

RECEIVED

NOV 29 2006

DEPARTMENT OF
WATER RESOURCES

11/23/2006

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: 67-11000

BRIAN RATCLIFF
1629 CRYSTAL LN
WEISER ID 83672
Telephone Number: (208) 549-2350

DEBRA RATCLIFF
1629 CRYSTAL LN
WEISER ID 83672
Telephone Number: (208) 549-2350

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

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

DATE: 11-25-06

SIGNATURE:

Debra Ratcliff
Debra Ratcliff

Please print your name:

Debra Ratcliff

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

SCANNED
NOV 30 2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

SRBA Recommendation:

67-11000

(Irrigation)

Legend

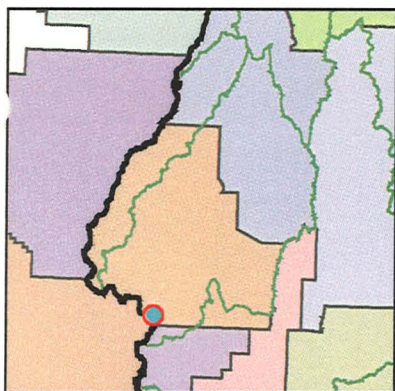
● Point of Diversion

□ Place of Use

□ Townships

□ PLS Sections

□ Quarter Quarters



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by IDWR State Office
On Thursday, November 23, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11000 V1

WATER RIGHT NUMBER: 67-11000 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRIAN RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208) 549-2350
Current Owner	DEBRA RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208) 549-2350

Priority Date: 06/15/1960

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>
IRRIGATION	03/01 to 11/15	0.040 CFS	9.00 AF
	<u>Total Diversion:</u>	0.040 CFS	9.00 AF

Location of Point(s) of Diversion

GROUND WATER L3 (NW1/4NE1/4SW1/4) Sec. 23, Twp 10N, 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	
10N	05W	23									2.0								2.0
											L 3								

Total Acres: 2

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 67-11000 V1

Comments:

1. mvanbussum 1/27/2006 Disallow

Comment: Claimants were contacted by letter 5-24-05 from State AG office asking for evidence of priority. They spoke with C. Saxton 5-26-05 and said they would send in evidence of priority or give it to Roger Meyer during the field exam. Field exam conducted 6-7-05 by Roger and claimants did not provide evidence of priority. Claimants received bulk evidence of priority letter 9-05 and we have had no response. Recommend as disallowed; no evidence of priority.

2. csaxton 11/23/2006 EOP Submitted

Comment: After preliminary recommendation sent out, the claimant provided evidence of priority in the form of deeds showing that the property was subdivided into the 3 acre parcel prior to 1960. Due to the lack of EOP, I feel that by establishing that the property was a separate parcel and not part of a large farm prior to 1960, it is reasonable to assume that a well was drilled and used for domestic and irrigation purposes since there is not surface water applicable to this parcel.

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>
Summary			01/27/2006	mvanbussum	Active
Summary			11/23/2006	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 67-11000 V1

Summary	1/27/2006 4:19:01 PM	mvanbussum	(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? (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	11/23/2006 9:32:48 AM	csaxton	Updated shape
POU	11/23/2006 9:34:13 AM	csaxton	Updated shape for Active POU
Summary	11/23/2006 9:36:35 AM	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	11/23/2006 9:33:54 AM	csaxton	Updated PLS
POU	11/23/2006 9:34:21 AM	csaxton	Updated PLS for Active POU
POU	11/23/2006 9:34:43 AM	csaxton	Edited Season Of Use

Water Supply Bank:

11/14/2006

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: 67-11000

BRIAN RATCLIFF

1629 CRYSTAL LN

WEISER ID 83672

Telephone Number: (208) 549-~~1634~~

2350

DEBRA RATCLIFF

1629 CRYSTAL LN

WEISER ID 83672

Telephone Number: (208) 549-~~1634~~

2350

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

water - Deeds show this has been
a 3 acres or less, the oldest Deed is 1948 that we
have

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

there is beneficial use

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

this has been a 3 acres partial or less
before 1963

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

DATE: 11-21-06

SIGNATURE:

Debra Ratcliff

Please print your name:

Debra Ratcliff

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

INSTRUMENT NO. 69791

WARRANTY DEED

THIS INDENTURE, Made this 21st day of November in the year nineteen hundred and forty-six between William T. Lawr and Elma Marie Lawr, husband and wife, of Weiser, County of Washington, State of Idaho the parties of the first part, and J. O. McCamish of Weiser, County of Washington, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Three Thousand five hundred DOLLARS lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, and sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situated in Washington County, State of Idaho, to-wit:

The North half of Lot Thirty-seven (37) of the Southern Idaho Land Company Cession and Gordon Tract, in Section Twenty-three (23), Township Ten (10) North of Range Five (5) West of the Boise Meridian.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto in anywise appertaining, or in any wise appertaining, and the reversion and reversions, rents and remainders, profits, issues, and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity of the said parties of the first part;

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises unto the party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said party of the second part his heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same shall and lawfully WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first written.

