

11/21/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-10845

DOUG DICKERSON
1500 E MAIN
WEISER ID 83672
Telephone Number: (208)549-1735

KYLA DICKERSON
1500 E MAIN
WEISER ID 83672
Telephone Number: (208)549-1735

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

DISALLOWAL

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

*Will BE SUBMITTING AFFIDAVIT
FOR EVID. OF PRIORITY.*

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-29-06 SIGNATURE: *Douglas R Dickerson*

Please print your name: DOUGLAS R DICKERSON

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC - 6 2006

12/11/2006

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

RIGHT NUMBER: 67-10845
NAME AND ADDRESS: DOUG DICKERSON
1500 E MAIN
WEISER ID 83672

KYLA DICKERSON
1500 E MAIN
WEISER ID 83672

SOURCE: WASTE WATER TRIBUTARY:
QUANTITY: 0.210 CFS
PRIORITY DATE: 04/15/1958
POINT OF DIVERSION:

T11N R05W S33 NESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.210 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R05W S33	NESE	5.10	T11N R05W S33	NWSE	5.30
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10.4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

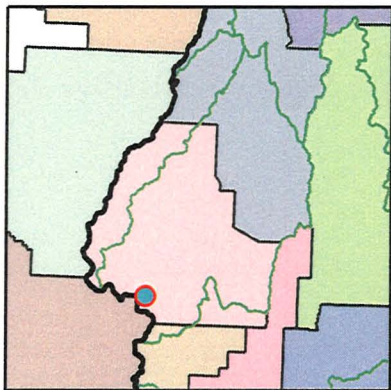
SRBA Recommendation:

67-10845

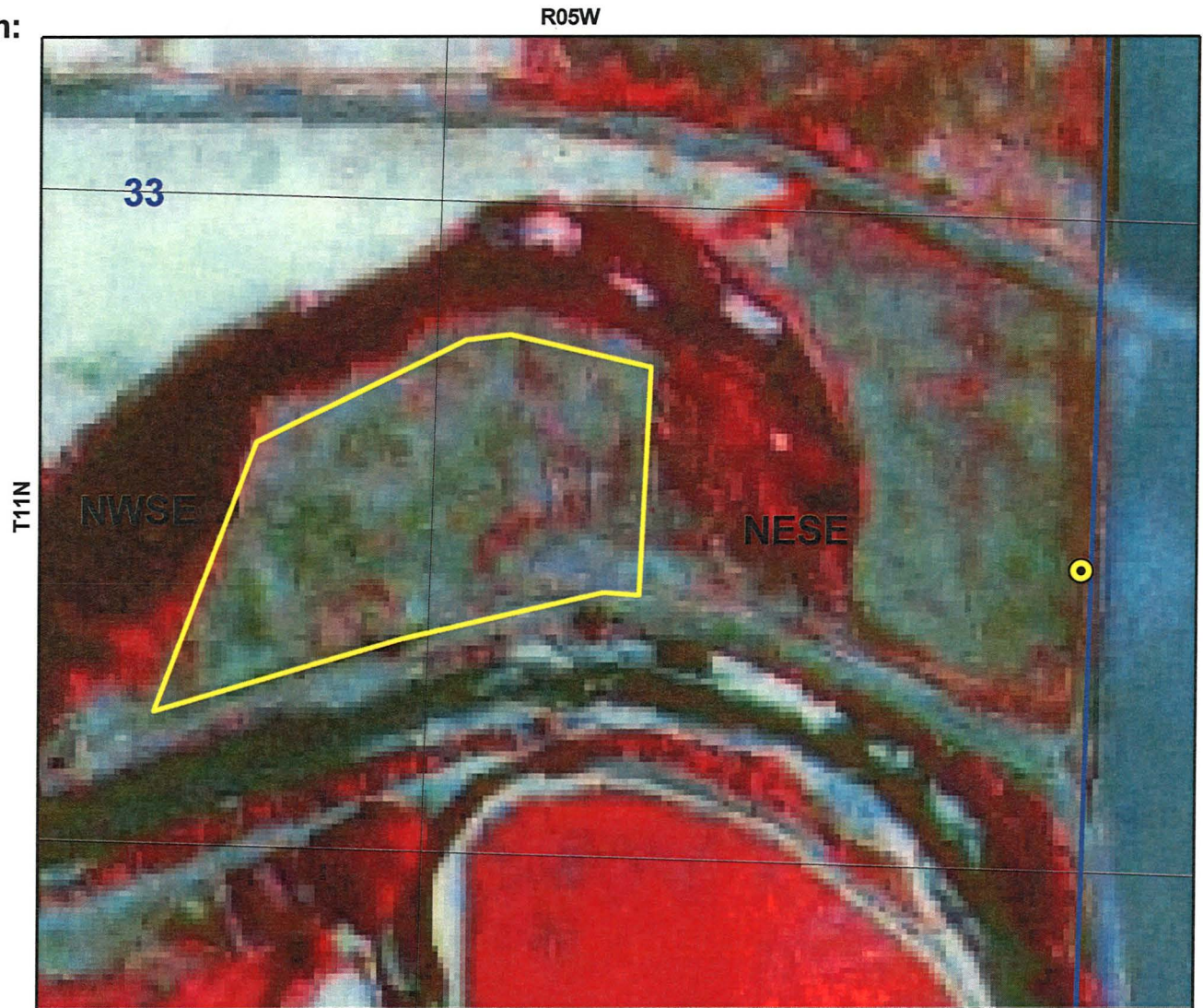
(Irrigation)

