



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

September 28, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

ALVIN YANTIS
2235 MIDDLE FK RD
COUNCIL ID 83612

RE: Hubble Analysis Worksheet

Dear Mr. Yantis,

On August 24, 2006, Misty Mount and Jennifer Dean met with you to measure your diversion. You have stated that your ground requires greater than 0.02 cfs (1 inch) per acre to be irrigated effectively and that should be reflected in the recommendation of Snake River Basin Adjudication (SRBA) claim 67-4069.

In order to recommend more than 0.02 cfs, you need to provide documentation that the soil type you are irrigating requires the greater diversion rate. Ms. Mount and Ms. Dean gave you an "Irrigation Flow Rate Questionnaire" to fill out.

IDWR has not received a completed copy of this questionnaire. For your convenience I am enclosing another form.

Should you choose to pursue the additional diversion rate, please complete and submit the form **ASAP** so it can be forwarded to our engineering department for review.

Meanwhile, for your convenience, I am enclosing copies of the preliminary recommendations made for SRBA claims 67-89B, 67-4069, and 67-7403. I was able to recommend some additional diversion rate for 67-4069, above 0.02 cfs per acre by taking into account water that might be lost through ditch loss.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

11/23/2005

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

RIGHT NUMBER: 67-7403

NAME AND ADDRESS: ALVIN YANTIS
2235 MIDDLE FORK RD
COUNCIL ID 83612

SOURCE: MIDDLE FORK WEISER RIVER TRIBUTARY: WEISER RIVER

QUANTITY: 0.210 CFS
41.200 AFY

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T15N R01W S14 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.210 CFS 41.20 AFY

PLACE OF USE: IRRIGATION Within ADAMS County

T15N R01W S10	NWNE	17.0	T15N R01W S10	NENW	24.0
T15N R01W S10	NWNW	2.9			

43.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 43.9 acres in a single irrigation season. Combined Right Nos.: 67-89B, 67-4069, and 67-7403.

This right is limited to the irrigation of 10.3 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



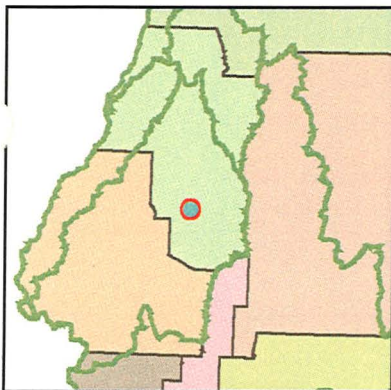
Idaho Department of Water Resources

Adjudication Claim Number(s): **67-89B, 67-4069, & 67-7403**

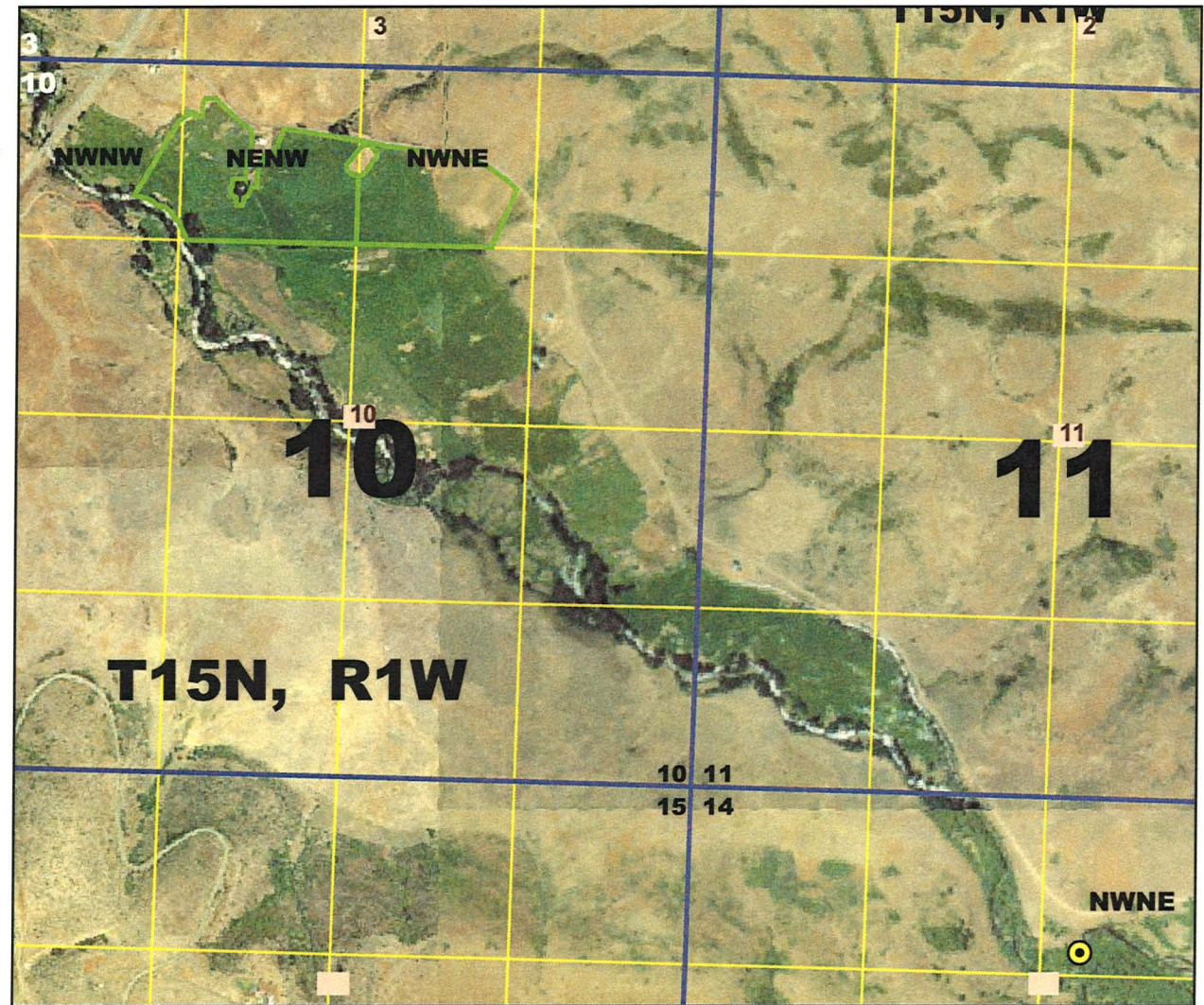
T15N R01W

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **B67 sections.shp**
-  **T15n01w.shp**



Washington County
IDWR Basin 67



1000 0 1000 2000 3000 4000 Feet

Prepared by C. Saxton
On Wednesday, November 23, 2005
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

WATER RIGHT NUMBER: 67-7403 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALVIN YANTIS 2235 MIDDLE FORK RD COUNCIL, ID 83612 (208)253-4411

Priority Date: 06/08/1978

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
MIDDLE FORK WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.210 CFS	41.20 AF
	<u>Total Diversion:</u>	0.210 CFS	41.20 AF

<u>Location of Point(s) of Diversion</u>		
MIDDLE FORK WEISER RIVER	NW1/4NE1/4	Sec. 14, Twp 15N, Rge 01W, B.M.
ADAMS County		

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	10		17.0			24.0	2.9											43.9

Total Acres: 43.9

Conditions of Approval:

1. 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 43.9 acres in a single irrigation season. Combined Right Nos.: 67-89B, 67-4069, and 67-7403.
3. K06 This right is limited to the irrigation of 10.3 acres within the place of use described above in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

Comments:

1. csaxton 11/23/2005 Recommend

Comment: Elements of this recommendation are verified by license 67-7403, however, the recommendation is being reduced to prevent redundancy with overlapping claims. See memo in file.