Signed, sealed and delivered
in the presence of -

William T. Lawr (SEAL)
Elma Marie Lawr (SEAL)

STATE OF IDAHO, }
County of Washington } ss.

On this 21st day of November 1946, before me, E. W. Horner, a Notary Public in and for the State of Idaho, personally appeared William T. Lawr and Elma Marie Lawr, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, this day and year in this certificate first above written.

Seal
(E. W. Horner of Notary Public)
(State of Idaho)

E. W. Horner Notary Public
My commission expires Jan. 1, 1947
Residing at Weiser, Idaho

\$3.35 Documentary Revenue Stamps (11-21-46)

Filed for record at the request of J. F. Glady at 10:15 a.m., November 22, 1946

Fees, \$1.00

23-10-5

N² Lot 37 SILCO
of 8 tracts

Set 51, Dec 25 - 10-5

WARRANT DEED

THIS INSTRUMENT, Made this 26th day of May, in the year 1930, between John C. McCamish and Elida McCamish, his wife of Weiser, County of Washington, State of Idaho, the parties of the first part, and Roy Klosson, whose wife's name is Eva Klosson of Weiser County of Washington, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part for and in consideration of the sum of Ten dollars and other valuable consideration to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situated in Washington County, State of Idaho, to-wit:

The North Ninety feet of all that part of the North half of Lot 37 of the Southern Idaho Land Company's Orchard and Garden Tract lying west of what is commonly known as Buttermilk Slough or Crystal Lake, being the North 90 feet of said Lot 37 of the said Southern Idaho Land Company's Orchard and Garden Tract, said 90 feet to be measured from the center line of the present County Road running along the northerly side of said Lot 37, as the same is shown upon the official plat thereof now on file in the office of the County Recorder of Washington County, Idaho, the above described tract containing 3 acres more or less and being located in Section 23 Township 10 North Range 5 W 3 E. Together with with all and singular the tenements, hereditaments and appurtenances thereto belonging.

This deed is given subject to the 1930 taxes and assessments which the second party hereto assumes and agrees to pay.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging, or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part his heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whatsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first written.

Signed, sealed and delivered
in the presence of:

John C. McCamish (SEAL)
Elida McCamish (SEAL)

STATE OF IDAHO }
County of Washington } ss.

On this 26th day of May, 1930, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared John C. McCamish and Elida McCamish, his wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)
(P. B. Lloyd, Notary Public)
(State of Idaho)

P. B. Lloyd, Notary Public
Residing at Weiser, Idaho
My commission expires March 15,
1933.

Documentary Revenue Stamps \$2.75 (May 26, 30 J.O.Me.)

Filed for record at the request of J.P. Clabby at 10:40 A.M. on May 27th, 1930.
Fees, \$1.50

Recorded in Book 11, Page 111

CONVERSATIONAL MEMORANDUM

Date: November 20, 2006

To: File 67-11000

From: Craig L. Saxton

Subject: Phone Call – Prelim Disallowed

Debora Ratcliff (549-2350) called this morning and wanted to know why her water right claim was disallowed. I told her that the EOP submitted supported 1966 priority date.\

We spoke about the mandatory permit statute and what it means. After some discussion I told her to try to find a deed that showed the property (2 acres) was subdivided prior to 1963 and that it wasn't still part of a large farm. I told her that with that in combination with the affidavit that stated the neighbors moved there in 1966 and knew that wells were in use for irrigation, then I could recommend a 1963 priority date. The assumption being that if the parcel was subdivided, then it would stand to reason that they put in a well.

We got off the phone and she called the title company and then called me back. The title company will search for the document and she will fax it to me if she gets it.

We discussed domestic use and that we could amend the claim to include domestic use, but that it was not required. She felt that if it wasn't required, then she wouldn't file.