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 Monday, December 11, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

WATER RIGHT NUMBER: 67-10845 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUG DICKERSON 1500 E MAIN WEISER, ID 83672 (208)549-1735
Current Owner	KYLA DICKERSON 1500 E MAIN WEISER, ID 83672 (208)549-1735

Priority Date: 04/15/1958

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
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WASTE WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.210 CFS	
	<u>Total Diversion:</u>	0.210 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4SE1/4	Sec. 33, Twp 11N, Rge 05W, B.M.
WASHINGTON 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	
11N 05W 33													5.1	5.3			10.4

Total Acres: 10.4

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:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

Comments:

1. mmount 10/5/2006 priority

Comment: Spoke with the Dickersons regarding evidence of priority but have not yet recieved. Hold until the end - then disallow if no evidence is submitted.

2. jdean 11/16/2006 Disallowed

Comment: Evidence of Priority requested 7/27/06. No EOP received. Disallowed.

3. jdean 12/11/2006 NOE

Comment: During the NOE period Doug Dickerson submitted an affidavit showing the historic use of water under this water right. The claim was then recommended according to the amended claim that was filed previously.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

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	10/5/2006 4:48:52 PM	mmount			Active
POD	10/5/2006 4:49:14 PM	mmount			Active
Source	10/5/2006 4:49:33 PM	mmount			Active
POU	10/5/2006 4:49:57 PM	mmount			Active
Use	10/5/2006 4:50:37 PM	mmount			Active
Season	10/5/2006 4:50:58 PM	mmount			Active
Quantity	10/5/2006 4:52:45 PM	mmount			Active
Quantity	10/5/2006 4:53:35 PM	mmount			Active
Summary			11/16/2006	jdean	Active
Priority Date	12/11/2006 1:26:31 PM	jdean			Active
Priority Date	12/11/2006 1:27:17 PM	jdean			Active
Summary			12/11/2006	jdean	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 67-10845 V1

POU	8/1/2006 4:09:01 PM	mmount	Updated shape for Active POU
General	12/11/2006 1:26:31 PM	jdean	(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?
Contacts	10/5/2006 4:48:52 PM	mmount	(No) 1. Do you want to schedule an appointment? Comment for 1: desk review
POD	10/5/2006 4:49:15 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	10/5/2006 4:49:34 PM	mmount	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - field exam, aerial photo
POU	10/5/2006 4:49:58 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam, aerial photo
Use	10/5/2006 4:50:37 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam, aerial photo

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

Season	10/5/2006 4:50:59 PM	mmount	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/5/2006 4:52:46 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Quantity	10/5/2006 4:53:36 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? Description for Question 7 - Claiming only .2 cfs - does not require a measurement Description for Question 7 - Claiming .2 cfs - do not need measurement.
General	12/11/2006 1:27:18 PM	jdean	(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? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

Summary	12/11/2006 1:49:35 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?
POU	8/1/2006 4:09:15 PM	mmount	Updated PLS for Active POU
POD	8/1/2006 5:09:25 PM	mmount	Updated shape
Summary	11/16/2006 6:45:48 PM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (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?

