

06/02/2008

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

RIGHT NUMBER: 67-7292

NAME AND ADDRESS: FRANK D LAND
3430 BIG FLAT RD
MIDVALE ID 83645TREVA LAND
3430 BIG FLAT RD
MIDVALE ID 83645

SOURCE: UNNAMED STREAM

TRIBUTARY: TENNISON CREEK

QUANTITY: 0.900 CFS
90.00 AFY

This right when combined with Right No. 67-2365, and 67-7281 shall provide no more than .02 cfs per acre, nor more than 4.0 af/acre..

PRIORITY DATE: 10/18/1976

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T11N R02W S1 NENESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	90.00 AFY
DIVERSION TO STORAGE	12/01 05/01	0.900 CFS
IRRIGATION FROM STORAGE	04/01 10/31	90.00 AFY

The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION STORAGE in WASHINGTON County

T11N R02W S02 Lot 1 NENE	T11N R02W S02 Lot 2 NWNE
T11N R02W S02 SWNE	T11N R02W S02 SENE

IRRIGATION FROM STORAGE in WASHINGTON County

T11N R02W S01 Lot 4 NWNW	0.10	T11N R02W S01 SWNW	32.00
T11N R02W S01 SENW	3.20	T11N R02W S01 NESW	16.00
T11N R02W S01 NWSW	16.00	T11N R02W S01 SESW	7.70
T11N R02W S01 NWSE	1.70	T11N R02W S01 SWSE	2.60
T11N R02W S02 Lot 1 NENE	2.80	T11N R02W S02 Lot 2 NWNE	1.50
T11N R02W S02 SWNE	8.00	T11N R02W S02 SENE	34.00
T11N R02W S02 NESE	1.00		
126.6 ACRES TOTAL			

Right Nos. 67-2365, 67-7281 and 67-7292 are limited to the irrigation of a combined total of 126.6 acres in a single irrigation season.

This right is limited to the irrigation of 126.6 acres within the place of use described above 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.

This right is based upon an enlargement of Right No. 67-7281 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

WATER RIGHTS NO 67-7281 AND 67-7292 WHEN COMBINED SHALL NOT EXCEED A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 90.0 AF.

USE OF WATER UNDER THIS RIGHT WILL BE REGULATED BY A WATERMASTER WITH RESPONSIBILITY FOR THE DISTRIBUTION OF WATER AMONG APPROPRIATORS WITHIN STATE WATER DISTRICT NO. 67.

Adjudication Recommendation Report 67-7292 V2

WATER RIGHT NUMBER: 67-7292 V2

Priority Date: 10/18/1976
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	TENNISON CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01	to 12/31		90.00 AF
DIVERSION TO STORAGE	12/01	to 05/01	0.900 CFS	
IRRIGATION FROM STORAGE	04/01	to 10/31		90.00 AF
		Total Diversion:	0.900 CFS	90.00 AF

<u>Location of Point(s) of Diversion</u>			
UNNAMED STREAM	NE1/4NE1/4SW1/4	Sec. 1,	Twp 11N, Rge 02W, B.M.
WASHINGTON County			

Place of Use
IRRIGATION STORAGE

[illegible]

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	Totals
11N	02W	1						.1 L 4	32.0	3.2	16.0	16.0		7.7		1.7	2.6		79.3
11N	02W	2	2.8 L 1	1.5 L 2	8.0	34.0									1.0				47.3

IDAHO DEPARTMENT OF WATER RESOURCES
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Total Acres: 126.6

Conditions of Approval:

1. E55 Right Nos. 67-2365, 67-7281 and 67-7292 are limited to the irrigation of a combined total of 126.6 acres in a single irrigation season.
2. C18 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.
3. E62 This right when combined with Right No. 67-2365, and 67-7281 shall provide no more than .02 cfs per acre, nor more than 4.0 af/acre..
4. L11 The storage of water is contingent upon continued certification by IDWR under the dam safety provisions of the Idaho Code, authorizing storage.
5. WATER RIGHTS NO 67-7281 AND 67-7292 WHEN COMBINED SHALL NOT EXCEED A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 90.0 AF.
6. K02 This right is based upon an enlargement of Right No. 67-7281 pursuant to Section 42-1426, Idaho Code.
7. S47 The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
8. USE OF WATER UNDER THIS RIGHT WILL BE REGULATED BY A WATERMASTER WITH RESPONSIBILITY FOR THE DISTRIBUTION OF WATER AMONG APPROPRIATORS WITHIN STATE WATER DISTRICT NO. 67.
9. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
10. K06 This right is limited to the irrigation of 126.6 acres within the place of use described above in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

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Comments:

1. shemenway 6/2/2008 SEASON OF USE

Comment: SHOULDER REMARK ADDED DUE TO CURRENT STANDARD FOR IRRIGATION IS 3/15 - 10/31.

2. shemenway 6/2/2008 250 ACRES REMARK

Comment: LICENSE STATES TOTAL ACRES 250 UNDER POU FOR IRRIGATION STORAGE. ORIGINAL PERMIT WAS FOR 250 ACRES, BUT DURING FE CONDUCTED ON 7/17/1989 IT WAS CONFIRMED THERE WERE ONLY 126.6 TOTAL ACRES IRRIGATED, AND DURING THE DAM INSPECTION CONDUCTED ON 7/10/2003 THE SURFACE AREA FOR THE RESERVIOR IS ONLY 12 ACRES WITH 90 AF STORAGE CAPACITY..

3. shemenway 6/2/2008 DIVERSION TO STORAGE

Comment: 3/13/1990 GENE GIBSON CONDUCTED AN OPEN CHANNEL DISCHARGE MEASUREMENT WITH A PYGMY METER #090194, AND DETERMINED THE DIVERSION RATE FOR THE UNNAMED STREAM TO BE 0.899 CFS = 0.90 CFS.

4. shemenway 6/2/2008 SYSTEM

Comment: SPRINGS FORMING AN UNNAMED STREAM FEED THE RESERVOIR, 13 FT. HEIGHT DAM, 30 FT. LENGTH, 4 FT X 4 FT HEADGATE, CENTRIFUGAL 60 HP GE GJ6284016 MOTOR, CORNELL PUMP, 4 INCH FLARED TO 8 INCH DISCHARGE TO 8 INCH BURIED MAIN THAT CONVERTS TO 6 INCH THEN TO 4 INCH BURIED LINE, THEN TO ASSORTMENT OF 2-HANDLINE AND 4-WHEEL LINES.

5. shemenway 6/2/2008 OVERLAPS

Comment: SAME POU AS 67-2365 AND 67-7281.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	90	126.6

Combined Water Rights: 67-7281 , 67-7292

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	6/2/2008 11:11:30 AM	shemenway			Active
Priority Date	6/2/2008 11:12:40 AM	shemenway			Active
Source	6/2/2008 11:13:46 AM	shemenway			Active
POD	6/2/2008 12:03:10 PM	shemenway			Active
Use	6/2/2008 12:06:50 PM	shemenway			Active

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Season	6/2/2008 12:14:01 PM	shemenway	Active
Quantity	6/2/2008 12:36:18 PM	shemenway	Active
Summary		06/02/2008 shemenway	Active
POU	6/2/2008 1:08:18 PM	shemenway	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	6/2/2008 11:44:20 AM	shemenway	Updated PLS
POU	6/2/2008 11:49:51 AM	shemenway	Updated PLS
POD	6/2/2008 12:03:11 PM	shemenway	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Season	6/2/2008 12:14:02 PM	shemenway	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
POU	6/2/2008 11:49:17 AM	shemenway	Updated Shape
POD	6/2/2008 12:01:33 PM	shemenway	Updated Shape
POD	6/2/2008 12:02:10 PM	shemenway	Updated PLS
Summary	6/2/2008 1:05:56 PM	shemenway	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

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POU	6/2/2008 1:08:19 PM	shemenway	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (Yes) 14. Is a POU remark and/or condition required?
POU	6/2/2008 11:43:56 AM	shemenway	Updated Shape
Use	6/2/2008 12:06:51 PM	shemenway	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Contacts	6/2/2008 11:11:30 AM	shemenway	(No) 1. Do you want to schedule an appointment? Comment for 1: 3/13/1990 measurement taken by Gene Gibson; 7/10/2003 Dam Inspection conducted by John Westra; FE completed on 8/3/1988 by Daniel Nelson, confirming POU and POD.
General	6/2/2008 11:12:39 AM	shemenway	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	6/2/2008 11:13:46 AM	shemenway	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Quantity	6/2/2008 12:36:19 PM	shemenway	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - 7/10/2003 Dam Inspection indicated maximum capacity of system

as 90.0 AF.