2. csaxton 11/23/2005 Diversion Volume

Comment: Diversion volume recommended because it was licensed with a volume.

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:

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:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			06/22/2004	jcarr	Active
Priority Date	6/22/2004 12:19:39 PM	jcarr			Active
POD	6/22/2004 12:19:41 PM	jcarr			Active
POU	6/22/2004 12:19:42 PM	jcarr			Active
Source	6/22/2004 12:19:43 PM	jcarr			Active
Use	6/22/2004 12:19:43 PM	jcarr			Active
Season	6/22/2004 12:19:44 PM	jcarr			Active
Quantity	6/22/2004 12:19:45 PM	jcarr			Active
Priority Date	6/23/2004 11:41:01 AM	jcarr			Active
POD	6/23/2004 11:41:02 AM	jcarr			Active
POU	6/23/2004 11:41:03 AM	jcarr			Active
Source	6/23/2004 11:41:03 AM	jcarr			Active
Use	6/23/2004 11:41:03 AM	jcarr			Active
Quantity	6/23/2004 11:41:04 AM	jcarr			Active
Season	6/23/2004 11:41:04 AM	jcarr			Active
Priority Date	6/23/2004 2:23:14 PM	jcarr			Active
POD	6/23/2004 2:23:15 PM	jcarr			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

POU	6/23/2004 2:23:16 PM	jcarr	Active
Source	6/23/2004 2:23:16 PM	jcarr	Active
Season	6/23/2004 2:23:17 PM	jcarr	Active
Use	6/23/2004 2:23:17 PM	jcarr	Active
Quantity	6/23/2004 2:23:18 PM	jcarr	Active
Summary		06/23/2004 jcarr	Active
Contacts	11/23/2005 1:20:01 PM	csaxton	Active
Quantity	11/23/2005 1:24:59 PM	csaxton	Active
Summary		11/23/2005 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/23/2005 1:20:59 PM	csaxton	Updated PLS
Quantity	11/23/2005 1:25:12 PM	csaxton	(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? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - As licensed.
Summary	11/23/2005 1:29:45 PM	csaxton	(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? (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?
Contacts	11/23/2005 1:20:13 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Per license 67-7403
POU	11/23/2005 1:22:13 PM	csaxton	Updated shape for Active POU
POU	11/23/2005 1:22:21 PM	csaxton	Updated PLS for Active POU
POD	11/23/2005 1:20:45 PM	csaxton	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

POU	6/23/2004 11:41:05 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License?
POD	6/23/2004 1:02:59 PM	jcarr	Edited point location
POD	6/23/2004 1:07:32 PM	jcarr	Edited point location
POD	6/23/2004 1:08:04 PM	jcarr	Edited point location
POD	6/23/2004 1:13:42 PM	jcarr	Edited PLS
POD	6/23/2004 2:23:16 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
POU	6/23/2004 2:23:16 PM	jcarr	(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?
Source	6/23/2004 2:23:16 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit?
Use	6/23/2004 2:23:17 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Season	6/23/2004 2:23:17 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit?
Quantity	6/23/2004 2:23:18 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Summary	6/23/2004 2:23:19 PM	jcarr	(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?
Priority Date	6/23/2004 2:23:15 PM	jcarr	(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? (No) 10c. Has Field exam been sent to state office?
POU	6/23/2004 1:21:36 PM	jcarr	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

Summary	6/22/2004 12:18:58 PM	jcarr	(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?
Priority Date	6/22/2004 12:19:39 PM	jcarr	(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) 6. Did the Claimant claim the decreed or licensed Priority Date ? (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?
POD	6/22/2004 12:19:41 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
POU	6/22/2004 12:19:42 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License?
Source	6/22/2004 12:19:42 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit?
Use	6/22/2004 12:19:43 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Season	6/22/2004 12:19:44 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit?
Quantity	6/22/2004 12:19:44 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Priority Date	6/23/2004 11:41:03 AM	jcarr	(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?
POD	6/23/2004 11:41:04 AM	jcarr	(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	6/23/2004 11:41:05 AM	jcarr	(No) 1. Is the basis of claim Decree or License?
Use	6/23/2004 11:41:05 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

Season	6/23/2004 11:41:06 AM	jcarr	(No) 1. Is the basis of claim Decree or License?
Quantity	6/23/2004 11:41:06 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License?
POD	6/23/2004 11:45:11 AM	jcarr	Edited point location
POD	6/23/2004 11:51:01 AM	jcarr	Edited point location
POU	6/23/2004 11:57:46 AM	jcarr	Created polygon from PLS

Water Supply Bank:

Saxton, Craig

From: Mount, Misty
Sent: Tuesday, September 26, 2006 2:35 PM
To: Saxton, Craig
Subject: RE: Hubble for Alvin Yantis

Yes thats correct - we gave him the hubble to fill out - have you heard from him lately?

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

From: Saxton, Craig
Sent: Tuesday, September 26, 2006 2:34 PM
To: Dean, Jennifer; Mount, Misty
Subject: Hubble for Alvin Yantis

Hi,

I just wanted to confirm that when you both went out and met with Alvin Yantis about wanting more than one inch per acre, you gave him the Hubble information and told him that he needed to provide evidence that supported that his land required more than one inch per acre.

Do I understand that correctly?

Thanks,

Craig

MEMORANDUM

Date: November 23, 2005

To: File 67-89B, 67-4069, and 67-7403

From: Craig L. Saxton

Re: Recommendations for claims 67-89B, 67-4069, and 67-7403

43.9 acres total were found irrigated by Licensing FE for 67-7403. The end result of the recommendations made for the three mentioned claims will be in the irrigation of all 43.9 acres at 1 inch per acre.

67-89B was recommended in full to Alvin Yantis as the competing claim 67-89A was not in the decreed POU and the water master record shows delivery to Mr. Yantis in full. This right was decreed at 21 inches. At 5/8 inches per acre, the maximum acreage that can be recommended under this claim is 33.6 acres.