Water Supply Bank:

RECEIVED

DEC 05 2006

DEPARTMENT OF
WATER RESOURCES

AFFIDAVIT

Re: Claim No. 67-10845

STATE OF IDAHO)
 : ss.
COUNTY OF WASHINGTON)

COMES NOW, ROY E. DICKERSON, under oath, depose and state as follows:

That I am the father of the claimant Douglas R. Dickerson, That the property relating to the above referenced claim is now owned by Douglas R. Dickerson has continuously been in the Dickerson family since 1889.

There is a drain tile draining the adjoining property owned previously by the Sweets that drains onto my son's property. That this wastewater has been used continuously on the property currently owned by my son since the property was leveled in approximately 1958.

Dated this 1st day of December, 2006.

Roy E. Dickerson
Roy E. Dickerson

SCANNED

DEC - 6 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

WATER RIGHT NUMBER: 67-10845 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUG DICKERSON 1500 E MAIN WEISER, ID 83672 (208)549-1735
Current Owner	KYLA DICKERSON 1500 E MAIN WEISER, ID 83672 (208)549-1735

Priority Date: 04/15/1958

Basis: Beneficial Use

Status: **Disallowed**

<u>Source</u>	<u>Tributary</u>
---------------	------------------

WASTE WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.210 CFS	
	<u>Total Diversion:</u>	0.210 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4SE1/4	Sec. 33, Twp 11N, Rge 05W, B.M.
WASHINGTON 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	
11N	05W	33													5.1	5.3			10.4

Total Acres: 10.4

Conditions of Approval:

1. P11 No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.
2. P01 No lawful appropriation shown.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-10845 V1

Comments:

1. mmount 10/5/2006 priority

Comment: Spoke with the Dickersons regarding evidence of priority but have not yet recieved. Hold until the end - then disallow if no evidence is submitted.

2. jdean 11/16/2006 Disallowed

Comment: Evidence of Priority requested 7/27/06. No EOP received. Disallowed.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

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	10/5/2006 4:48:52 PM	mmount			Disallowed
POD	10/5/2006 4:49:14 PM	mmount			Disallowed
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Use	10/5/2006 4:50:37 PM	mmount			Disallowed
Season	10/5/2006 4:50:58 PM	mmount			Disallowed
Quantity	10/5/2006 4:52:45 PM	mmount			Disallowed
Quantity	10/5/2006 4:53:35 PM	mmount			Disallowed
Summary			11/16/2006	jdean	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	8/1/2006 4:09:01 PM	mmount	Updated shape for Active POU
Contacts	10/5/2006 4:48:52 PM	mmount	(No) 1. Do you want to schedule an appointment?
			Comment for 1: desk review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10845 V1

Season	10/5/2006 4:50:59 PM	mmount	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/5/2006 4:52:46 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Quantity	10/5/2006 4:53:36 PM	mmount	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? Description for Question 7 - Claiming only .2 cfs - does not require a measurement Description for Question 7 - Claiming .2 cfs - do not need measurement.
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POD	8/1/2006 5:09:25 PM	mmount	Updated shape
Summary	11/16/2006 6:45:48 PM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (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?

11/16/2006

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

RIGHT NUMBER: 67-10845
NAME AND ADDRESS: DOUG DICKERSON
1500 E MAIN
WEISER ID 83672

KYLA DICKERSON
1500 E MAIN
WEISER ID 83672

SOURCE: TRIBUTARY:
QUANTITY:
PRIORITY DATE:
POINT OF DIVERSION:

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
-----------------------	----------------------	-----------------

PLACE OF USE: IRRIGATION in WASHINGTON County

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

RECEIVED

AUG 30 2006

DEPARTMENT OF
FACILITIES

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 67-10845
Date Received: 10/16/1989
Receipt No: W006266
Received By:

AMENDED CLAIM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DOUG DICKERSON Phone: (208)549-1735

1500 E MAIN
WEISER ID USA 83672

KYLA DICKERSON Phone: (208)549-1735

1500 E MAIN
WEISER ID USA 83672

2. Date of Priority: 04/15/1958

3. Source: WASTE WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	05W	33	NE 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
IRRIGATION	03/01	11/15	0.21	

7. Total Quantity Appropriated is:
0.21 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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: **A67-10845**
Date Received: 10/16/1989
Receipt No: W006266
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DOUG DICKERSON 208-549-1735
Address: 1500 E MAIN
WEISER ID 83672
AND/OR
Name: KYLA DICKERSON 208-549-1735
Address: 1500 E MAIN
WEISER ID 83672
2. Date of Priority: APR 15, 1958
3. Source: UNNAMED STREAM Trib. to: WEISER RIVER
4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|--------|-----|------------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
| 11N | 05W | 33 | NE | NW | SE | | WASHINGTON |
5. Description of diverting works:
5 HP PUMP
6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|--------|------|--------|
| Purpose | From | To | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/15 | 09/30 | 0.300 | | |
7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 52.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	05W	33	SW	NE		IRR	5.0

SCANNED
APR 09 2004

MICROFILMED
OCT 22 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	33	SE	NW	IRR	10.0
Section Acres						15.0
Total Acres						15.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
OCT 22 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 AL67-10845Date Received 10-16-89Receipt Number W0006266

RECEIVED
OCT 16 1989

Department of Water Resources
Western Regional Office

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

RECEIVED
DEC 12 1994

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) DOUG AND/OR KYLA DICKERSON Phone (208) 549-1735
Mailing Address 1500 EAST MAIN WEISER Zip 83612
2. Date of Priority (Only one (1) per claim) 04-15-1958
3. Source of water supply (a) Subwater
which is tributary to (b) WEISER RIVER
4. a. Location of existing point of diversion is: Township 11 Range 5 Section 33,
NE 1/4 of NW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of WASHINGTON
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. 5 h.p. Waterlift pump.

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Scale: 2 inches equals 1 mile

A hand-drawn map on a grid showing a proposed diversion point for a pump. The map includes a central shaded area labeled "Point of Diversion (pump)". A line labeled "Place of Issue" points to a location on the left side of the shaded area. The map is divided into four quadrants by a vertical line labeled "NW" and "NE" at the top, and a horizontal line labeled "SW" and "SE" at the bottom. The grid is composed of 16 columns and 16 rows of squares.

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Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 04/15 to 09/30 amount .30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 52.5 acre feet per annum.

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

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	
11	5	33								10									10
11	5	33			5														5

Total number of acres irrigated 15

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
_____ or None (☒)

14. Remarks:

Last Name DICKERSON, DOUG Ident No. _____

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 0

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

Signature of Claimant (s) Douglas R Dickerson Date 10-12-89
Douglas R Dickerson Date 12-7-94

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 Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 7th day of December 19 94

SEAL

Notary Public Peter J. Davis

Residing at Wesley, Idaho

My Commission Expires 10-15-99

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 DICKERSON Ident. Number _____

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Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME

Dickerson, Doug or Kyla

CLAIM IDENT. NO.