For now, 67-11000 will remain disallowed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11000 V1

WATER RIGHT NUMBER: 67-11000 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRIAN RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208)549-1834
Current Owner	DEBRA RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208)549-1834

Priority Date: 06/15/1960

Basis: Beneficial Use

Status: **Disallowed**

<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>
IRRIGATION	4/01 to 10/31		3.00 AF
	<u>Total Diversion:</u>		3.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4SW1/4	Sec. 23, Twp 10N, 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	
10N	05W	23									2.0								2.0

Total Acres: 2

Conditions of Approval:

1. **P13 No beneficial use found:** This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.
2. **P03 No beneficial use found.**

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11000 V1

Comments:

1. mvanbussum 1/27/2006 Disallow

Comment: Claimants were contacted by letter 5-24-05 from State AG office asking for evidence of priority. They spoke with C. Saxton 5-26-05 and said they would send in evidence of priority or give it to Roger Meyer during the field exam. Field exam conducted 6-7-05 by Roger and claimants did not provide evidence of priority. Claimants received bulk evidence of priority letter 9-05 and we have had no response. Recommend as disallowed; no evidence of priority.

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>
Summary			01/27/2006	mvanbussum	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	1/27/2006 4:19:01 PM	mvanbussum	(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? (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?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-11000RECEIVED
SEP 12 2005
Department of Water Resources

WATER RIGHT NUMBER: 67-11000

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRIAN RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208)549-1834
Current Owner	DEBRA RATCLIFF 1629 CRYSTAL LN WEISER, ID 83672 (208)549-1834

Roger

Priority Date: 06/15/1960

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>
IRRIGATION	4/01 to 10/31		3.00 AF
	<u>Total Diversion:</u>		3.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4SW1/4	Sec. 23, Twp 10N, Rge 05W, B.M.
WASHINGTON County		

Place of UseIRRIGATION Within WASHINGTON County

T10N R05W S23 NESW 2.0

Total Acres: 2

Conditions of Approval:Remarks:need affidavit from neighbor
they talked to

SCANNED

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

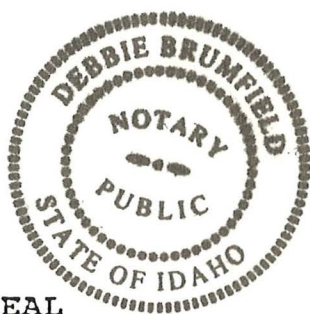
AFFIDAVIT

State of Idaho)
County of _____)

Debra Ratcliff

being first duly sworn,

^{Robert Anderson}
deposes and says: Have talked to neighbor, and they
said they moved here in 1966 and the old house was
here and the people was irrigating the land.
We have continued to irrigate. We irrigate
all the land on the irrigation well.



SEAL

Debra Ratcliff

(Signature)

Subscribed and sworn to before me this
day 8th of Sept, 19 2005.

Debbie Brunfield
(Notary Public)

Residing at Payette.

My Commission Expires 6-11-10.

