

11/01/2006

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

RIGHT NUMBER: 67-10032
NAME AND ADDRESS: DON V LEE
337 W LIBERTY
WEISER ID 83672

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/30/1982

POINT OF DIVERSION:

T11N R05W S30 SESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for heating and 1 home.		

PLACE OF USE: DOMESTIC Within WASHINGTON County
T11N R05W S30 SESE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



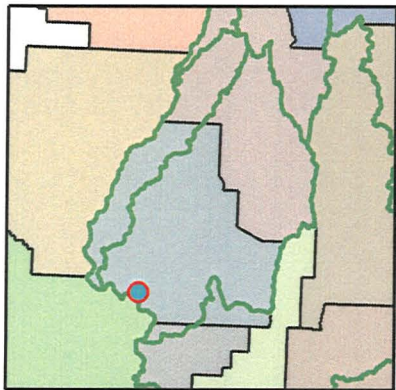
Idaho Department of Water Resources

SRBA Recommendation:

67-10032

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by J. Dean
On Wednesday, November 1, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10032 V1

WATER RIGHT NUMBER: 67-10032 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DON V LEE 337 W LIBERTY WEISER, ID 83672 (208)549-0355

Priority Date: 03/30/1982

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4	Sec. 30, Twp 11N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

DOMESTIC

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 05W 30																	X

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. X01 Domestic use is for heating and 1 home.
3. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
4. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10032 V1

Comments:

1. jdean 11/1/2006 Small Domestic

Comment: This claim is recommended as a small domestic right. Only domestic can be recognized because the priority date is after the mandatory permit statute.

2. jdean 11/1/2006 POU/POD

Comment: I could find no information that could be used to find the specific lot for this claim so the nominal qq was used. There are no maps in the file and the claimant no longer owns property in this qq. The address of the original claimant is outside of the qq (and still owned by the claimant). There is a well drillers report that is for the right priority date and qq as claimed. Based on this, the qq seems to be right, but a specific lot could not be determined.

3. jdean 11/1/2006 Ownership

Comment: Based on the tax lot data, it appears that Don Lee no longer owns the property for this water right. Another owner could not be determined based on the information in the file.

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:

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>
Contacts	11/1/2006 1:40:47 PM	jdean			Active
Summary			11/01/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/1/2006 1:44:40 PM	jdean	Updated shape
POD	11/1/2006 1:45:01 PM	jdean	Updated PLS
POU	11/1/2006 1:58:47 PM	jdean	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

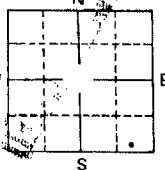
Adjudication Recommendation Report 67-10032 V1

Summary	11/1/2006 2:05:21 PM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (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?
Contacts	11/1/2006 1:40:47 PM	jdean	(No) 1. Do you want to schedule an appointment?
POU	11/1/2006 1:58:38 PM	jdean	Comment for 1: Desk Review Updated shape for Active POU

Water Supply Bank:

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Don Lee</u> Address <u>337 West Liberty</u> <u>Weiser, Idaho 83672</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>10</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>57</u> °F. Quality <u>good</u>																																																																																		
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr><tr><td style="text-align: center;">15</td><td style="text-align: center;">215</td><td style="text-align: center;">3</td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></table>	Discharge G.P.M.	Pumping Level	Hours Pumped	15	215	3																																																																												
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other <u>heat pump</u> (specify type) _____	9. LITHOLOGIC LOG 85982 <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>12</td><td>0</td><td>10</td><td>brown clay</td><td></td><td></td></tr><tr><td>12</td><td>10</td><td>15</td><td>brown sand fine</td><td></td><td></td></tr><tr><td>6</td><td>15</td><td>19</td><td>gravel</td><td style="text-align: center;">x</td><td></td></tr><tr><td>6</td><td>19</td><td>28</td><td>blue silty caly</td><td></td><td></td></tr><tr><td>6</td><td>28</td><td>92</td><td>blue clay</td><td></td><td></td></tr><tr><td>6</td><td>92</td><td>93</td><td>white sand</td><td style="text-align: center;">x</td><td></td></tr><tr><td>6</td><td>93</td><td>186</td><td>blue clay</td><td></td><td></td></tr><tr><td>6</td><td>186</td><td>188</td><td>white soap stone</td><td style="text-align: center;">x</td><td></td></tr><tr><td>6</td><td>188</td><td>215</td><td>blue clay</td><td></td><td></td></tr><tr><td colspan="6" style="text-align: center;">Waver of minimum standard</td></tr><tr><td colspan="6" style="text-align: center;"> RECEIVED APR 6 1982 Department of Water Resources Western Regional Office </td></tr><tr><td colspan="6" style="text-align: center;"> RECEIVED SEP 2 1982 Department of Water Resources </td></tr></tbody></table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	12	0	10	brown clay			12	10	15	brown sand fine			6	15	19	gravel	x		6	19	28	blue silty caly			6	28	92	blue clay			6	92	93	white sand	x		6	93	186	blue clay			6	186	188	white soap stone	x		6	188	215	blue clay			Waver of minimum standard						RECEIVED APR 6 1982 Department of Water Resources Western Regional Office						RECEIVED SEP 2 1982 Department of Water Resources					
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>3/30/82</u> finished <u>3/30/82</u>																																																																																		
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>250 inches</td><td>6 inches</td><td>1 feet</td><td>30 feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>1/8</u> inches by <u>4</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>75 perforations</td><td>16 feet</td><td>26 feet</td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>13</u> <u>feet</u> ☐ Cement grout ☐ Well cuttings ☐ Puddling clay Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	250 inches	6 inches	1 feet	30 feet													Number	From	To	75 perforations	16 feet	26 feet																																																									
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Washington</u> <u>SE</u> ¼ <u>SE</u> ¼ Sec. <u>30</u> , T. <u>11N</u> , R. <u>5W</u> , E/W.	11. DRILLERS CERTIFICATION de I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>DALLAS DRILLING</u> Firm No. <u>224</u> Address <u>Payette, Idaho</u> Date <u>8/31/82</u> Signed by (Firm Official) <u>Johnny T. Doff</u> and (Operator) <u>Johnny T. Doff</u>																																																																																		

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: A67-10032
Date Received: 4/19/1989
Receipt No: W002597
Received By: DE MTH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON V. LEE 208-549-0355
Address: 337 W. LIBERTY
WEISER, ID 83672
2. Date of Priority: MAR 30, 1982
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N | 05W | 30 | SE | SE | SE | | WASHINGTON |
5. Description of diverting works:
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|----------|-------|-------|-------|------|--------|
| HEATING | 01/01 | 12/31 | 0.040 | | |
| DOMESTIC | 04/01 | 11/01 | 0.040 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
HEAT PUMP FOR SINGLE FAMILY RESIDENCE
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 11N | 05W | 30 | SE | SE | | DOMEST | |
11. Place of use in counties: WASHINGTON
- A67-10032 Page 1 Date: 05/09/89

SCANNED
APR 19 2004

MICROFILMED
OCT 02 1992

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

13. Other Water Rights Used:

NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

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

Identification No. _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

RECEIVED
APR 19 1989

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Don V. Lee Phone (208) 549-0355

Mailing Address 337 West Liberty, Weiser, ID. Zip 83672

2. Date of Priority (Only one per claim) 3-30-82 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____
Name or kind of source
which is tributary to (b) _____

4. Location of point of diversion is: Township 11 N. Range 5 WBM
Section 30, SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Washington

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. _____

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

HTG. For Heat Pump purposes from 9-1-8 to 12-1 amount 15 GPM (cfs)
Dom. For Sprinkler Irrig purposes from 4-1 to 11-1 amount 15 GPM
(Both dates are inclusive)

7. Total quantity claimed 15 GPM (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership. Stockwater: Type and Number of livestock) Heat Pump for Single Family Residence

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OCT 02 1992

←.04 .04
.04

10. Place of use is: Township: 11 N Range 5 WBM

Section 30, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Washington for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any None

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

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.
None

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 4-18-89
_____ Date _____

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

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 18th day of April 19 89

SEAL

Notary Public [Signature]
Residing at Clerk of Dist Court
My Commission Expires _____

Last Name _____ Ident No. _____

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Copies: White-State, Yellow-Claimant **OCT 02 1992**

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Lee DonCLAIM IDENT. NO. 67-10032DATE RECEIVED 4-19-89CK # 2551AMOUNT \$ 25

- | | YES | NO | Require 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? | ☒ | ☐ | * |
| 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 domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | |
| 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 properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. 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. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) | ☐ | ☒ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? N/A | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: LWDate: 5-4-89Claim must be returned to claimant: ☐ (Yes) ☐ (No)Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☐ (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Checked by: _____ Date: _____

Comments: _____

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OCT 02 1992