

10/17/2006

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

RIGHT NUMBER: 67-10253

NAME AND ADDRESS: MERRELL CHILDERS
PO BOX 597
HORSESHOE BEND ID 83629-0597

SHARON CHILDERS
PO BOX 597
HORSESHOE BEND ID 83629-0597

SOURCE: SPRING TRIBUTARY: WEISER RIVER

QUANTITY: 0.050 CFS

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

PRIORITY DATE: 05/01/1964

POINT OF DIVERSION:

T16N R01W S10 SWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for 1/2 acre of irrigation, external use only.

PLACE OF USE: STOCKWATER Within ADAMS County

T16N R01W S10 SENE

DOMESTIC Within ADAMS County

T16N R01W S10 SENE

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
Parcel #: RP16N01W101900A
Stockwater use is for 100 range cattle.



Idaho Department of Water Resources

SRBA Recommendation:

67-10253

(Stockwater)

Legend

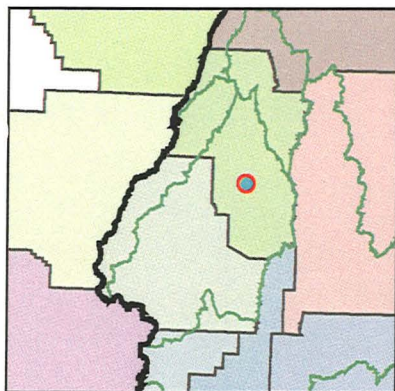
● Point of Diversion

□ Place of Use

□ Townships

□ PLS Sections

□ Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by C. Saxton
On Tuesday, October 17, 2006
1987/88 Aerial Photography

Adjudication Recommendation Report 67-10253 V1

WATER RIGHT NUMBER: 67-10253 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MERRELL CHILDERS PO BOX 597 HORSESHOE BEND, ID 83629-0597 (208)793-2787

Current Owner SHARON CHILDERS
PO BOX 597
HORSESHOE BEND, ID 83629-0597
(208)793-2787

Priority Date: 05/01/1964

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.030 CFS	
DOMESTIC	01/01 to 12/31	0.020 CFS	
	Total Diversion:	0.050 CFS	

Location of Point(s) of Diversion

SPRING SW1/4NE1/4NE1/4 Sec. 10, Twp 16N, Rge 01W, B.M.
ADAMS County

Place of Use
STOCKWATER

[illegible]

DOMESTIC

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-10253 V1

Conditions of Approval:

1. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
2. Parcel #: RP16N01W101900A
3. X01 Domestic use is for 1/2 acre of irrigation, external use only.
4. X02 Stockwater use is for 100 range cattle.
5. 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.
6. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.

Remarks:Comments:

1. csaxton 10/17/2006 Domestic Use
Comment: Despite that the claim lists irrigation as a purpose of use, they only paid \$25 dollars for the claim. Irrigation portion is for 1/2 acre or less. Recommend use as domestic.
2. csaxton 10/17/2006 From Claim (1)
Comment: ADDRESS CHANGED BY LH 3/4/96.
3. csaxton 10/17/2006 From Claim (2)
Comment: SPRING RUNS INTO UNN DRAIN BEFORE RUNNING INTO THE WEISER RIVER. STOCK DRINK DIRECTLY FROM DITCH. LAWN IRR OF 1/2 ACRE.

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: OR
 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>
Summary			10/17/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10253 V1

POD	10/17/2006 3:21:46 PM	csaxton	Updated shape
POU	10/17/2006 3:24:44 PM	csaxton	Updated shape for Active POU
POU	10/17/2006 3:24:52 PM	csaxton	Updated PLS for Active POU
POU	10/17/2006 3:34:35 PM	csaxton	Updated shape for Active POU
Summary	10/17/2006 3:35:05 PM	csaxton	(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? (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?
POD	10/17/2006 3:22:09 PM	csaxton	Updated PLS
POU	10/17/2006 3:34:16 PM	csaxton	Updated shape for Active POU
POU	10/17/2006 3:33:48 PM	csaxton	Updated shape for Active POU

Water Supply Bank:

Receipt Details for ID W005980

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/18/1989 3:21:38 PM	9/18/1989	Western	\$190.00	Check
Payer		CHILDERS, SHARON		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2702			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$190.00	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	10251		\$25.00	Claim
67	10252		\$25.00	Claim
67	10253		\$25.00	Claim
67	10254		\$115.00	Claim

Print Report

Priority Date Data Entry Form**Claim Number 67-10253**

Claimed Priority Date: 5/1/1964

Claimed Basis: Beneficial Use

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

claimant will submit

Reviewer: mwDate: 7/28/05

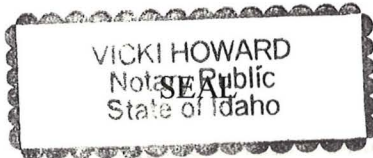
IN THE MATTER OF)
NOTICE OF CLAIM TO A)
WATER RIGHT NO.)
67-10253)

AFFIDAVIT

STATE OF IDAHO)
COUNTY OF ADAMS)

Merrell Childers being first duly sworn, deposes and says:

In reference to the above water rights; Being raised on property I know this spring was developed in 1964 and used for stock water and irrigation purpose.