67-4069 is a statutory claim. This will be recommended for flood water on the same 33.6 decreed acres for the remaining 3/8 inches per acre. Since this is a direct overlap of Muir vs Allison decreed water, the priority date recommended is one day after the decree (May 10, 1918) without further evidence of priority provided.

67-7403 was licensed for the full 43.9 acres found at 1 inch per acre. However, there is no use in recommending this right in full as the majority of the POU overlaps 67-89B and 67-4069 which in combination irrigate 33.6 acres at 1 inch per acre and have far senior priority dates to license 67-7403. The result is to recommend this claim for the remaining portion of the 43.9 acres irrigated (10.3 acres) at one inch per acre. Recommending this license in full would have no benefit to the claimant as all rights are limited to 1 inch per acre and there does not appear to be any intent to claim ditch loss.

Note: See condition of approval on license 67-7403 which reads:

Some or all of the water use authorized by this right is claimed with an earlier priority date on Snake River Basin Adjudication Claim Nos. 67-4069 and 67-89B. If one or both of these claims are decreed as they are claimed, then this right shall be eliminated or reduced by the amount necessary to avoid redundancy of water rights.

Based on how the claims are filed, the three claims will be recommended as a permissible place of use.

Claim

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	89	B	Decreed	5/1/1900	0.42		120	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Claim
67	4069		Beneficial Use	5/1/1900	0.9		45	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Claim
67	7403		License	6/8/1978	0.88	175.6	43.9	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Claim

2.2

Recommendation

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Acreage</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	89	B	Decreed	5/1/1900	0.42		33.6	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Recommendation
67	4069			5/10/1918	0.25		33.6	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Recommendation
				<i>Ditch Loss =</i>	<i>0.46</i>						
67	7403		License	6/8/1978	0.21	41.2	10.3	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	Recommendation
Total =					1.34	41.2	43.9	or 1" per acre			

WR

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67	4069		Statutory Claim	Active	5/1/1900	1.8		WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	wrWaterRight
67	7403		License	Active	6/8/1978	0.88	175.6	WEISER RIV	IRRIGATION	YANTIS, ALVIN (Current)	wrWaterRight

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07403

Priority: June 08, 1978

Maximum Diversion Rate: 0.88 CFS
Maximum Diversion Volume: 175.6 AF

It is hereby certified that ALVIN YANTIS
2235 MIDDLE FORK RD
COUNCIL ID 83612 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated June 08, 1978; and has submitted Proof of
Beneficial Use on June 16, 1987. An examination indicates that the works have a diversion capacity of
2.9 cfs of water from:

SOURCE

MIDDLE FORK WEISER RIVER

Tributary: WEISER RIVER

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>
IRRIGATION	03/15 to 10/31	0.88 CFS	175.6 AF

LOCATION OF POINT(S) OF DIVERSION:

MIDDLE FORK WEISER RIVER NW¼ NE¼ Sec. 14, Twp 15N, Rge 01W, B.M. ADAMS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
15N 01W 10	NE NW SW SE 17.0	NE NW SW SE 24.0 2.9	NE NW SW SE	NE NW SW SE	43.9

Total Acres: 43.9

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right does not grant any right-of-way or easement across the land of another.
4. 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.
5. Some or all of the water use authorized by this right is claimed with an earlier priority date on Snake River Basin Adjudication Claim Nos. 67-4069 and 67-89B. If one or both of these claims are decreed as they are claimed, then this right shall be eliminated or reduced by the amount necessary to avoid redundancy of water rights.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07403

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 26th day of August, 2005.


for KARL J. DREHER
Director

Permit No: 67-7403

Page 1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 67-7403

Exam Date: 6/25/1993

1. Current Owner: ALVIN YANTIS
2235 MIDDLE FORK RD
COUNCIL ID 83612
(208)253-4411

2. Accompanied by: ALVIN YANTIS

Phone No: SAME AS ABOVE

Address: SAME AS ABOVE

Relationship to Permit Holder: OWNER

3. SOURCE

MIDDLE FORK WEISER RIVER

TRIBUTARY

WEISER RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use:
2. Other water rights with the same point of diversion:

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

MIDDLE FORK WEISER RIVER
ADAMS County

NW1/4NE1/4

Sec. 14, Twp 15N, Rge 01W, B.M.

Method of Determination:

2.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	01W	10		17.0			24.0	2.9											43.9

Total Acres: 43.9

COPY

Method of Determination:

3. YES Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

YES Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
POINT OF DIVERSION	N/A	N/A	N/A	N/A	TWO FOOT DITCH

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
OWNER'S WEIR	CIPOLETTI	N/A	N/A	N/A	2 FT WEIR	N/A

2. Measurements: Dave Grey, a summer field agent, performed the measurements in 1993. I am assuming from his notes that the weir was properly installed. The weir was measured with 6 7/8 inches of water spilling over the weir. Using the Bureau of Reclamation Water Manual, this would have 0.57 ft of head. At 0.57 ft of head, there would be 2.90 cfs of water flowing over the weir.

E. FLOW CALCULATIONS

YES Additional Computation Sheets Attached

Measured Method:

A measurement of 6 7/8 inches was measured during the field exam. According to the Bureau of Reclamation Water Measurement Manual, the flow of water over the weir would have been 2.90 cfs.

Ditch Capacity ⇒ 2.90 cfs
 Rate per Acre Limitation ⇒ 0.89 cfs (0.02 cfs X 43.9 acres = 0.89 cfs)
 Permit limit ⇒ 0.90 cfs

I recommend that this permit be licensed for 0.89 cfs.

COPY

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 43.9 \times 4.0 = 175.6 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.89 \times 231 \times 1.9835 = 407.8 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 175.6 \text{ afa}$$

2. Volume Calculations for Other Uses:

N/A

G. NARRATIVE/REMARKS/COMMENTS

Dave Grey, a summer temp field agent, completed this field exam, but didn't finalize the overlapping water rights. The policy at that time was to hold all field exams that had competing adjudication claims. The following is the narrative written by Mr. Grey:

This system diverts water from the Middle Fork of the Weiser River to irrigate approximately 44 acres. The diversion is in section 14 in the NWNE ¼ ¼. From this point the water follows a ditch to the Section 10 where it flood irrigates 33 acres. The ditch continues to a holding pond, from the pond the water is diverted to a ditch to irrigate another 11 acres. The system is totally gravity fed. Measurements were available from an installed weir in the ditch.

Water right 67-4069 "a claim to a water right" is an overlap of this system. Because proof was filed before 11/19/1987, it was required to have a claim filed. This is that claim. Water Right # 67-4069 and 67-7403 are for the same point of diversion and place of use.

DAN'S NOTES:

Mr. Grey's field report was very well done except for an in-depth review of the overlapping water rights. This field exam was held pending the completion of the Snake River Basin Adjudication (SRBA), because there is some direct overlapping water rights. I have discussed the overlapping water rights later on in this narrative.

I used the most current water measurement manual put out by the Bureau of Reclamation, which showed a slightly different ditch capacity than Mr. Grey's findings. However, the difference in capacity was not significant enough to impact the recommendation for this permit.

