined total of 505 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 - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

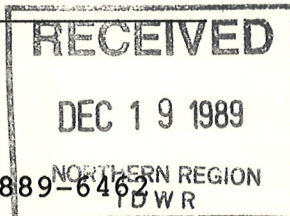
The following rights are also diverted through point of diversion described above: 67-2188

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: A67-07056
Date Received: 10/19/1989
Receipt No: N003512
Received By: _____



NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT BANK OF SPOKANE
Address: BOX 279
ONTARIO, OR 97914

2. Date of Priority: JUN 03, 1971

3. Source: BUTTERMILK SLOUGH Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	14	NE	SW			WASHINGTON

5. Description of diverting works:
75 H.P. 100 H.P. 200 H.P. PUMPS DELIVER WATER TO IRRIGATION SYST.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.000		

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

8. Total consumptive use is 781.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	11	NE	SW		IRR	25.0
			NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

A67-07056

Page 1

Date: 11/21/89

SCANNED
APR 19 2004

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10N	05W	11	NE		SE		IRR	35.0
			NE		SE		IRR	5.0
			SW		SE		IRR	40.0
			SE		SE		IRR	5.0
							Section Acres	210.0
		14	NE		NE		IRR	15.0
			NW		NE		IRR	35.0
			SW		NE		IRR	35.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	20.0
			SE		NW		IRR	35.0
			NE		SW		IRR	15.0
			NE		SE		IRR	40.0
			NW		SE		IRR	15.0
			SE		SE		IRR	5.0
							Section Acres	295.0
							Total Acres	505.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A67-02188 WATER RIGHT CONCURRENT FOR 215 ACRES

14. Remarks:

THIS PROPPERTY IS CURRENTLY OWNED BY STEVEN SHAW; HOWEVER FARM CREDIT BANK OF SPOKANE WILL ACQUIRE THIS PROPERTY FROM BANKRUPTCY BY JAN. 1, 1990.

15. Basis of Claim: LICENSE

16. Signatures(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 Senior Engineer-Appraiser of Farm Credit Bank of Spokane, that I have signed the foregoing document in the space below as Senior Engineer-Appraiser of Farm Credit Bank of Spokane and that the statements contained in the foregoing document are true and correct.

Harbert J. Sanders
(Signature of authorized Agent)

Senior Engineer-Appraiser
Farm Credit Bank of Spokane
(Title and Organization)

November 21, 1989
(Date)

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 21st day of November, 1989.

Allen Beardslee

Notary Public

Residing at Rathdrum
My Commission Expires: 7/20/1994

SEAL

MICROFILMED

OCT 02 1992

05/30/2006

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

RIGHT NUMBER: 67-7056
NAME AND ADDRESS: FARM CREDIT BANK OF SPOKANE
PO BOX 279
ONTARIO OR 97914
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QUANTITY: 2.000 CFS
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PRIORITY DATE: 06/03/1971
POINT OF DIVERSION:

T10N R05W S14 NESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/15	2.000 CFS 781.00 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S11	NESW	25.00	T10N R05W S11	NWSW	20.00
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T10N R05W S14	NENE	15.00	T10N R05W S14	NWNE	35.00
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505 ACRES TOTAL

Right Nos. 67-2188 and 67-7056 are limited to the irrigation of a combined total of 505 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 - License

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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: A67-07056
Date Received: 10/19/1989
Receipt No: N003512
Received By: _____

RECEIVED

DEC 19 1989

NORTHERN REGION
IDWR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FARM CREDIT BANK OF SPOKANE
Address: BOX 279
ONTARIO, OR 97914

503-889-6462

2. Date of Priority: JUN 03, 1971

3. Source: BUTTERMILK SLOUGH Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	14	NE	SW			WASHINGTON

5. Description of diverting works:
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6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.000		

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

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	11	NE	SW		IRR	25.0
			NW	SW		IRR	20.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

A67-07056

Page 1

Date: 11/21/89

SCANNED
APR 19 2004

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OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10N	05W	11	NE		SE		IRR	35.0
			NE		SE		IRR	5.0
			SW		SE		IRR	40.0
			SE		SE		IRR	5.0
							Section Acres	210.0
		14	NE		NE		IRR	15.0
			NW		NE		IRR	35.0
			SW		NE		IRR	35.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	20.0
			SE		NW		IRR	35.0
			NE		SW		IRR	15.0
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12. Do you own the property listed above as place of use? NO

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14. Remarks:

THIS PROPERTY IS CURRENTLY OWNED BY STEVEN SHAW; HOWEVER FARM CREDIT BANK OF SPOKANE WILL ACQUIRE THIS PROPERTY FROM BANKRUPTCY BY JAN. 1, 1990.