Merrell Childers
(Signature)

Subscribed and sworn to before me
this day 17 of Oct, 20 05.

Vicki Howard
(Notary Public)

Residing at New Meadows rd

My Commission Expires 11-10-10

SCANNED

OCT 19 2005

Point of Diversion and Source Data Entry Form

Claim Number 67-10253

Claimed Point of Diversion and Source

T16N R01W S10 SWNE Within ADAMS County Source: SPRING WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? _____

Document how the POD and Source were verified:

File, (aerial photos - claimant drawn)

Reviewer: MVDate: 7/28/05

Place Of Use Data Entry Form

Claim Number 67-10253

Claimed Place Of Use

T16N R01W S10

SENE

Total Acres



Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

_____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

_____ FEI _____

Reviewer: _____

mv

Date: _____

7/28/05

Idaho Department of Water Resources



** water can be diverted
to a small stock pond,
and also to collect other
(East Fork shores, etc) water
& pump from, if needed,
or can flow from
perforated pipe
to irrigate -*

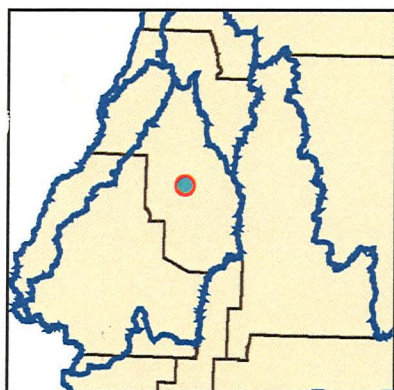
Adjudication Claim Number:

67-10253

*plds?
stockwater/
irr.*

Legend

- PLSS Section LinesGcdb_sections.shp
- GCDB16N01W GCDB
- B-67 streams.shp



Adams County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Wednesday, June 29, 2005
1987 Aerial Photography

Purpose of Use Data Entry Form

Claim Number 67-10253

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

STOCKWATER
IRRIGATION☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

Reviewer:

MV

Date:

7/28/05

Period of Use and Quantity Data Entry Form

Claim Number 67-10253

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	1/01	12/31	0.02	
STOCKWATER	1/01	12/31	0.03	

Overall Diversion Rate 0.05 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

pls. review in office

no flow measurement needed (< .200 cfs)

Reviewer: mvDate: 7/28/05

Contacts Data Entry Form**Claim Number: 67-10253**

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	MERRELL CHILDERS	PO BOX 597	HORSESHOE BEND	ID	83629-059 (208)793-2787	7
Current Owner	SHARON CHILDERS	PO BOX 597	HORSESHOE BEND	ID	83629-059 (208)793-2787	7

Date of Field Exam: 7/28/05 Time: 1pm

Accompanied By: Ken Ward Phone Number: 253-6080

Relationship to Claimant: son-in-law

Directions to Property (if different from above) and/or update owner information:

Reviewer: MV

Date: 7/28/05

Notes 06/29 MVB

67-10253

Childers

05/01/1964

0.050 cfs - no flow measurement needed

D&S claim

no FE needed

CONVERSATION MEMORANDUM

POOR ORIGINAL

DATE 1/8/96FILE E. FK D. FK Co.NAME OF PARTY Sharon Childers 793-2661EMPLOYEE Steve LattaRE: CHANGE : CONTACT PERSON ; ADDRESS

Sharon called per 12/29/95 letter from IDWR.
She & husband (Merrill) have moved to Hurstville ~~Beard~~
Beard but have a son-in-law managing property
& Council. Send all new correspondence c East
FK. Note for Childers to:

Mail c
East FK. Ditch
to →

Kenneth WARD
Box F
Council 83612

I also sent her a change in address form for
SRBA claims to show new H. Beard address at:

Mail c
SRBA to →

PO Box 597
H.B. 83629
(793-2787)

completed

Should be receiving ✓ SRBA change address form soon from
Childers.