The acres are also a little different than the original field exam. This is attributed to better mapping capabilities and current rounding policies. Once again this difference was not significant enough to become a problem.

COPY

OVERLAP:

I have spoken briefly with Craig Saxton, who is reviewing these rights for the SRBA. It appears that 67-89B and 67-4069 directly overlaps both the place of use and point of diversion. Water right 67-89B is an old decreed right that could allow 5/8 of an inch for 33.6 acres within the 43.9-acre place of use described in this field report, or 0.42 cfs and 134.4 afa. Water right 67-4069 is a statutory claim that would allow the entire 43.9 acres to be covered up to the full inch per acre or the amounts recommended in this license.

The existing water rights are adequate to supply the maximum allowable water needed for the property, but they are adjudication claims and are subject to review. Like many other water users, the owner filed this permit as insurance in case one or both of the adjudication claims were not decreed. The general practice in the past was to wait until the partial decrees were issued on overlapping water rights before licensing these types of rights, but current administration have asked that we license these permits.

In order to license a permit with overlapping adjudication claims that provide full coverage, the permit will need to be licensed with conditions that will allow the SRBA staff to reduce or revoke the license if the existing rights are decreed. In the case of this permit, the two overlapping adjudication claims provides two separate scenarios. The adjudication staff will need to reduce this license if 67-89B is the only right decreed, but they will need to revoke the license if 67-4069 is decreed or if a combination of 67-4069 and 67-089B are decreed. The end result must be that when all the rights are combined they are limited to 0.89 cfs, 175.6 afa, and 43.9 acres. In order to do this, I suggest this permit be licensed something similar to the following conditions.

- 1.) This right when combined with water rights 67-89B is limited to 0.89 cfs and 175.6 afa to be used on 43.9 acre of ground.
- 2.) This right when combined with all other rights is limited to 0.02 cfs per acre at the field headgate.
- 3.) If water right 67-89B is decreed in the Snake River Basin Adjudication then the diversion rate and annual volume for this license should be reduced to 0.47 cfs and 41.2 afa.
- 4.) If water right 67-4069 is decreed in the Snake River Basin Adjudication then this license should be removed or revoked.
- 5.) Multiple water rights are diverted through the same point of diversion.

Have conditions of permit approval been met? ☒ Yes ☐ No

COPY

H. RECOMMENDATIONS**1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.890 CFS	175.60 AF
<u>Totals:</u>		0.890 CFS	175.60 AF