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Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7292 V1

WATER RIGHT NUMBER: 67-7292 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK D LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487
Current Owner	TREVA LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487

Priority Date: 10/18/1976

Basis: Permit

Status: Closed

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	TENNISON CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01 to 12/31		95.00 AF
DIVERSION TO STORAGE	12/01 to 05/01	2.000 CFS	
IRRIGATION FROM STORAGE	04/01 to 10/31		95.00 AF
	<u>Total Diversion:</u>		95.00 AF

Location of Point(s) of Diversion

UNNAMED STREAM	NE1/4SW1/4	Sec. 1, Twp 11N, Rge 02W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11N	02W	1						3.0	36.0	6.0	11.0	37.0	30.0	33.0					156.0
11N	02W	2	8.0	4.0	10.0	34.0									3.0				59.0
11N	02W	12					10.0	25.0											35.0

Total Acres: 250

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7292 V1

1. A01 THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.
2. C18 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.

Remarks:Comments:

1. dsmith 4/12/2004 Period of Use

Comment: Add shoulder remarks

2. dsmith 4/12/2004 Basis of Claim

Comment: Permit no field exam add A01 remark

3. kbrown 12/1/2006 Permit

Comment: Recommended as permitted.

4. mvanbussum 6/11/2007 Ownership

Comment: Directors report mailing returned. May need change of ownership. According to taxlots, new owner is Cada D Wayne, 23250 Cada Ln, Caldwell, ID 83607.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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90

Combined Water Rights: 67-7292 , 67-7281

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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126.6

Combined Water Rights: 67-7281 , 67-7292 , 67-2365

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7292 V1

Priority Date	4/12/2004 1:44:40 PM	dsmith	Closed
POD	4/12/2004 2:01:32 PM	dsmith	Closed
Source	4/12/2004 2:01:54 PM	dsmith	Closed
POU	4/12/2004 2:02:17 PM	dsmith	Closed
Use	4/12/2004 2:02:35 PM	dsmith	Closed
Season	4/12/2004 2:02:56 PM	dsmith	Closed
Quantity	4/12/2004 2:10:24 PM	dsmith	Closed
Contacts	12/1/2006 2:23:51 PM	kbrown	Closed
Priority Date	12/1/2006 2:24:29 PM	kbrown	Closed
POD	12/1/2006 2:24:53 PM	kbrown	Closed
Source	12/1/2006 2:25:09 PM	kbrown	Closed
POU	12/1/2006 2:31:03 PM	kbrown	Closed
Use	12/1/2006 2:31:26 PM	kbrown	Closed
Season	12/1/2006 2:31:59 PM	kbrown	Closed
Quantity	12/1/2006 2:32:15 PM	kbrown	Closed
Summary		12/01/2006 kbrown	Closed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	2/26/2004 9:29:44 AM	awarntje	Edited shape boundary
Contacts	12/1/2006 2:23:52 PM	kbrown	(No) 1. Do you want to schedule an appointment? Comment for 1: Recommended as permitted.
General	12/1/2006 2:24:30 PM	kbrown	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit? (Yes) 10a. Has proof of beneficial use been submitted? (Yes) 10b. Has the Field exam been completed? (Yes) 10c. Has Field exam been sent to state office? (No) 10d. Has the License been issued? (No) 10e. Will the license be issued prior to filing the Directors Report? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/1/2006 2:24:54 PM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7292 V1

Source	12/1/2006 2:25:10 PM	kbrown	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (No) 3. Has the licensed been issued? (No) 11. Is a Source remark and/or condition required?
POU	12/1/2006 2:31:03 PM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (No) 4. Has the licensed been issued yet? (No) 14. Is a POU remark and/or condition required?
Use	12/1/2006 2:31:27 PM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	12/1/2006 2:31:59 PM	kbrown	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (No) 3. Has the licensed been issued? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	12/1/2006 2:32:16 PM	kbrown	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 12. Is a Quantity remark or condition required?
Summary	12/1/2006 2:37:18 PM	kbrown	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Quantity	4/12/2004 2:10:25 PM	dsmith	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued?
POD	4/12/2004 1:59:54 PM	dsmith	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7292 V1

Priority Date	4/12/2004 1:44:42 PM	dsmith	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit? (Yes) 10a. Has proof of beneficial use been submitted? (No) 10b. Has the Field exam been completed? (No) 10e. Will the license be issued prior to filing the Directors Report? (No) 15. Is the basis of claim coded correctly?
POD	4/12/2004 2:01:34 PM	dsmith	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued?
Source	4/12/2004 2:01:55 PM	dsmith	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (No) 3. Has the licensed been issued?
POU	4/12/2004 2:02:19 PM	dsmith	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (No) 4. Has the licensed been issued yet?
Use	4/12/2004 2:02:37 PM	dsmith	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued?
Season	4/12/2004 2:02:57 PM	dsmith	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (No) 3. Has the licensed been issued?

Water Supply Bank:

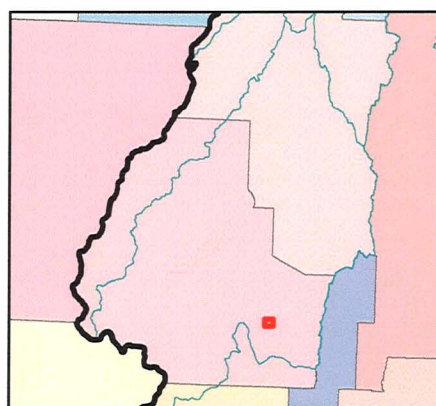


Idaho Department of Water Resources

SRBA Recommendation
67-7292
(IRRIGATION FROM STORAGE)

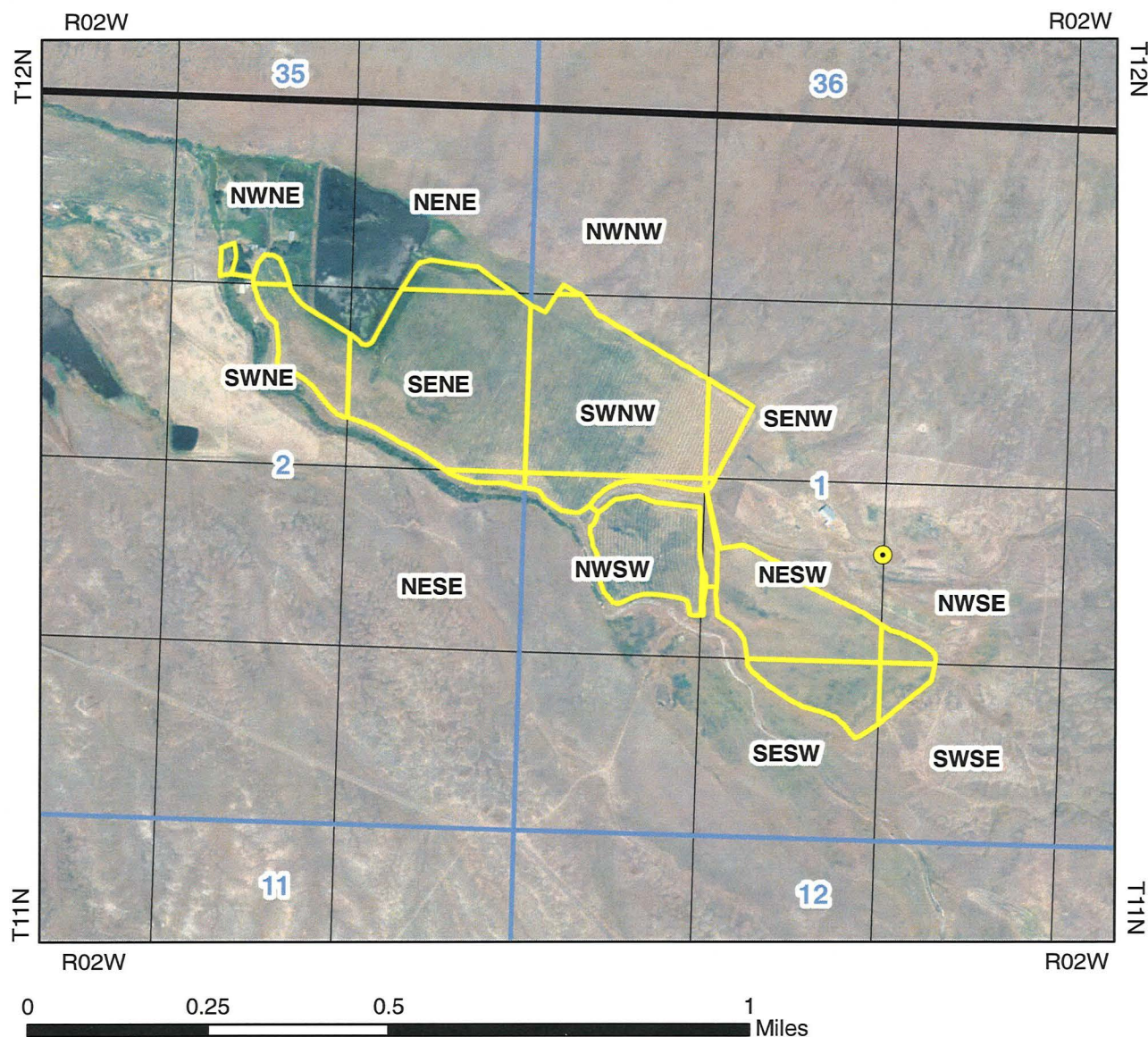
Legend

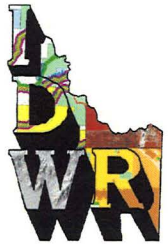
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Washington County
IDWR Basin 67