AL67-10845DATE RECEIVED 10-16-89RECEIPT # W001266FEE PAID \$ 65FEE REQ'D \$ 65

	YES	NO	Require Info?
1. Is the name and address complete with zip code?	<u>X</u>	<u> </u>	*
2. Is a priority date entered?	<u>X</u>	<u> </u>	*
Is the priority date acceptable in view of mandatory filing dates? <u>X</u> *			
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	<u>X</u>	<u> </u>	*
(b) Is a tributary to entered? (if required)	<u>X</u>	<u> </u>	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	<u> </u>	*
5. Is there a description of the diverting works?	<u>X</u>	<u> </u>	
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.	<u>X</u>	<u> </u>	*
Is the period of use included?	<u>X</u>	<u> </u>	
Is a quantity claimed for each use?	<u>X</u>	<u> </u>	*
7. Is a total quantity claimed entered?	<u>X</u>	<u> </u>	
8. If required is a consumptive use entered?	<u>X</u>	<u> </u>	
Is the consumptive use correct?	<u>X</u>	<u> </u>	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	<u> </u>	<u> </u>	*
If multiple domestic, is single ownership indicated?	<u> </u>	<u> </u>	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	<u> </u>	*
11. Is (are) the county(ies) entered?	<u>X</u>	<u> </u>	
12. Is the ownership of p.u. checked?	<u>X</u>	<u> </u>	
13. Are other water rights listed or "none" indicated?	<u>X</u>	<u> </u>	
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.)	<u>X</u>	<u> </u>	
15. Is the basis of the claim indicated?	<u>X</u>	<u> </u>	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?	<u>X</u>	<u> </u>	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.	<u> </u>	<u> </u>	
If no, was water right no. found?	<u> </u>	<u> </u>	*
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?	<u>X</u>	<u> </u>	
(If yes, attach a proof report & complete number change)	<u> </u>	<u> </u>	
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.	<u> </u>	<u> </u>	
18. If the claimant requested a monthly docket sheet, was the fee paid?	<u>X</u>	<u> </u>	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	<u> </u>	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	<u> </u>	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date)	<u>X</u>	<u> </u>	*
If no, was an extension of time filed & approved?	<u> </u>	<u> </u>	*
22. Is the fee enclosed correct?	<u> </u>	<u> </u>	*

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- | | YES | NO |
|--|-------------------------------------|-------------------------------------|
| 23. Is this claim being rejected and returned to claimant? | ☒ | ☒ |
| 24. Can this claim be data entered? | ☒ | ☒ |
| 25. Was claim modified? | ☐ | ☒ |
| If yes, do modifications require notification to claimant? | ☐ | ☐ |

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: JH Date 3-3-93
Claim data entered by: RIF Date 12-12-94

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Needs notary



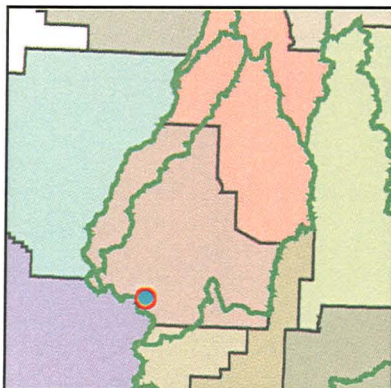
Idaho Department of Water Resources

SRBA Recommendation:

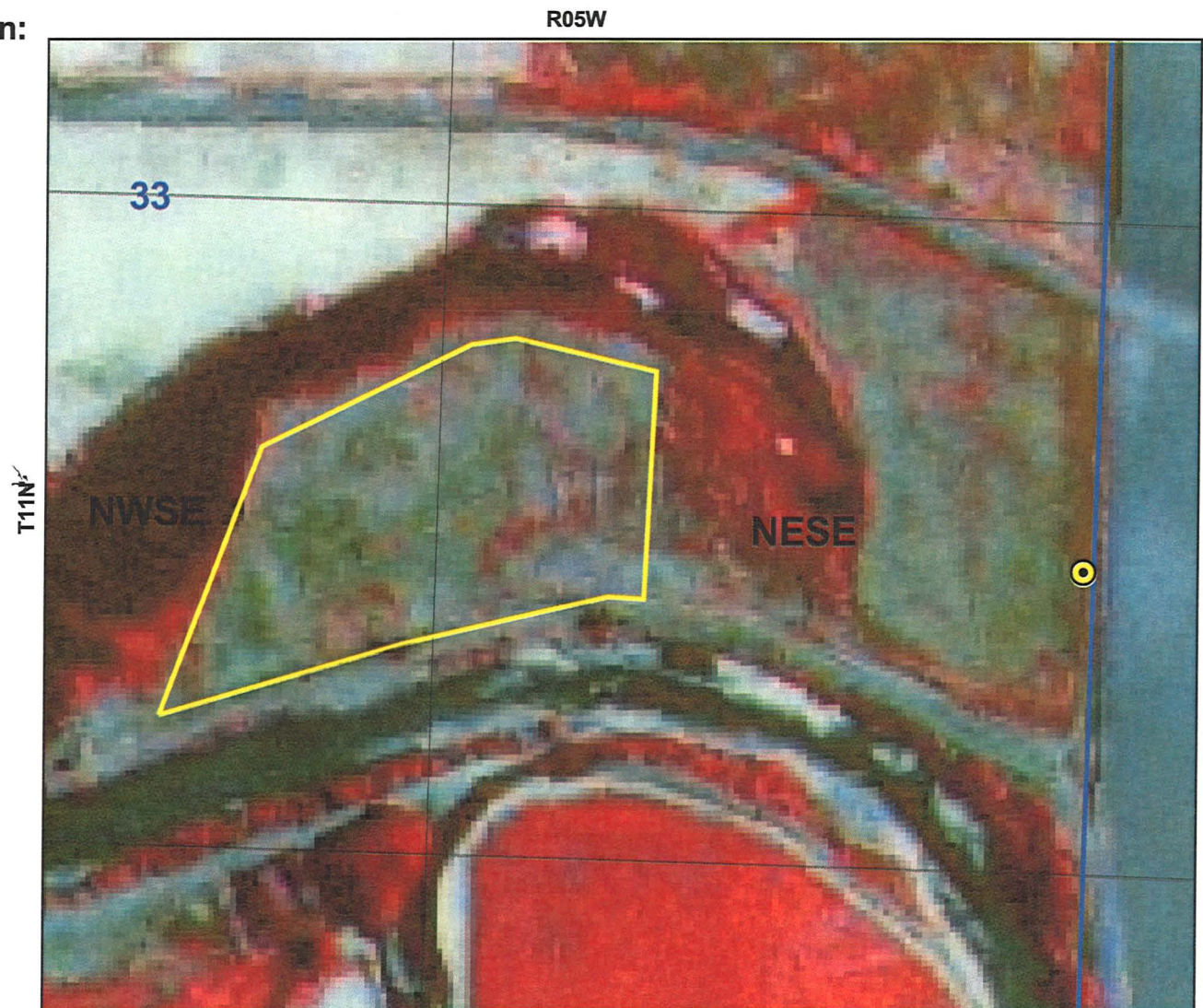
67-10845

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 M. Mount
On Tuesday, August 1, 2006
1987/88 Aerial Photography

79/80 - bought place

Idaho Department of Water Resources

2004 Imagery



19 shares 1/2 Ac/share Lower Payette

67-10786 & 67-10845

Verify acres irrigated and pod

67-10845_claim_pod.shp

67-10786_claim_pod.shp

have license for 17.3 Ac - no overlap w/ ↑ (2377C)

have GW (domestic) claim 10846

overlaps w/ Weiser City Ditch & Irr. Co.