C: SRBA claims A67-11492

10251-10254

MICROFILMED

OCT 23 1996

SD-0601-2		Last Name: CHILDERS				STATE	
S	E	O	W	Water	Priority	Total	Use
L	First	N	Right	No.	Date	Diversion	Code Desc
	Name						
---	CHILDERS						
---	MERRELL	C A67-10251	05/01/1962	GROUNDWATER	0.070	43	DOMEST
---						04	STOCK
---	MERRELL	C A67-10253	05/01/1964	SPRING	0.050	04	STOCK
---						01	IRR
---	SHARON	C A67-10253	05/01/1964	SPRING	0.050	04	STOCK
---						01	IRR
---	SHARON	C A67-10251	05/01/1962	GROUNDWATER	0.070	43	DOMEST
---						04	STOCK
---	MERRELL	C A67-10252	05/20/1952	GROUNDWATER	0.040	43	DOMEST
---	SHARON	C A67-10252	05/20/1952	GROUNDWATER	0.040	43	DOMEST
---	MERRELL	C A67-10254	02/12/1965	CAMP CREEK	1.300	01	IRR
---	SHARON	C A67-10254	02/12/1965	CAMP CREEK	1.300	01	IRR
---	DERRELL C	C A67-11718	05/15/1976	GROUNDWATER	0.060	43	DOMEST
---						04	STOCK
---	MARGARET A	C A67-11718	05/15/1976	GROUNDWATER	0.060	43	DOMEST
---						04	STOCK
---	MARGARET A	C A67-11718	05/15/1976		0.060	04	STOCK
---	MERRELL	C A67-11492	06/05/1902	GROSSEN CRE	0.600	01	IRR
---	SHARON	C A67-11492	06/05/1902	GROSSEN CRE	0.600	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu)

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: **A67-10253**
Date Received: 9/18/1989
Receipt No: W005980
Received By: _____

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

1. Name: SHARON CHILDERS 208-793-2787
Address: PO BOX 597
HORSESHOE BEND ID 83629-0597
OR
Name: MERRELL CHILDERS 208-793-2787
Address: PO BOX 597
HORSESHOE BEND ID 83629-0597

2. Date of Priority: MAY 1, 1964

3. Source: SPRING Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	10	SW	NE	NE		ADAMS

5. Description of diverting works:
PERFORATED PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		
IRRIGATION	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100 HEAD CATTLE

SCANNED
MAY 10 2004

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	10	SE	NE		STOCK	
			SE	NE		DOMEST	

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:

A67-10252

14. Remarks:

ADDRESS CHANGED BY LH 3/4/96.

SPRING RUNS INTO UNN DRAIN BEFORE RUNNING INTO THE WEISER RIVER.

STOCK DRINK DIRECTLY FROM DITCH. LAWN IRR OF 1/2 ACRE.

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

POOR ORIGINAL

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): _____

[] Old Mailing Address: Murrell Childers
20916 N. Galena Rd
Council, Idaho 83612

[] New Mailing Address: Murrell Childers
P.O. Box 597
Horseshoe Bend, Idaho 83629-0597

New Telephone Number: (208) 793-2787

[] Signature of Claimant: Murrell Childers
Date: 2-12-96

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-4-96

By: ZH

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 3-4-96

By: ZH

2-12-96

This is a change of address
only. Our daughter and
son-in-law - Sherry
and Kenneth Ward are
running the farm for
us.

Thanks,
Sharon Childers

A67-10251

A67-10253

A67-10252

A67-10254

A67-11492

RECEIVED

FEB 13 1996 MICROFILMED

WATER RESOURCES
WESTERN REGION 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: A67-10253
Date Received: 9/18/1989
Receipt No: W005980
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERRELL CHILDERS 208-253-4319
Address: HC 62, BOX 1520
COUNCIL, ID 83612

OR
Name: SHARON CHILDERS 208-253-4319
Address: HC 62, BOX 1520
COUNCIL, ID 83612

2. Date of Priority: MAY 01, 1964

3. Source: SPRING Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	10	SW	NE	NE		ADAMS

5. Description of diverting works:
PERFORATED PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		
IRRIGATION	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 HD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	10	SE	NE		STOCK	
			SE	NE		DOMEST	

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:

A67-10252

14. Remarks:

SPRING RUNS INTO UNN DRAIN BEFORE RUNNING INTO THE WEISER RIVER.
STOCK DRINK DIRECTLY FROM DITCH. LAWN IRR OF 1/2 ACRE.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
OCT 05 1992

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): X *Marion Childers* Date: X 9-18-89
Sharon L. Childers Date: 9-18-89

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18 day

of Sept 19 89

Linda A. Werner
Notary Public

Seal

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

T16D
R1W
Sec. 10

AG7-10253

COUNCIL NW OR
IDAHO

R.1W. R.1E.

27' 30"

544

545

546 25'

330,000 FEET

548