Prepared by Sandy Hemenway
On Monday, June 02, 2008
2004 Aerial Photography



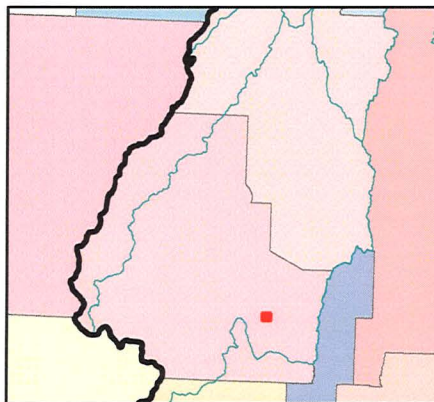


SRBA Recommendation
67-7292
(IRRIGATION STORAGE)

Idaho Department of Water Resources

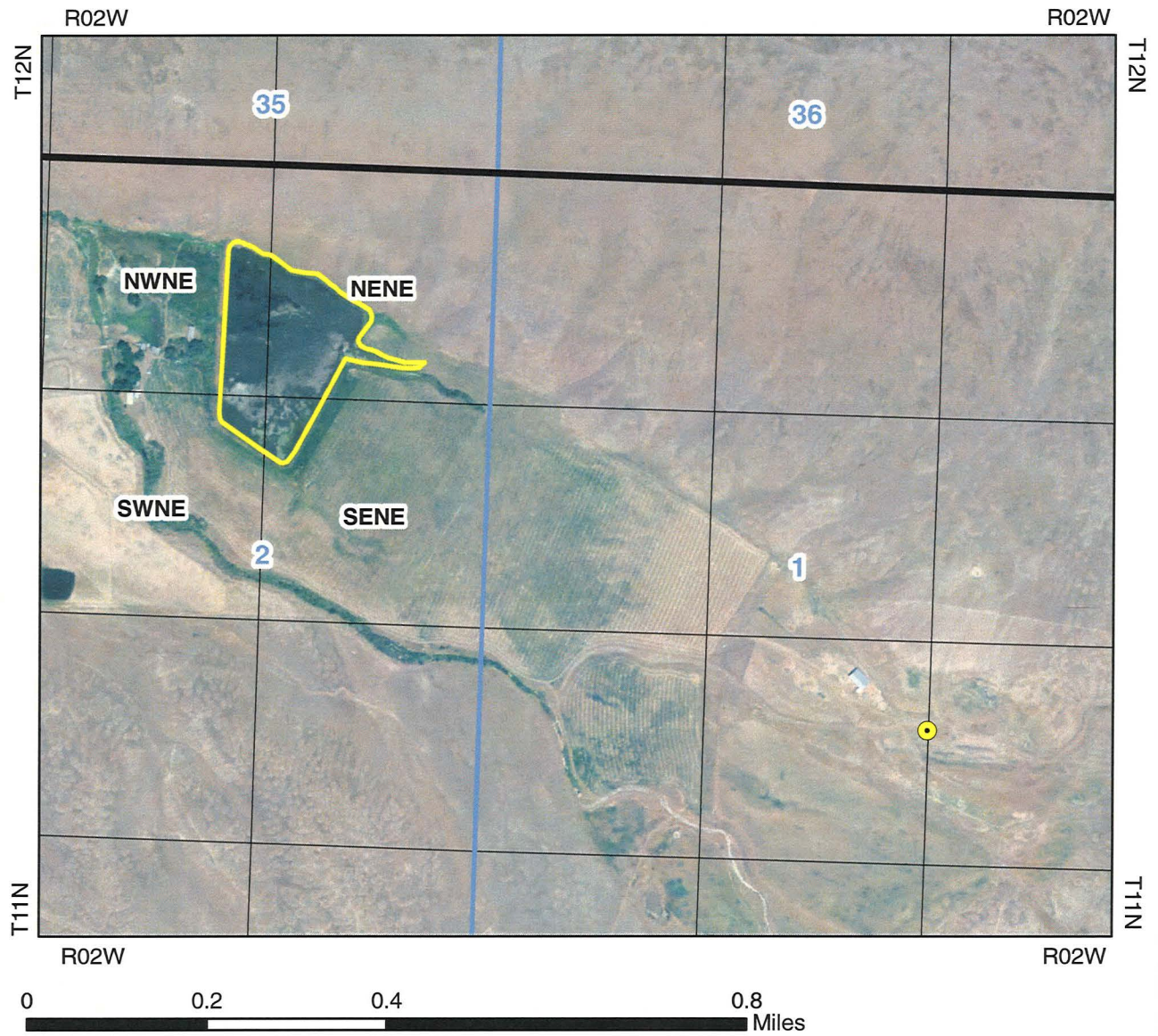
Legend

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



Washington County
IDWR Basin 67

Prepared by Sandy Hemenway
On Monday, June 02, 2008
2004 Aerial Photography



RECOMMENDATION REVIEW:

Date: 6/2/2008
Agent: S. Hemenway
Claimant: Treva and Frank Land
WR# 67-7292
Mailing Address: 3430 Big Flat Rd, Midvale, Idaho 83645
Phone #: (208) 345-2487
Location of POD: NENESW Sec 1 T11N R2W (determined in 8/3/2005 memo and maps from Daniel Nelson)
System Description: springs renamed to unnamed stream feed reservoir; 13' height of dam, 30' length, 4'x4' headgate, centrifugal 60 Hp GE GJ6284016 motor, Cornell pump, 4" flared to 8" discharge, 8" buried main, to 6", then converts to 4" buried line, then to assortment of 2-handline and 4-wheelines.

Measurement: Record of Inspection of Dam 7/10/2003 by John Westra shows capacity of 90.0 AF
dam height of 13', surface area of 12 acres
Pigmy Meter #090194 by Gene Gibson on 3/13/1990 determined diversion to storage= 0.899 =0.90cfs
8/3/1988 FE exam report completed by Daniel Nelson

Field Exam: diversion to storage, irrigation storage, irrigation from storage
Nonirrigation Uses: NONE
Other Uses: NONE
Other WRs Used: 67-2365, 67-7281(per the notes, 67-7292 is a 2nd POD, & is for claiming the capacity of the system)
Supplemental Water: NONE
Basis of Claim: License
Priority Date: 10/18/1976 (same as license)
Evidence of Priority: Affidavit of Publication; License; Proof of Completion of Works.
Notes from Rudolph Cada that the springs are on deeded land used by the family for 45 years.
Proof of Beneficial Use 9/26/1977

NOTES: 67-7281 is for adding storage to 67-2365; 67-7292 is for adding a 2nd source or different unnamed stream, and to be able to claim the capacity of the storage.
This WR was previously recommended on the Basis of PERMIT, due to the deadline for completion for the SRBA. Once the License was finalized, this WR was changed based on the License (Version 2), with a NCAP sent to the court indicating the changes.
A01 Previous condition: subject to the conditions set forth in the License upon completion of the statutory appropriation process.

LICENSED IS BASED ON:
The Dam Inspection capacity of the system being 90.0 af.
Pigmy Meter Measurement 0.90 cfs
8/3/2005 Daniel Nelson calculated acreage to be 126.6 acres using ArcView, and determined that the springs were really an unnamed stream.
Same POU as 67-2365 and 67-7281 (same reservoir as in 67-7281)

Recommendation:

C18

E55: WR 67-2365, 67-7292 & 67-7281 combined shall not exceed the irrigation of 126.6 acres

Limit is 0.90 cfs, and 90.0 af, per License

E62 Shall not provide more than 0.02 cfs per acre nor more than 4.0AF/acre, when combined with other WRs.

L11 Storage contingent upon continued certification by IDWR under dam safety provision, authorizing storage.

Explanatory: Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within State Water District No. 67 (condition written on the License)

WR67-7281 and 67-7292 when combined shall not exceed a total annual maximum diversion volume of 90.0 af.

K02 right based upon enlargement of 67-7281.

C11

K06 limited to 126.6 acres within the POU.