15. Basis of Claim: LICENSE

16. Signatures(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 Senior Engineer-Appraiser of Farm Credit Bank of Spokane, that I have signed the foregoing document in the space below as Senior Engineer-Appraiser of Farm Credit Bank of Spokane and that the statements contained in the foregoing document are true and correct.

Harbert J. Sanders
(Signature of authorized Agent)

Senior Engineer-Appraiser
Farm Credit Bank of Spokane
(Title and Organization)

November 21, 1989
(Date)

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 21st day of November, 1989.

Allen Bearsh

Notary Public

Residing at Rathdrum
My Commission Expires: 7/20/1994

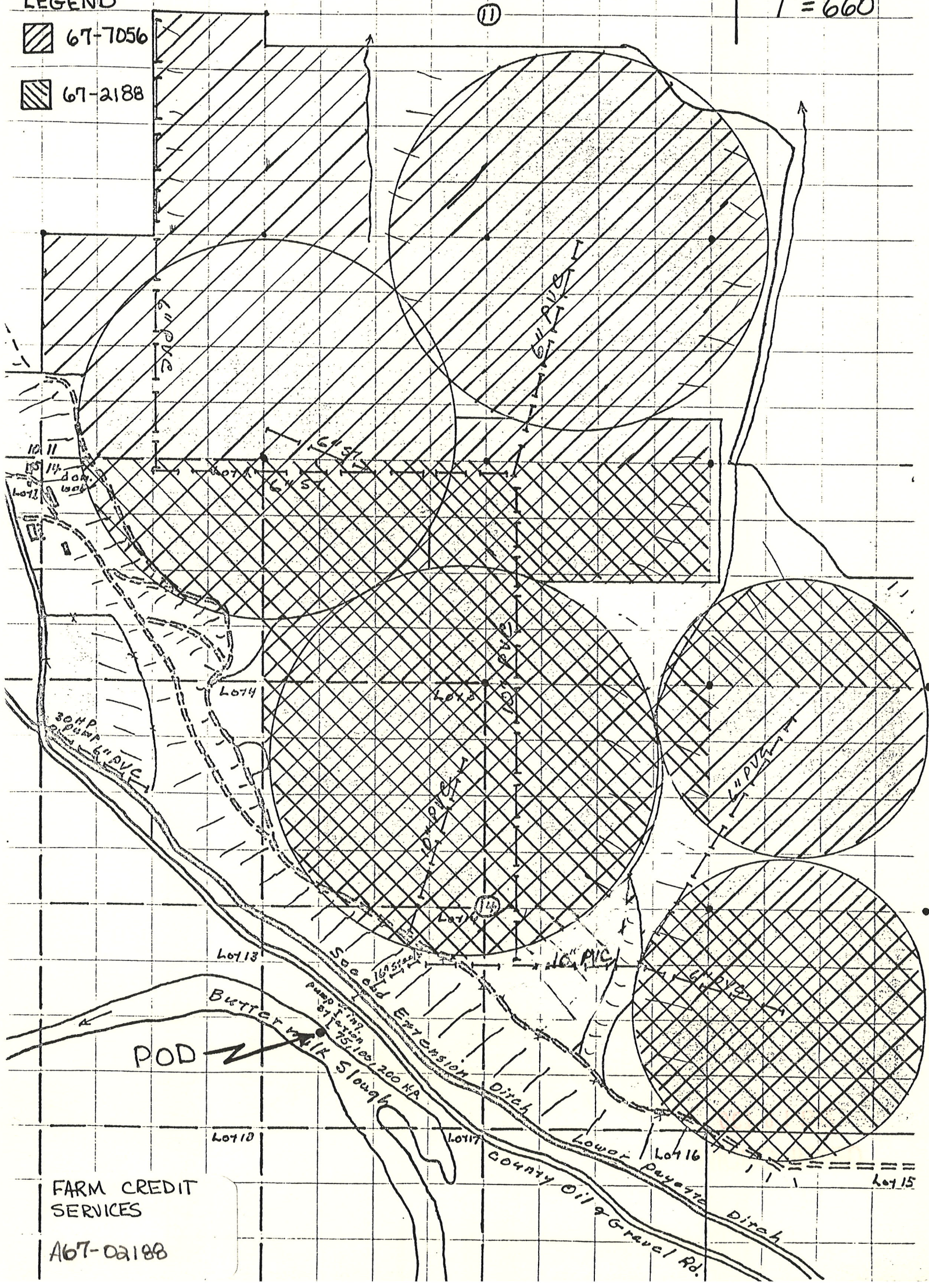
SEAL

MICROFILMED

OCT 02 1992

N
TION, R5W
1" = 660'

LEGEND
67-7056
67-2188



FARM CREDIT
SERVICES
A67-02188

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 67-7056 Priority June 3, 1971 Amount 2.0 cfs

THIS IS TO CERTIFY, that The Travelers Insurance Company
of Portland, Oregon, has complied with the terms and conditions of Permit
No. 67-7056 issued pursuant to Application for Permit dated June 3, 1971,
and has submitted proof to the Department of Water Resources on October 26, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.35 cfs of water from Buttermilk Slough,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 15</u> at <u>2.0</u> cfs and <u>781 acre feet or</u>		
	from _____ to _____ at _____ cfs and <u>*4.5 af per acre</u>		
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
781 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 14,
Twp. 10 N, Rge. 5 W, B. M. in the County of Washington

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 N	5 W	11									20	20	40	40	40		40		200
		14	40	40	40	40	20		40	15			30	40	30				305
		23					30												

as a/c - no O.V. w/ 2106

Total number of acres irrigated 505

7 ac in ea qtr - O.V. w/ 10899 - no O.V. according to tax lots!!
* Subject to the condition that the maximum volume per year shall not exceed 4.5 acre
feet per acre when combined with License No. 21004/67-2188.

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 12 day of
May, 19 75.

Director

RECORDED

No late fees para OK-
None Required
Form 42-1409(10)-1
5/89
Approved

Date Received

RECEIVED
DEC 13 1989

NOV 24 1989

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources
Western Regional Office