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

DANIEL A. NELSON – SENIOR AGENT FOR DAVE GREY

Field Examiner's Name _____ Date _____

Reviewer _____ Date _____

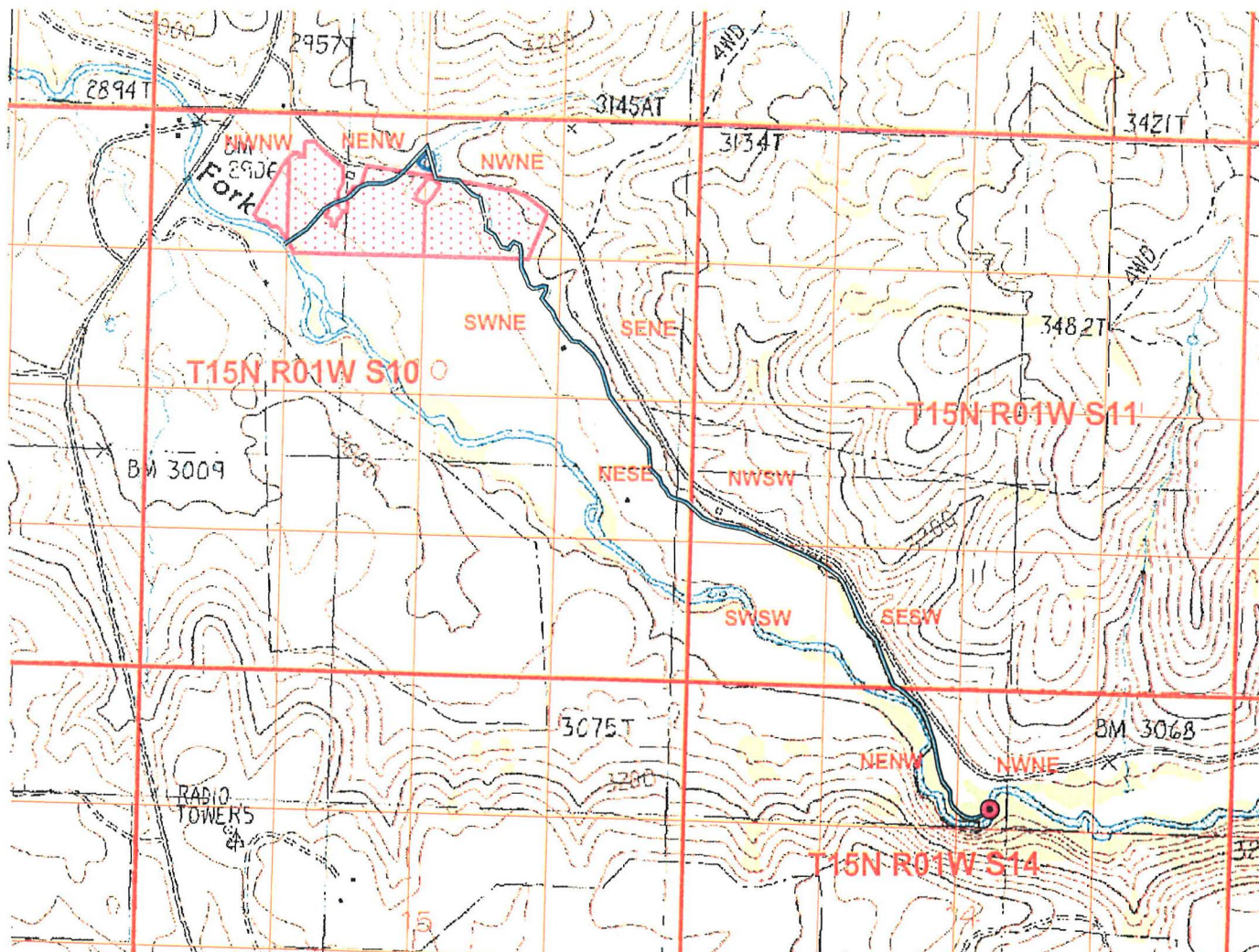
SEAL

COPY

FIELD EXAM 67-7403

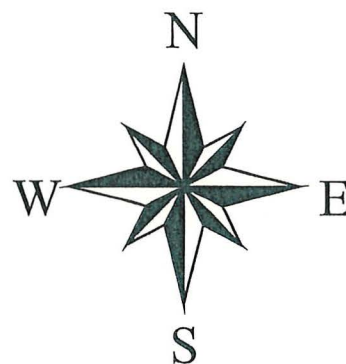
QUADRANGLE MAP

BY DAN NELSON FOR DAVE GREY



0.6 0 0.6 1.2 Miles

-  POINT OF DIVERSION
-  DITCH
-  HOLDING POND
-  PLACE OF USE
-  SECTION LINES
-  1/4 1/4 LINES



COPY

FIELD EXAM 67-7403

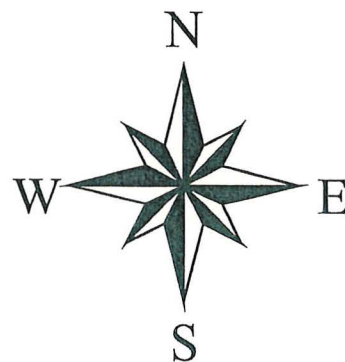
PLACE OF USE

BY DAN NELSON FOR DAVE GREY



0.3 0 0.3 0.6 Miles

-  PLACE OF USE
-  SECTION LINES
-  1/4 1/4 LINES

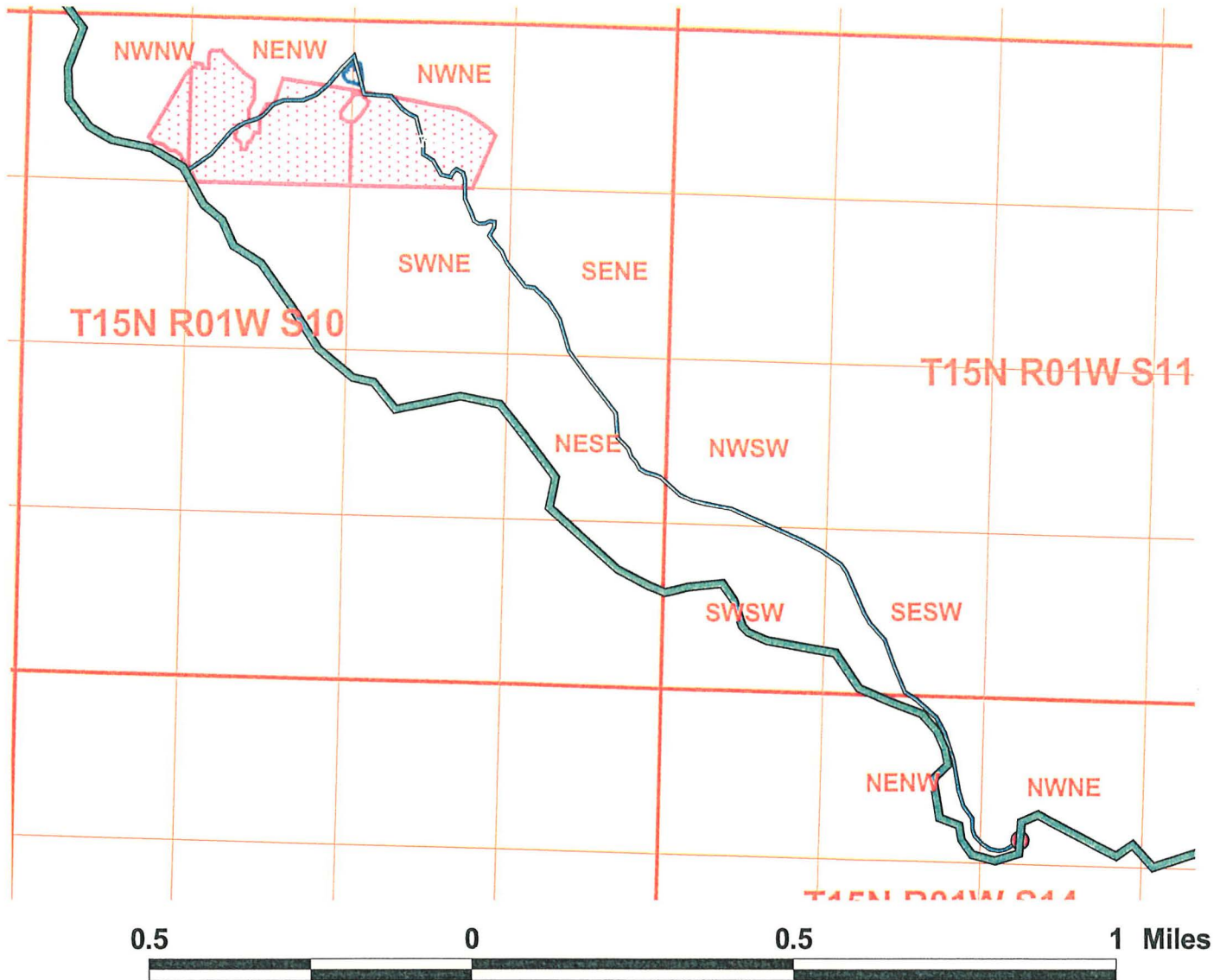


COPY

FIELD EXAM 67-7403

SYSTEM DIAGRAM

BY DAN NELSON FOR DAVE GREY



 WEISER RIVER, MIDDLE FORK

 POINT OF DIVERSION

 DITCH

 HOLDING POND

 PLACE OF USE

 SECTION LINES

 1/4 1/4 LINES

Gcdb_sections.shp

COPY

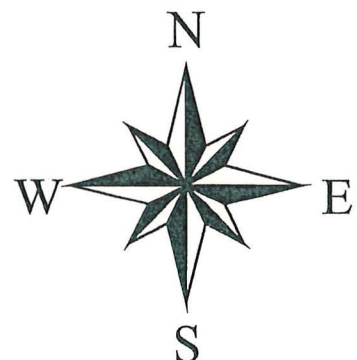


Table A7-5. Discharge of standard Cipolletti weirs in ft³/sec.

Shaded entries determined experimentally. Others computed from the formula $Q=3.367Lh_1^{1.5}$