S47 irrigation may begin as early as 3/15.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07292

CONDITIONS OF APPROVAL

1. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
3. Rights 67-7281 and 67-7292 when combined shall not exceed a total annual maximum diversion volume of 90.0 af.
4. Rights 67-2365, 67-7281, and 67-7292 when combined shall not exceed the irrigation of 126.6 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 10th day of December, 2007.


DAVID R. TUTHILL, JR.
Director

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07292

Priority: October 18, 1976

Maximum Diversion Rate: 0.90 CFS

Maximum Diversion Volume: 90.0 AF

It is hereby certified that D WAYNE CADA Or JODY M CADA
23250 CADA LN

CALDWELL ID 83607 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 18, 1976; and has submitted Proof of Beneficial Use on September 26, 1977. An examination indicates that the works have a diversion capacity of 0.90 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: TENNISON CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DIVERSION TO STORAGE	12/01 to 05/01	0.90 CFS	
IRRIGATION STORAGE	01/01 to 12/31		90.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		90.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NE¼NE¼SW¼ Sec. 1, Twp 11N, Rge 02W, B.M. WASHINGTON County

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 02W 2	X	X	X	X													
	L1	L2															

Total Acres: 250

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 02W 1					.1	32.0	3.2		16.0	16.0		7.7		1.7	2.6		79.3
					L4												
11N 02W 2	2.8	1.5	8.0	34.0									1.0				47.3
	L1	L2															

Total Acres: 126.6

(FROM FIELD EXAM DATED 7-17-89)
CONDUCTED BY KELLY K. CHRISTENSEN
(PERMIT 67-2365)

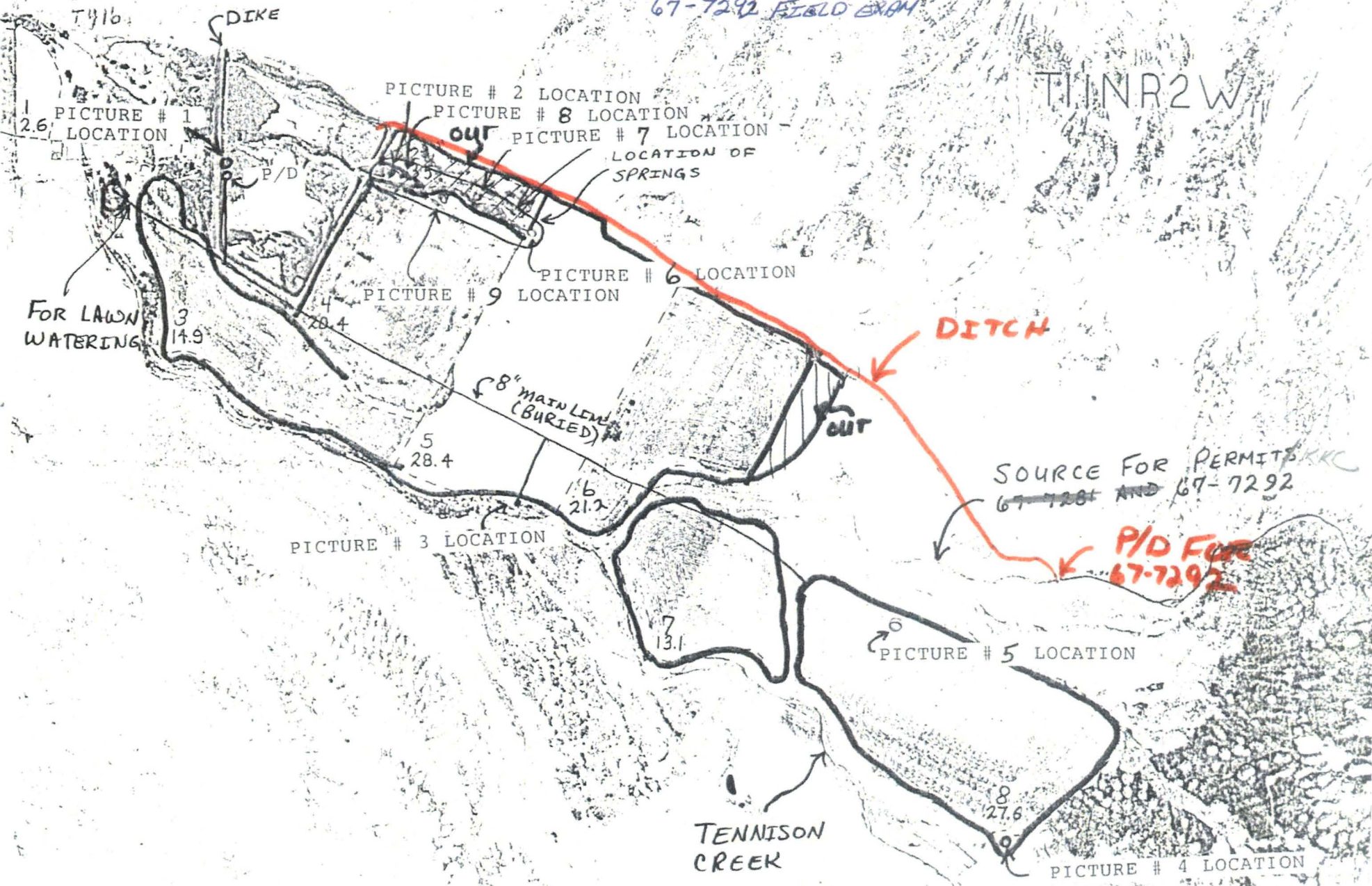
35 36
2 1

INFORMATION
FOR PERMIT

67-7292 FIELD EXAM

1979
FLIGHT

T11NR2W



$.899$ of's

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
RECORD OF INSPECTION OF DAM

Name of Dam: LAND
Name of Owner: FRANK LAND

Stream: TENNISON CREEK
Location: 11N-2W-2

☒ Offstream

Individuals Accompanying Inspector: NO ONE

Reservoir Characteristics: Dam Height : 13 FT

Surface Area: 12 AC

Storage Capacity: 90 AC-FT

Hazard Classification: 2-NO CHANGE

Photographs : YES

CONDITION OF EMBANKMENT OR STRUCTURE : ☐ - Poor ☐ - Fair ☒ - Good ☐ - Excellent

TYPE : ☒ - Earth ☐ - Rockfill ☐ - Conc. Arch ☐ - Conc. Gravity ☐ - Timber Crib ☐ - Other _____

	UPSTREAM SLOPE	CREST	DOWNSTREAM SLOPE	TOE AREA
SURFACE COVER MATERIAL	EARTH/RIPRAP	EARTH	EARTH	EARTH
GROWTH	WEEDS	PASTURE GRASSES	PASTURE	CATTAILS, A FEW SMALL WILLOWS
SETTLEMENT Or CRACKS	NONE	CRACKS-GONE	NONE	NONE
SURFACE EROSION	NONE	NONE	NONE	NONE
DEBRIS	NONE	NONE	NONE	NONE
ANIMAL BURROWS	NO NEW MUSKRAT ACTIVITY NOTED	NONE	NONE	NONE
CREST WIDTH AND SLOPE MEASUREMENTS	3:1	20 FT	2:1	FLAT

CONDITION OF OUTLET WORKS ; ☒ - Poor ☐ - Fair ☐ - Good ☐ - Excellent

Location ; ☐ - Left Side ☒ - Center ☐ - Right Side ☐ - Other _____

Description and Condition:

12" DIA CONCRETE PIPE THRU THE DAM, OUTLET GATE CATWALK AND CONTROL STEM ARE GONE, OUTLET IS NOT OPERATIONAL.
IRRIGATION PUMP ON THE DAM CREST-OPERATING

Gate Hoist : ☒ - Manual ☐ - Electric ☐ - Other _____

Stem : ☐ - Inclined from entrance to crest ☐ - Vertical on tower at entrance
☐ - Vertical through dam crest ☐ - Downstream valve

Entrance ; GATE FRAME EXPOSED.

Outlet : LAST PIPE SECTION DISPLACED-NO CHANGE

CONDITION of SPILLWAY : ☐ - Poor ☐ - Fair ☒ - Good ☐ - Excellent

-SERVICE SPILLWAY-3.5 FT. DIA DROP INLET AT OUTLET PIPE

Location : ☐ - Left abutment ☒ - Right abutment ☐ - Away from dam ☐ - Other _____

Base width : 8 FT Freeboard at crest : 1.7 FT Sideslope : 3:1 Channel slope : MILD

Over flow channel : ☒ - Well defined ☒ - Flow directed away from toe ☐ - Flow could reach toe

Erosion control present : EARTHEN CHANNEL

Erosion present : NONE

Maintenance condition : Debris SMALL DRIFTWOOD

Growth PASTURE

SEEPAGE:

Reservoir level during inspection : LOW, < 1/3 STORAGE-RESERVOIR BEING DRAFTED FOR IRRIGATION

	TOE AREA	DOWNSTREAM SLOPE	ABUTMENTS	OTHER
Piping of material Evident (Est. G.P.M.)	NONE	NONE	NONE	
Flowing water (Est. G.P.M.)	NONE	NONE	NONE	
Marshy or Standing water	DRY	NONE	NONE	
Damp	DRY	NONE	NONE	
Evident from Growth present	CATTAILS	NONE	NONE	

GENERAL CONDITION AND DESCRIPTION OF DAM :

FAIR-GOOD, NO CHANGE IN THE OUTLET WORKS SINCE THE PREVIOUS INSPECTION.
GATE STEM AND CATWALK ARE STILL MISSING. IRRIGATION PUMP IS AVAILABLE FOR DRAFTING DOWN THE RESERVOIR IF NEEDED.