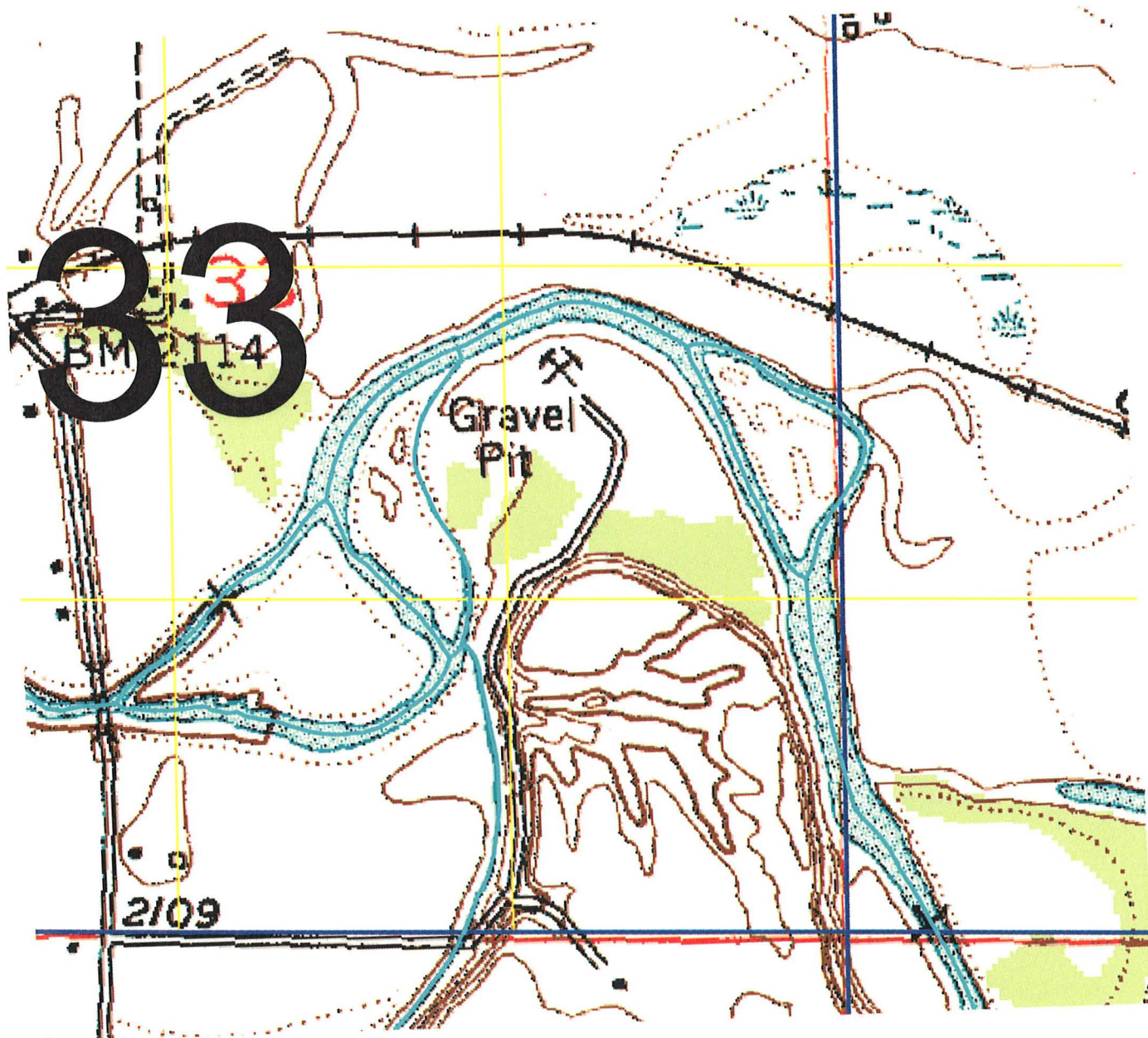
~~Weiser Irr. Co.~~

Lower Payette Ditch Co.

ask which ones



Doug's cell # 550-0100



✓ accompl. change in source and
pt. of diversion

Dickerson's

cell: 550 - 0106

O.V. w/ Weiser P.I.R. Dist.

look @ POC on ArcView again — make a map. call!!

Lower Payette Ditch Co. — services area

&

Weiser I.R. District

&

Weiser City Ditch & I.R. Co. — O.V. w/ 10845 & 10786

Dickerson's also have a gw claim 43 cove — 67-10846

and a license 67-2377c on 17.3 Acres — no O.V. w/
these 2 claims



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 2, 1994

DOUG DICKERSON
KYLA DICKERSON
1500 E MAIN
WEISER ID 83672

Re: Snake River Basin Adjudication (SRBA)
Washington County - Claim No(s): A67-10845, A67-10846

Dear Claimants,

We are returning your Notices of Claim to a Water Right filed for your property in Washington County. We are also enclosing Receipt Nos. W006266 and W006288 for the total amount of \$90.00, for the filing fees. Please retain the receipts for your records. We have noted a problem with your claims which requires your attention.

The claim requires the signature of the claimant be notarized. After you have resigned the claim forms and obtained the notary public's verification of your signature at the bottom of the last page, please return these materials to this office for processing.

Please return the documents to my attention by December 29, 1994, or late fees will apply. If we do not receive the documents by that date, we will assume you do not wish to continue the filing process. Do not hesitate to contact this office if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:r:state:tf

Enclosures:

Claim Nos. A67-10845, A67-10846

Receipt Nos. W006266, W006288

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