Head H, ft	Weir Length, L, ft						
	0.5	1.0	1.5	2.0	3.0	4.0	5.0
----	----	----	----	----	----	----	----
----	----	----	----	----	----	----	----
.18	.129	----	----	----	----	----	----
.19	.139	----	----	----	----	----	----
.20	.151	.301	.452	.602	.903	1.20	1.51
.21	.162	.324	.486	.648	.972	1.30	1.62
.22	.174	.347	.521	.695	1.04	1.39	1.74
.23	.186	.371	.557	.743	1.11	1.49	1.86
.24	.200	.396	.594	.792	1.19	1.58	1.98
.25	.214	.421	.631	.842	1.26	1.68	2.10
.26	----	.446	.670	.893	1.34	1.79	2.23
.27	----	.472	.709	.945	1.42	1.89	2.36
.28	----	.499	.748	.998	1.50	2.00	2.49
.29	----	.526	.789	1.05	1.58	2.10	2.63
.30	----	.553	.830	1.11	1.66	2.21	2.77
.31	----	.581	.872	1.16	1.74	2.32	2.91
.32	----	.609	.914	1.22	1.83	2.44	3.05
.33	----	.638	.957	1.28	1.91	2.55	3.19
.34	----	.668	1.00	1.34	2.00	2.67	3.34
.35	----	.697	1.05	1.39	2.09	2.79	3.49
.36	----	.727	1.09	1.45	2.18	2.91	3.64
.37	----	.758	1.14	1.52	2.27	3.03	3.79
.38	----	.789	1.18	1.58	2.37	3.15	3.94
.39	----	.820	1.23	1.64	2.46	3.28	4.10
.40	----	.852	1.28	1.70	2.56	3.41	4.26
.41	----	.884	1.33	1.77	2.65	3.54	4.42
.42	----	.916	1.37	1.83	2.75	3.67	4.58
.43	----	.949	1.42	1.90	2.85	3.80	4.75
.44	----	.983	1.47	1.97	2.95	3.93	4.91
.45	----	1.02	1.52	2.03	3.05	4.07	5.08
.46	----	1.05	1.58	2.10	3.15	4.20	5.25
.47	----	1.08	1.63	2.17	3.25	4.34	5.42
.48	----	1.12	1.68	2.24	3.36	4.48	5.60
.49	----	1.16	1.73	2.31	3.46	4.62	5.77
.50	----	1.20	1.79	2.38	3.57	4.76	5.95
.51	----	----	----	2.45	3.68	4.91	6.13
.52	----	----	----	2.53	3.79	5.05	6.31
.53	----	----	----	2.60	3.90	5.20	6.50
.54	----	----	----	2.67	4.01	5.34	6.68
.55	----	----	----	2.75	4.12	5.49	6.87
.56	----	----	----	2.82	4.23	5.64	7.05
.57	----	----	----	2.90	4.35	5.80	7.24
.58	----	----	----	2.97	4.46	5.95	7.44
.59	----	----	----	3.05	4.58	6.10	7.63
.60	----	----	----	3.13	4.69	6.26	7.82

(6 7/8) / 12 = 0.57 ft Head

0.57 ft Head = 2.90 cfs

This table is from the Bureau of Reclamation Water Measurement Manual Third Edition

COPY

RIGHTS DIVERTED THROUGH THE SAME POINT OF DIVERSION IN T15N 51W S14 NWNE

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table	Source Table
67	80	D	Decreed	9/11/1909	4		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	81	AC	Decreed	5/27/1910	0.04	2610	LOST CREEK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	87		Decreed	1894-05-01	0.6		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	88		Decreed	5/1/1900	0.26		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	89	A	Decreed	5/1/1900	0.42		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	89	B	Decreed	5/1/1900	0.42		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	YANTIS, ALVIN (Current)	wrAdjudicationClaim
67	93		Decreed	5/1/1911	0.15		WEISER RIVER MIDDLE FORK	IRRIGATION, STOCKWATER	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	4069		Statutory Claim	5/1/1900	1.8		WEISER RIVER MIDDLE FORK	IRRIGATION	YANTIS, ALVIN (Current)	wrWaterRight
67	4071		Statutory Claim	5/1/1905	1		WEISER RIVER MIDDLE FORK	IRRIGATION	HUTCHISON, DELPHA J (Current)	wrAdjudicationClaim
67	4175		Statutory Claim	5/1/1903	2		WEISER RIVER MIDDLE FORK	IRRIGATION	CAROLA HOLDINGS (Current)	wrAdjudicationClaim
67	4176		Statutory Claim	1894-05-01	2		WEISER RIVER MIDDLE FORK	IRRIGATION	WILSON, ALDEN L (Current)	wrWaterRight
67	7403		License	6/8/1978	0.89	175.6	WEISER RIVER MIDDLE FORK	IRRIGATION	YANTIS, ALVIN (Current)	wrWaterRight



VIEW OF DIVERSION. NOTICE
THE HEADGATE (ARROW) AND
FURTHER DOWN THE DITCH
THE WEIR, USED FOR THE
MEASUREMENT

PHOTO ONE-



COPY

PHOTO TWO-



Ditch continues. Flood
Irrigated a couple ponds
" THEN EXCESS HEADS
TO A STORAGE POND.
WATER POND IS THEN
GRAVITY IRRIGATED TO
SMALL FIELD. THEN BACK
TO THE RIVER.

PHOTO THREE-



PHOTO FOUR-

COPY

5-10-05; Permit - let Dan do licensing FE and base
recommendation on his findings.

DRAFT

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7403 V1

WATER RIGHT NUMBER: 67-7403 V1

Owner Type Name and Address
Current Owner ALVIN YANTIS
 2235 MIDDLE FORK RD
 COUNCIL, ID 83612
 (208)253-4411

Priority Date: 06/08/1978

Basis:

Status: Active

Source Tributary
MIDDLE FORK WEISER RIVER WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.900 CFS	
	<u>Total Diversion:</u>	0.900 CFS	

Location of Point(s) of Diversion

DRAFT

MIDDLE FORK WEISER RIVER SW1/4NW1/4NE1/4 Sec. 14, Twp 15N, Rge 01W, B.M.
ADAMS County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
15N	01W	10		20.0			20.0	5.0											45.0

Total Acres: 45

Conditions of Approval:

1. 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:

DRAFT

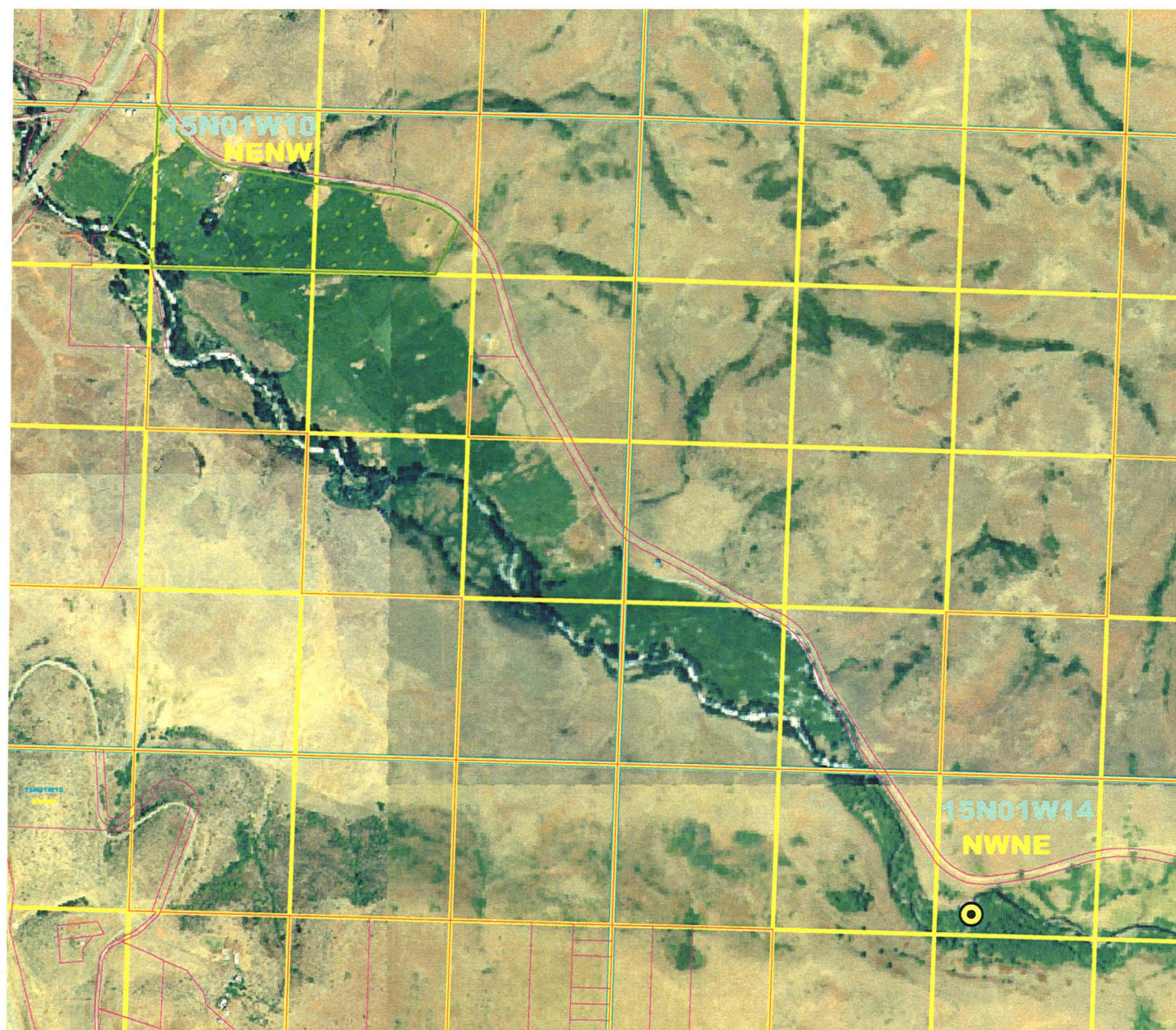
Page 2

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7403 V1

Idaho Department of Water Resources

**T15N, R01W,
SEC 10, 14**

Claim No: 67-07403
Prepared By: J. Carr
Date: June 25, 2004



-  Place of Use
-  Point of Diversion
-  Adams taxlots
-  1/4 1/4
-  Sections



**1987
True Color
Photography**

0.125 0 0.125 0.25 0.375 0.5 Miles



Licensing to SRBASL
11/8/93

Permit 67-07403

- Examined 6/25/93
- found 43.7 ac. with full duty of water (.88 cfs).

Stat. claim 67-04069

- covers 45 ac. within same Q&A's
- Found in exam of 67-07403.
- Claims 1.80 cfs with 1900 d.o.p.

Decreed right 67-00089

- covers same Q&A's (partially) as permit plus different Q&A's.
- .42 cfs implies 33.6 acs ($c \frac{5}{8}$ "
per ac $.42 \div .0125 = 33.6$)

SRBA claims filed for all 3 rights. Not data entered yet - see Adams Co. nondata entry file.

If priority verified for -04069, then stat. claim supercedes permit & permit would serve no purpose. Permit would be relinquished/cancelled.

→ Put licensing of 67-07403 on hold pending SRBA review of this property.

SCANNED
APR 14 2004

CC: S.O. Files 67-04069 & 67-07403
Region Files " "

MICROFILMED
OCT 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 17, 1989

Ms. Nancy Yantis
HC 62, Box 1770
Council, ID 83612

RECEIVED

NOV 21 1989

RE: Snake River Basin Adjudication
Adams County

Department of Water Resources
Western Regional Office

Dear Nancy,

Enclosed are five Notices of Claim with instructions, as you requested today. Thank you for your patience with me (and my lack of knowledge!) this afternoon. After we hung up, I was told that the agent will NOT be doing irrigation claims with multiple water rights on December 4th, contrary to what I told you. Again, I apologize for my error.

I have been instructed to ask you to go to our Western Region office for assistance from the Department staff, located in Boise at 2735 Airport Way. You should call for an appointment first, 334-2190. Other technical people, such as ASCS or SCS or other professionals, may also be available for assistance. Mr. Lawson Howland, the Weiser River Watermaster, would be able to tell you about any decreed water rights.

I'm sure that our Western Region office will answer any questions you have--correctly!

Sincerely,

Sally Frazee
Adjudication Department

cc: Forrest Luthy

DVS:sf:state:western

MICROFILMED
OCT 23 1996

Water Right Number - 67-07403

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
YANTIS

ALVIN

1 - MIDDLE FORK RD.

2 -

3 -

City- COUNCIL

State- ID Zip- 83612

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/08/1978 14 WESTERN P - PERMIT+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WEISER RIVER, MIDDLE FORK WEISER RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
15N 01W 14 NW NE (3) ADAMS+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.900+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.900+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
15N 01W 10 NW NE 20.0 01 IRRIGATION (3) ADAMS
15N 01W 10 NE NW 20.0 01 IRRIGATION (3) ADAMS
15N 01W 10 NW NW 5.0 01 IRRIGATION (3) ADAMS

Total Acres: 45.0

+ - - Diversion Means - DAM & DITCH.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - CLAIM 67-4069.

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.
004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.MICROFILMED
OCT 23 1996

Water right number - 67-07403

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 67.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

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

+ - - Audit Fields - 07/27/87 BUFFINGT 05/01/88 BUFFINGT 11/08/93 BUFFINGT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 07/01/1980	Field Exam Made - 06/25/1993	Field Exam Fee - R
Approved/Denied - 06/25/1979	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 01/01/1900	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 03/26/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 67
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag-
Presumption Flag -		

MICROFILMED
OCT 23 1996

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 67-7403
Date Received: 12/27/1989
Receipt No: W007255
Received By:

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

1. Name of Claimant(s)

ALVIN YANTIS Phone: (208)253-4411

2235 MIDDLE FORK RD
COUNCIL ID USA 83612

2. Date of Priority: 06/08/1978

3. Source: WEISER RIVER MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	01W	14	NW NE	ADAMS	

5. Description of diverting works:

DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	10/31	0.88	175.6

7. Total Quantity Appropriated is:
0.88 C.F.S. and/or 175.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	01W	10	NW	NE	IRRIGATION	17
			NE	NW	IRRIGATION	24
			NW	NW	IRRIGATION	2.9

Section Acres	43.9
Total Acres	43.9

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Claim amended per approval of license 67-7403 on 8/26/05 (csaxton 11-23-05).