RODENTS AND GROWTH ARE CONTROLLED.

INSTRUMENT READINGS (Piezometer, Seepage measurements, Alignment, Elevation, etc.)

NONE TAKEN

RECOMMENDATIONS :

ISSUE A GENERAL STORAGE CERTIFICATE; AUTHORIZE STORAGE UNTIL NOVEMBER 1, 2005
-RETAIN 2 FT MINIMUM FREEBOARD AND 1 FT/DAY RESERVOIR FILLING CONDITIONS

MAINTENANCE/REPAIR

-REPLACE GATE STEM AND CATWALK SO OUTLET IS OPERATIONAL.
-CONTINUE TO CONTROL RODENTS AND WOODY GROWTH ON THE EMBANKMENT.

DATE : 7/10/03

INSPECTED BY : J. WESTRA, WESTERN REG.

12/01/2006

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

RIGHT NUMBER: 67-7292

NAME AND ADDRESS: FRANK D LAND
3430 BIG FLAT RD
MIDVALE ID 83645

TREVA LAND
3430 BIG FLAT RD
MIDVALE ID 83645

SOURCE: UNNAMED STREAM

TRIBUTARY: TENNISON CREEK

QUANTITY: 95.000 AFY

PRIORITY DATE: 10/18/1976

THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

POINT OF DIVERSION:

T11N R02W S1 NESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	95.00 AFY
DIVERSION TO STORAGE	12/01 05/01	2.000 CFS
IRRIGATION FROM STORAGE	04/01 10/31	95.00 AFY

PLACE OF USE: IRRIGATION STORAGE in WASHINGTON County

T11N R02W S01 NESW

IRRIGATION FROM STORAGE in WASHINGTON County

T11N R02W S01	NWNW	3.00	T11N R02W S01	SWNW	36.00
T11N R02W S01	SENW	6.00	T11N R02W S01	NESW	11.00
T11N R02W S01	NWSW	37.00	T11N R02W S01	SWSW	30.00
T11N R02W S01	SESW	33.00	T11N R02W S02	NENE	8.00
T11N R02W S02	NWNE	4.00	T11N R02W S02	SWNE	10.00
T11N R02W S02	SENE	34.00	T11N R02W S02	NESE	3.00
T11N R02W S12	NENW	10.00	T11N R02W S12	NWNW	25.00

250 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 - Permit

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 67-7292

WATER RIGHT NUMBER: 67-7292 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TREVA LAND STAR RT MIDVALE, ID 83645
Current Owner	FRANK D LAND STAR RT MIDVALE, ID 83645

Priority Date: 10/18/1976 ✓
Basis: PERMIT
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM ✓	TENNISON CREEK ✓

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DIVERSION TO STORAGE	12/01	5/01	2.000 CFS	
IRRIGATION STORAGE	1/01	12/31		95.00 AF
~~IRRIGATION FROM STORAGE~~	4/01	10/31		95.00 AF
Total Diversion:				95.00 AF

Location of Point(s) of Diversion
UNNAMED STREAM NE1/4SW1/4 Sec. 1, Twp 11N, Rge 02W, B.M.
WASHINGTON County

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11N	02W	1									X								

Total Acres: 250

IRRIGATION FROM STORAGE

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 67-7292

Total Acres: 250 

Conditions of Approval:

1. NO IRR. NATURAL FLOW USE FROM 4/1 TO 5/1 LISTED ON PERMIT.

Remarks:

Comments:

Water Supply Bank:

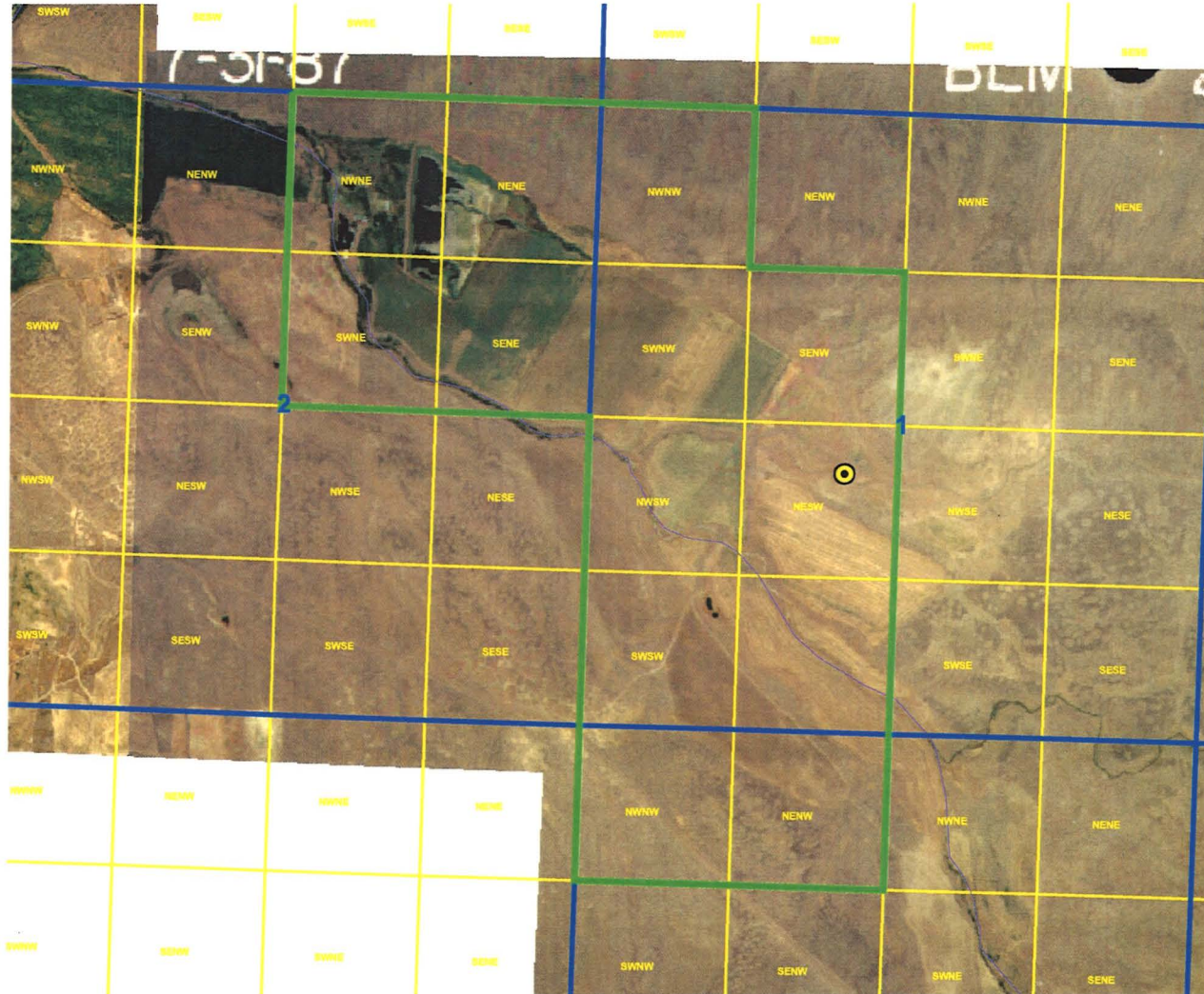
Idaho Department of Water Resources

**T11N, R02W,
SEC 1, 2 & 12**

Claim No: 67-7292

Prepared By: Kimberly Brown

Date: December 1, 2006



Place of Use



Section Lines



1/4 1/4



Point of Diversion

Irrigated Acres = 250



0.3 0 0.3 0.6 Miles

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-7292

WATER RIGHT NUMBER: 67-7292

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK D LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487
Current Owner	TREVA LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487

Priority Date: 10/18/1976

Basis: Permit

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	TENNISON CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	1/01 to 12/31		95.00 AF
DIVERSION TO STORAGE	12/01 to 5/01	2.000 CFS	
IRRIGATION FROM STORAGE	4/01 to 10/31		95.00 AF
<u>Total Diversion:</u>			95.00 AF

Location of Point(s) of Diversion

UNNAMED STREAM	NE1/4NE1/4SW1/4	Sec. 1, Twp 11N, Rge 02W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	02W	1												X					

Total Acres: 88

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	02W	1							36.0				15.0						51.0
11N	02W	2		1.0	10.0	26.0													37.0

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-7292

Total Acres: 88

Conditions of Approval:

1. NO IRR. NATURAL FLOW USE FROM 4/1 TO 5/1 LISTED ON PERMIT.

Remarks:

Comments:

Water Supply Bank:

Brown, Kimberly

From: Keen, Shelley
Sent: Thursday, November 30, 2006 12:19 PM
To: Brown, Kimberly
Subject: RE: 67-2365, 67-7281, & 67-7292

Kimberly,

No change since my last email. We haven't received the amendments from the permit holders. We can issue the licenses as soon as those amendments arrive. If they don't come this week, we'll send a reminder.