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Farm Credit Bank of Spokane (509) 838-9525
Name of Claimant Phone Number

W 601 1st Ave, TAF-C5 Spokane WA 99220
Mailing Address City State Zip

Washington 10/19/89
County(s) where place of use is located Date claim originally due

67-02188 and 67-07056
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

An extension was originally filed by Steven Shaw on 10/19/89. The Extension was not granted due to lack of explanation. Mr. Shaw brought the extension to Farm Credit and informed them they must file. The property is currently in Bankruptcy; therefore, ownership is in question. Farm Credit will file the adjudication claim and requests an extension due to the Bankruptcy problems.

Claimant requests an extension to December 8, 1989

Herbert J. Sanders Nov 20, 1989
Signature Date of request

Senior Engineer-Appraiser
Title

* Forms will be filed immediately after extension request response.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [X] granted [] denied for the following reasons:

and if granted the filing deadline is extended to December 22, 1989

Signed this 3 day of December, 1989

Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

SCANNED
APR 19 2004

MICROFILMED
OCT 02 1992

Date Received Oct. 19, 1989

denied

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
OCT 20 1989

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

STEVEN SHAW () 889-6957
Name of Claimant Phone Number

~~621 Foothills Dr.~~ 398 Hill Rd. Weiser ID 83672
Mailing Address City State Zip

Washington 10-20-89
County(s) where place of use is located Date claim originally due

67-02188 , # 67-07056
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Ownership of property is to revert back
to FCS 1-1-90.

Claimant requests an extension to Nov. 20, 1989, 19

Steven A. Shaw 10-19, 19 89
Signature Date of request

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [] granted [X] denied for the following reasons:

No explanation of "FCS" or how property ownership next
year relates to filing a claim now.

and if granted the filing deadline is extended to _____, 19

Signed this 4 day of November, 19 89

DAVID B. SHAW
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

RECEIVED
NOV 06 1989
MICROFILMED
Department of Water Resources
Western Regional Office
OCT 02 1992

Idaho Department of Water Resources

67 - 7056



T 10N, R 05W, Sections 11, 14