15. Basis of Claim: License

16. Signature(s)

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: **A67-07403**
Date Received: 12/27/1989
Receipt No: W007255
Received By: Ret

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

1. Name: ALVIN YANTIS 208-253-4411
Address: HC 62 BOX 1770
COUNCIL ID 83612

2. Date of Priority: JUN 8, 1978

3. Source: WEISER RIVER, MIDDLE FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	01W	14	NW	NE	NE		ADAMS

5. Description of diverting works:
DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	01W	10	NW	NE		IRR	20.0
			NE	NW		IRR	20.0
			NW	NW		IRR	5.0

Section Acres 45.0

10. Place of Use: Continued

Total Acres	45.0
-------------	------

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
67-00089, 67-04069B

14. Remarks:

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:

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
Date: _____

State of Idaho)
) SS.
County of)

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

Notary Public

Seal

Residing at

My Commission Expires

12-1-92

ADJUDICATION CLAIM REVIEW CHECKLIST

CLAIMANT'S NAME

Yardis

IM IDENT. NO.

A67-07403DATE RECEIVED 12-27-89RECEIPT # W007255FEE PAID \$ 195FEE REQ'D \$ other claim

	YES	NO	Requir Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? . ☒ *			
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form?	☒	☐	*
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☐	☒	
Is the consumptive use correct? N/A	☐	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☐	☐	*
If multiple domestic, is single ownership indicated? N/A	☐	☐	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A	☒	☐	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	☐	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A	☐	☐	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A	☐	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time?	☐	☐	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	☐	☐	*
22. Is the fee enclosed correct? Exempt	☐	☐	*

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	YES	NO
23. Can this claim be data entered?	☒	☐
24. Was claim modified?	☒	☐
Claimant is being notified of modifications:	☐	☐
25. Is this claim being rejected and returned to claimant?	☐	☐
26. Was the claim returned to IDWR?	☐	☐
If no, has a refund been recommended?	☐	☐
27. Is the claim now complete?	☒	☐

901 33 101
 UNCHANGED

Review completed by: Wet Date 3-13-95
 Claim data entered by: Wet Date 3-13-75

Comments: _____

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 AL67-07403Date Received 12-27-89Receipt Number W007255

RECEIVED

DEC 27 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ALVIN YONTIS Phone (253) 4411Mailing Address HC 62 Box 1770 Council, Idaho Zip 836122. Date of Priority (Only one (1) per claim) 6-8-783. Source of water supply (a) Middle Fk. Weiser River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 15N Range 1W Section 14,
NW 1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of Adams

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____
1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. diversion dam and ditch

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 0.90 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.90 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15N	1W	10		20			20	5											45

Total number of acres irrigated 45

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

67-0089 67-4069 or None ()

14. Remarks:

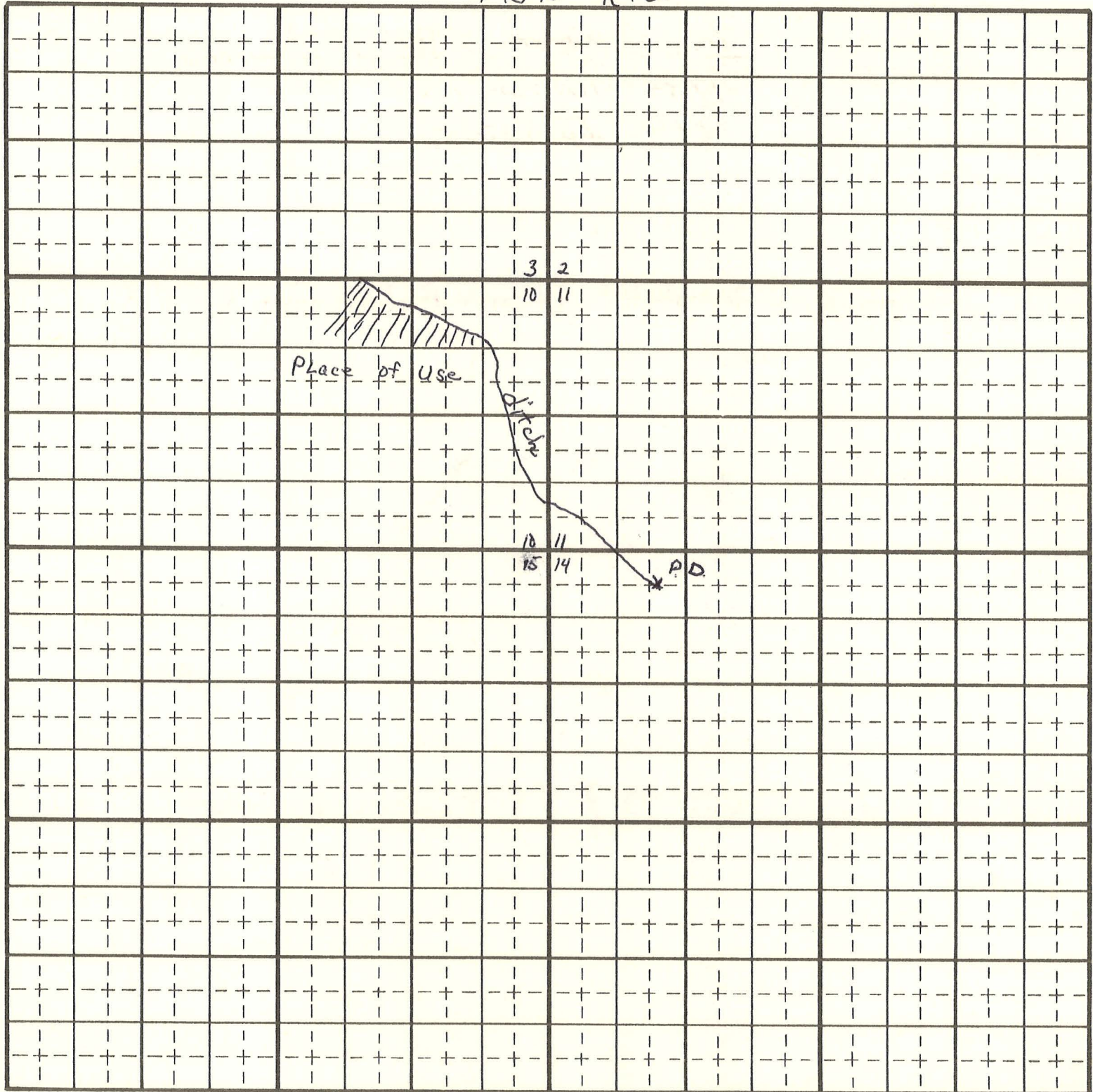
Last Name Gantis Ident No. 67-7803

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

Scale: 2 inches equals 1 mile

T15N R1W



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Last Name Yontis

Ident No. 67-7403

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X

Decree _____

If applicable provide IDWR Water Right Number 67-7403

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Alex Yantis Date 12-22-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Adams)

SS.

Subscribed and sworn (or affirmed) before me this 22 day of December 1989

SEAL

Notary Public Patricia Wilson

Residing at Corral

My Commission Expires 10-23-93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Yantis Ident. Number 67-7403

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