Using the A01 condition is your best bet for now.

Shelley

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

From: Brown, Kimberly
Sent: Thursday, November 30, 2006 12:15 PM
To: Keen, Shelley
Subject: RE: 67-2365, 67-7281, & 67-7292

Shelley,

I just spoke with Jan regarding these three claims and we (she) decided that, since they need to be recommended in the SRBA by Monday, I should just recommend them as permitted with the A01 Condition. Can you give me any indication where they currently are in the licensing process?

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

From: Keen, Shelley
Sent: Wednesday, November 15, 2006 10:09 AM
To: Brown, Kimberly
Subject: RE: 67-2365, 67-7281, & 67-7292

Kimberly,

Our standard practice is to give them 14 days, wait 30 days, send a reminder giving them another 14 days, wait 30 days, then void the permit or issue a license without the changes. We can hope that they'll respond to the initial 14-day deadline. If not, I can probably prod them a little bit.

Shelley

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

From: Brown, Kimberly
Sent: Wednesday, November 15, 2006 10:05 AM
To: Keen, Shelley
Subject: RE: 67-2365, 67-7281, & 67-7292

Shelley,

May I ask if you gave the claimants a deadline to return the amendments to your office? Basically, my question is whether you gave them the customary 30-days or, hopefully, fewer than that?

Sincerely,
Kimberly

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

From: Keen, Shelley
Sent: Monday, November 13, 2006 11:47 AM
To: Brown, Kimberly
Subject: RE: 67-2365, 67-7281, & 67-7292

Kimberly,

I pulled them out of the vault, and it looks like they all need to be amended before the licenses can be

issued. I'll try to get the amendments in the mail to the right holder by tomorrow, but I really doubt we'll have them back by your deadline. We should have them done by the time the final director's report is submitted.

Shelley

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

From: Brown, Kimberly
Sent: Monday, November 13, 2006 8:43 AM
To: Keen, Shelley
Subject: 67-2365, 67-7281, & 67-7292

Shelley,

I just began reviewing the three claims listed above this morning and found that the Adjudication Claim Report lists their Basis as a Permit, but the Water Right Report lists them with a Basis as Licensed. I then spoke with Dan Nelson and he conducted field investigations for two of these claims (67-7281 & 67-7292) in August 1988 and reviewed the field exam conducted by Kelly Christensen for 67-2365 in August 2005.

Since recommendations for all three of these claims are due on November 15, 2006 (in three days); Jan Shurte suggested that I recommend them as permitted.

Do you have any suggestions regarding the recommendation of these three claims in the adjudication?

Sincerely,

Kimberly Brown
Sr. Water Resource Agent
Western Region

Receipt Details for ID M004878

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/10/1989 3:51:09 PM	10/10/1989	Mobile	\$238.00	Check
Payer		LAND, FRANK/TREVA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1452			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$238.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	7292		\$50.00	Claim
67	2365		\$50.00	Claim
67	7281		\$138.00	Claim

[Print Report](#)

Identification No. _____

Application No. 67-7292

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Frank D. &/or Treva Land Phone: 355-2487
post office address Star Route, Midvale, ID
2. Source of water supply unnamed stream which is a tributary of Tennison Creek
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 11N
Range 2W B.M. Washington County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.0 for div. to stor purpose from 12-1 to 5-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 95af for stor for irri purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 95af for irrigation purpose from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. 95af acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
headgate and ditch to the dam

b. Height of storage dam 15 feet, active reservoir capacity 95 acre feet; total reservoir
capacity 95 acre feet, materials used in storage dam: earth
Period of year during which storage will occur 12-1 to 5-1 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 12,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11N	2W	2	8	4	10	34									3				59
		1						3	36	6	11	37	30	33					156
11N	2W	12					10	25											35

Total number of acres to be irrigated 250

c. Describe any other water rights used for the same purposes as described above.

67-7281 & 67-2365

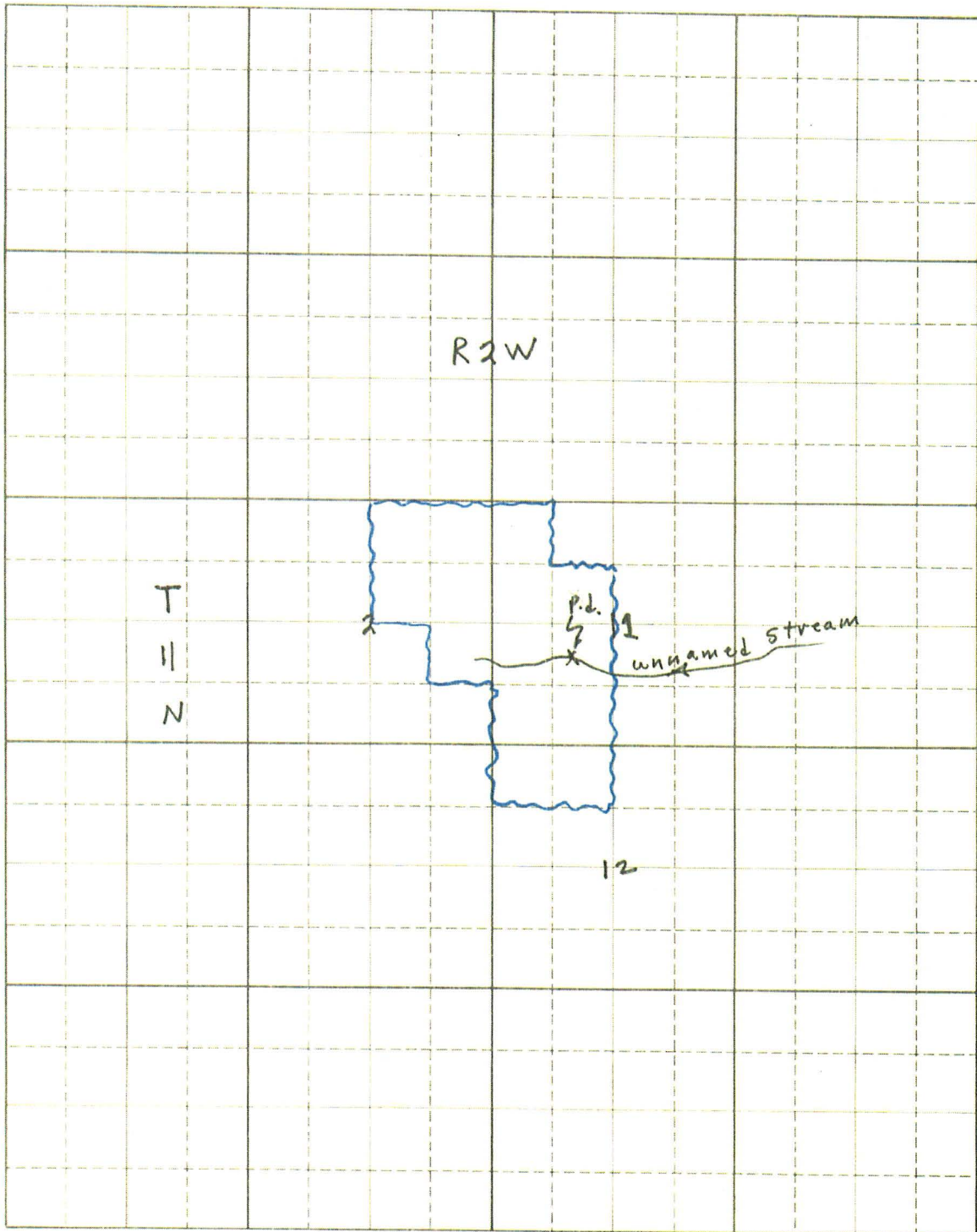
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Frank D. Land
(Applicant)

Proposed Priority 10-18-76

Received by THH Date Oct. 18, 1976 Time 2:00 P.
Preliminary check by RAW Fee \$ 35.00
Receipted by sf Date 10-18-76 # 5200
Publication prepared by sf Date 10-21-76
Published in The American Signal
Publication dates Oct 28 + Nov 4
Publication approved sf Date 12-3-76
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by THH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7292, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 81.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 11 day of December, 19 76.

R. Karl Hjort
Director

4/86

KEYPUNCHED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

OK BD
For Office Use Only
Fee Received \$100.00
Date 6/1/88
Receipt # W0000284
Receipt by BO
Sent to S.O. 6/1/88

RECEIVED

JUN 23 1988

1. Permit No. 67-7292

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Frank &/or Treva Land

3. Post Office Address: 3430 Big Flat Rd.
Midvale 83645 Telephone No. 355-2487

4. Source of Water: unnamed stream

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 100 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 1.0 cfs 95 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1976

8. Person to contact to accompany the department representative during the field examination:

as above

(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

6-1-88
Date

F O Land
Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second

AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

67-7292
LAND, FRANK D.
LAND, TREVA
STAR RT.
MIDVALE, ID 83645

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 5, 1988

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 9, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 10, 1987.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 8, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

Enclosure



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

67-7292
LAND, FRANK D.
LAND, TREVA
STAR RT.
MIDVALE, ID 83645

138221

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 4, 1977

Re: Permit No. 67-7292, 67-7281, 67-2365

Frank D. & Treva Land
Midvale, Idaho
83645

Dear Mr. & Mrs. Land:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

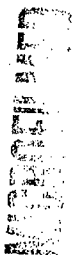
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Boise.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr



Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Frank D. &/or Treva Lund
b) Post Office Address Midvale, Id
2. Permit Number 67-7292
3. Date of Priority that you are prepared to establish 10/18/1976
4. a) Source from which water was appropriated unnamed stream
b) Location of the point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1
Township 11N, Range 2W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2.0 for div. to storage purposes from 12/1 to 5/1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 95 for storage for irrigation purposes from 1/1 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 95 for irrigation purposes from 4/1 to 10/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 95 AF cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) headgate & ditch to dam
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____
- Exam by: [Signature]

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

Pre-permit exam
~~Adjustment claim~~
Dam Construction
Papers Sent

(1) RWH 10-18-76

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) RWH 10-18-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use see item(c)

(10) _____

Comments: other rts not excessive when
considered w this storage app.

(11) if OK

Affidavit of Publication received(date) 12-3-76

(12) _____

Final date for protests 11-15-76

Protests received: yes _____ no ✓

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) _____

Action recommended:

✓ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of
approval

_____ No special conditions for approval

(15) District W

By JHJ

Date 12-3-76

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: A67-07292

Date Received: 10/10/1989

Receipt No:

Received By: M008878

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK D. LAND 208-345-2487
Address: 3430 BIG FLAT ROAD
MIDVALE, ID 83645

AND/OR

Name: TREVA LAND 208-345-2487
Address: 3430 BIG FLAT ROAD
MIDVALE, ID 83645

2. Date of Priority: OCT 18, 1976

3. Source: UNNAMED STREAM Trib. to: TENNISON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	02W	1	NE	NE	SW		WASHINGTON

5. Description of diverting works:
HEADGATE, DITCH & EARTH DAM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			95.00
IRRIGATION FROM STORAGE	04/01	10/31			95.00
DIVERSION TO STORAGE	12/01	05/01	2.000		

7. Total Quantity Appropriated is:
C.F.S. (and/or) 95.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 RANGE

A67-07292

Page 1

Date: 10/10/89

SCANNED
MAY 10 2004
MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	02W	1	SW	NW		IRR FS	36.0
			NE	SW		IRR S	
			NW	SW		IRR FS	15.0
					Section Acres		51.0
		2	NW	NE		IRR FS	1.0
			SW	NE		IRR FS	10.0
			SE	NE		IRR FS	26.0
					Section Acres		37.0
					Total Acres		88.0

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:
67-7281 & 67-2365.

14. Remarks:
NO IRR. NATURAL FLOW USE FROM 4/1 TO 5/1 LISTED ON PERMIT.

15. Basis of Claim: PERMIT

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: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

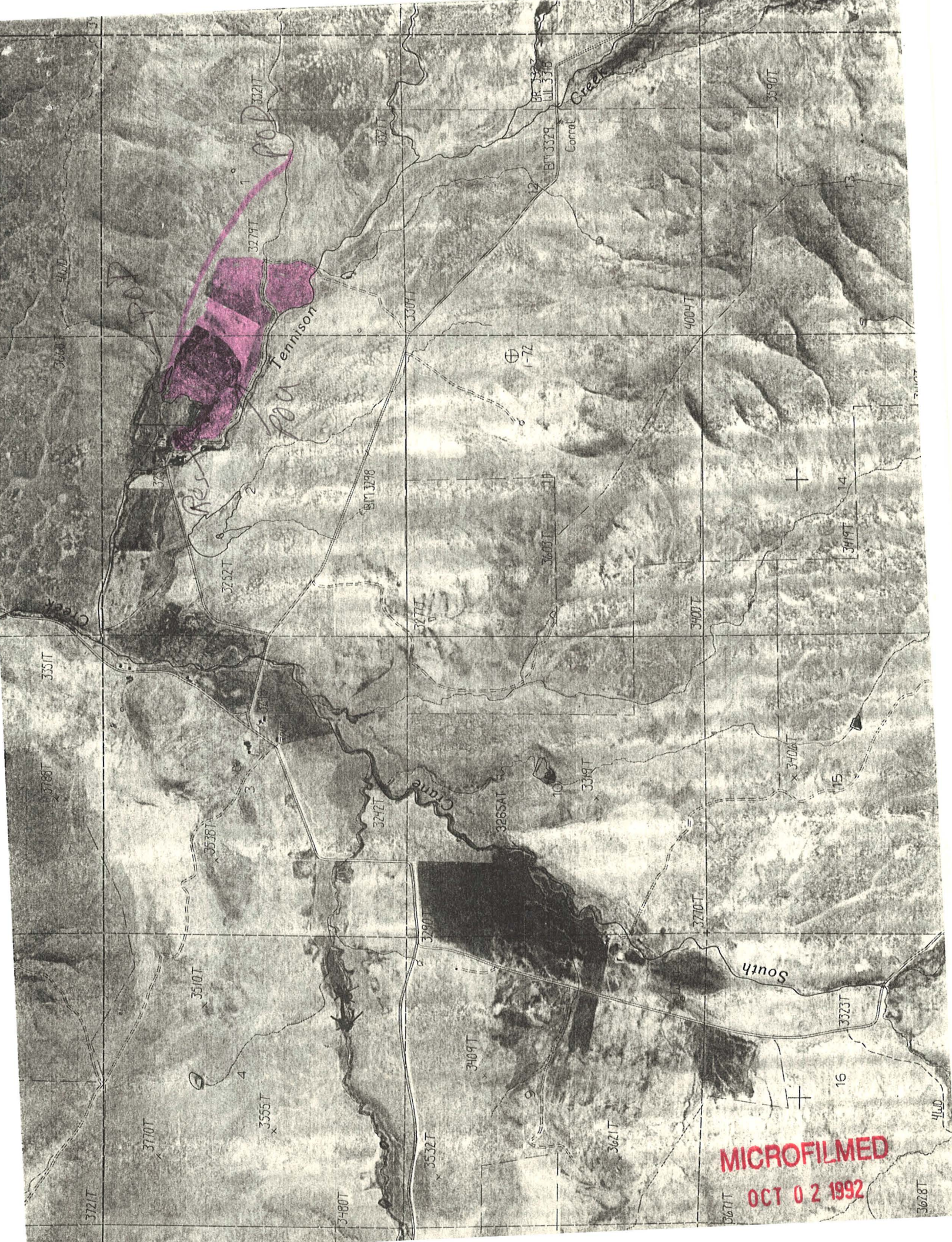
Signature of Claimant(s): F D Land Date: 10-10-89
_____ Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 10 day
of Oct 19 89 Bruce A. Schult
Notary Public

Seal

Residing at _____
My Commission Expires _____
BRUCE A. SCHULT, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995



MICROFILMED
OCT 02 1992

5-3-05 : Overlap w/ 67-2365, 67-7281, 67-7292

: 67-7895 is ~~not~~ and is not required to be filed
on in the SRBA.

5-10-05 : let Das do licensing FE and Base recommendation on
w/3 findings.

RECEIVED

MAY 10 2004

RECEIVED

MAY 06 2004

Washington County Title Co.

Department of Water Resources

WATER RESOURCES
WESTERN REGION

35 West Idaho St.
Weiser, ID 83672

(208) 414-1455
Fax (208) 414-1487
wctitle@ruralnetwork.net

Title Insurance

Escrow Service

May 6, 2004

IDWR Western Region
Attn: Kari Lynn Townsend
2735 Airport Way
Boise, ID 83705-5082



RE: Change in Water Right Ownership for No.'s 67-2365, 67-7281, 67-7292, and 67-
7895 *W.R. has original*

Dear Kari Lynn:

Enclosed please find check #991 in the amount of \$25.00 for the above referenced change, as well as the Notice of Change in Water Right Ownership form and copy of the Warranty Deed.

Thank you for your help with this.

Yours truly,

WASHINGTON COUNTY TITLE CO.



Paula Thomsen

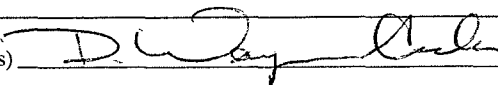
Encl.

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)



For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DB Date 5-7-04 Fee \$25 - (67-7895)
 Receipted by DB Date 5-7-04 Receipt No. W031602
 Processed by _____ AJ Date _____ WR _____ Date _____

Approved by:
Initials_____

COPIES

Warranty Deed



Legal Description

IN TOWNSHIP 11 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN:

- Section 1: Lots 2, 3, 4, $S\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$;
- Section 2: $NE\frac{1}{4}SE\frac{1}{4}$, $NE\frac{1}{4}$;
- Section 11: $E\frac{1}{2}$, $E\frac{1}{2}SW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$;
- Section 12: $W\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$;
- Section 13: $NW\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, and $NW\frac{1}{4}SW\frac{1}{4}$;
- Section 14: $SE\frac{1}{4}NE\frac{1}{4}$ and $NE\frac{1}{4}SE\frac{1}{4}$.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7292 V1

WATER RIGHT NUMBER: 67-7292 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK D LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487
Current Owner	TREVA LAND 3430 BIG FLAT RD MIDVALE, ID 83645 (208)345-2487

Priority Date: 10/18/1976

Basis:

Status:

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	TENNISON CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	1/01	to 12/31		95.00 AF
DIVERSION TO STORAGE	12/01	to 5/01	2.000 CFS	
IRRIGATION FROM STORAGE	4/01	to 10/31		95.00 AF
	<u>Total Diversion:</u>			95.00 AF

Location of Point(s) of Diversion

UNNAMED STREAM NE1/4SW1/4 Sec. 1, Twp 11N, Rge 02W, B.M.
WASHINGTON County

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11N	02W	1				X	

Total Acres: 88

IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11N	02W	1		36.0	15.0		51.0
11N	02W	2	1.0	10.0	26.0		37.0

Total Acres: 88

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7292 V1

Conditions of Approval:

- A01 THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

Remarks:Comments:

- dsmith 4/12/2004 Period of Use
Comment: Add shoulder remarks
- dsmith 4/12/2004 Basis of Claim
Comment: Permit no field exam add A01 remark

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	4/12/2004 1:44:40 PM	dsmith			
POD	4/12/2004 2:01:32 PM	dsmith			
Source	4/12/2004 2:01:54 PM	dsmith			
POU	4/12/2004 2:02:17 PM	dsmith			
Use	4/12/2004 2:02:35 PM	dsmith			
Season	4/12/2004 2:02:56 PM	dsmith			
Quantity	4/12/2004 2:10:24 PM	dsmith			

Verification Log:

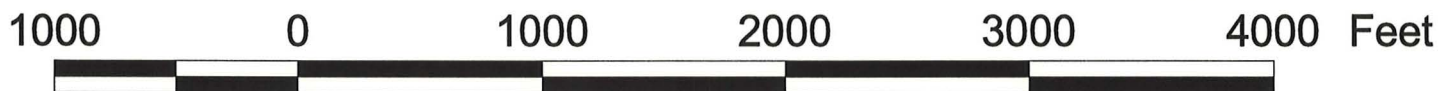
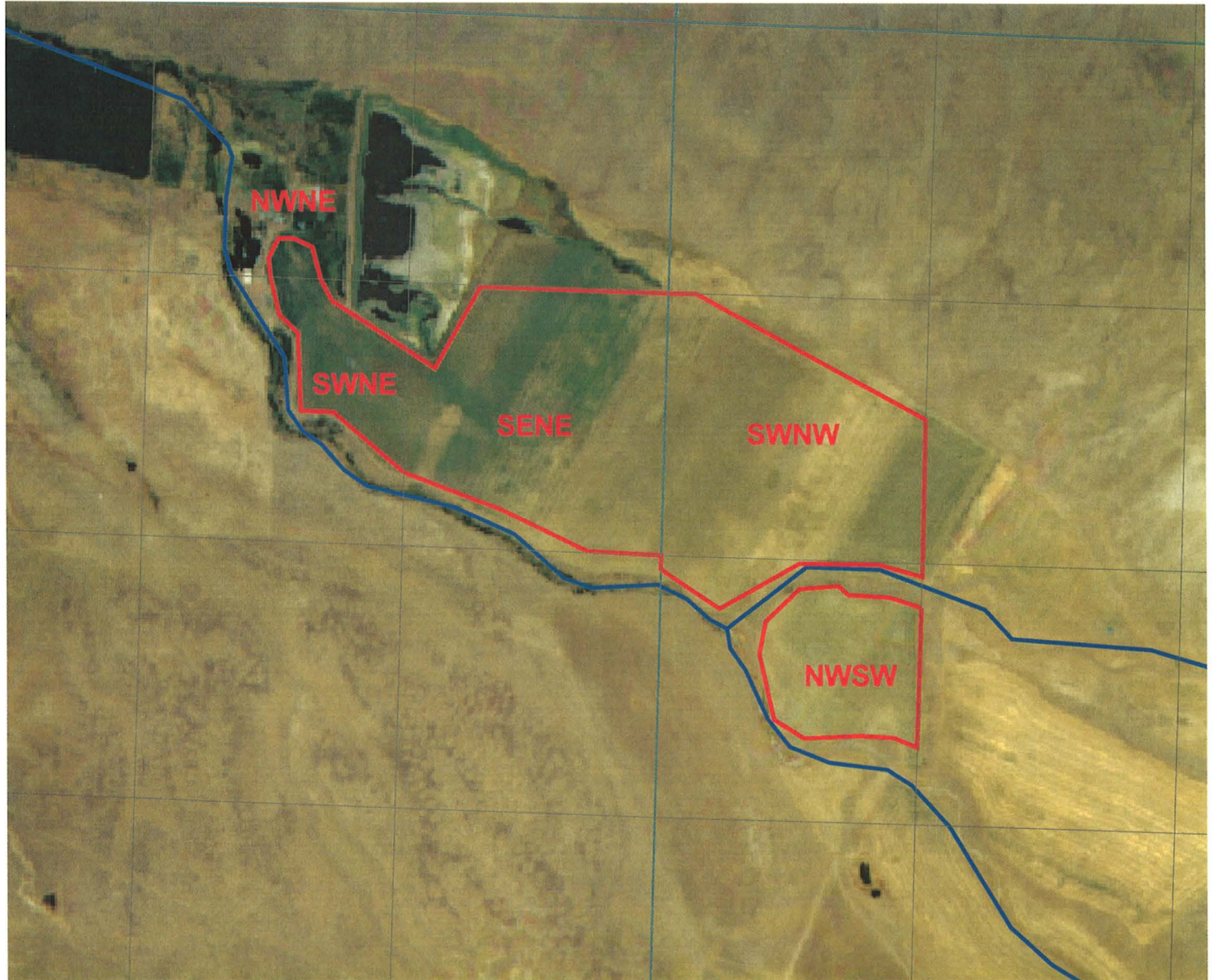
Element	Date Time Stamp	Reviewer	Log text
---------	-----------------	----------	----------

DRAFT

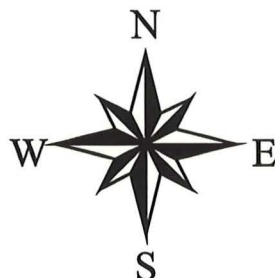
DO NOT SCAN

Idaho Department of Water Resources

67-7292



T11N, R02W, S1 & S2



Prepared by Anita L. Warntjes
February 9, 2004
1993/94 True Color Photo

Identification No. _____

Application No. 67-7292

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Frank D. &/or Treva Land Phone: 355-2487
post office address Star Route, Midvale, ID
2. Source of water supply unnamed stream which is a tributary of Tennison Creek
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 11N
Range 2W B.M. Washington County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.0 for div. to stor purpose from 12-1 to 5-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 95af for stor for irri purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 95af for irrigation purpose from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. 95af acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
headgate and ditch to the dam

b. Height of storage dam 15 feet, active reservoir capacity 95 acre feet; total reservoir
capacity 95 acre feet, materials used in storage dam: earth
Period of year during which storage will occur 12-1 to 5-1 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 12,000.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