SCANNED



Idaho Department of Water Resources

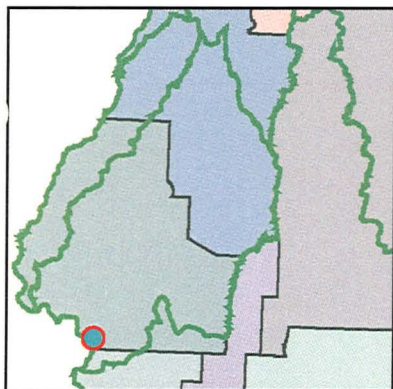
SCANNED

Adjudication Claim Number: **67-11000**

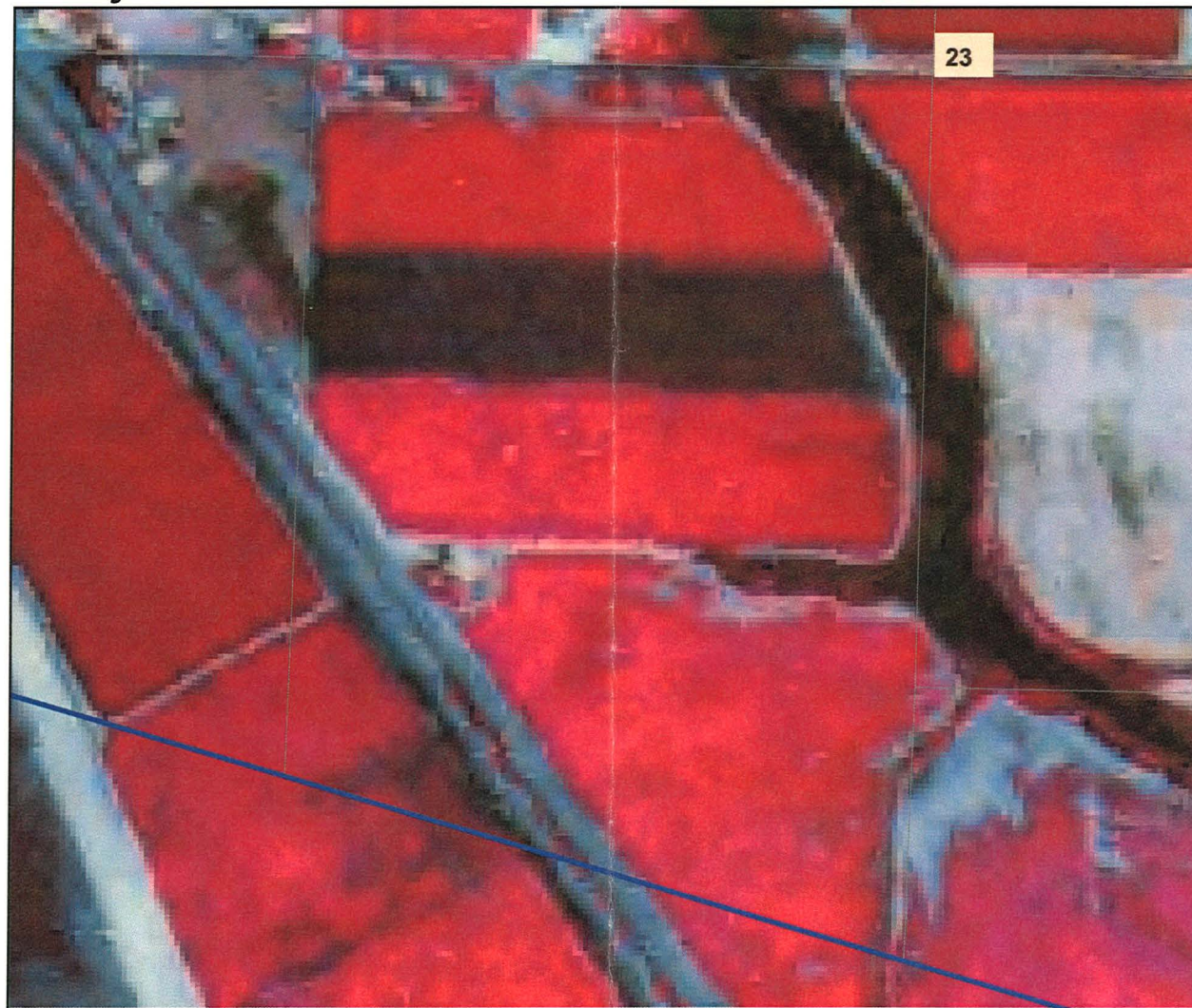
T10N R05W

Legend

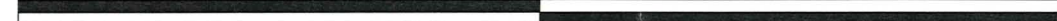
 PLS Sections
 GCDBQuarter Quarters



Washington County
IDWR Basin 67



0 0.2 0.4 Miles



Prepared by M. Van Bussum
On Thursday, September 1, 2005
1987/88 Aerial Photography

67-11000

RECEIVED

JUN 10 2005

Department of Water Resources

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): _____

Previous Mailing Address: _____

New Mailing Address: _____

Telephone Number: (208) 549-2350

Signature of all Claimant(s): Debra Ratcliff
Please print your name below your signature.

Debra Ratcliff

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudica
Idaho De
322 E. Fr
P.O. Box
Boise, Id
Ph 208/28
FAX 208/

SS
ADDRESS I
Revised 12/3

C- Did she forget
her address?!

- Put this in file
when get back from
Rogev. I think it is

1629 Crystal Ln
WEBCV ID 83672

shel610

ANNED

JUN 10 2005

Craig Saxton

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	BRIAN RATCLIFF	1629 CRYSTAL LN	WEISER	ID	83672	~~(208)549-1834~~
Current Owner	DEBRA RATCLIFF	1629 CRYSTAL LN	WEISER	ID	83672	~~(208)549-1834~~

Date of Field Exam: 6-7-05 Time: 1000Accompanied By: DEBRA Phone Number: 208-549-2350Relationship to Claimant: Owner

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

CS Phone is (208) 549-2350. Need signature on change
of address form to change Database.

Reviewer: Date: 6-7-05

Claim Number 67-11000

Claimed Basis: Beneficial Use

Water Right Basis:

Recommended Basis _____

5-26-05: Spoke to Claimant about Priority Evidence and
CS
She will send it in or Give to Roger

Elizabeth May

Date: 6-7-05

Point of Diversion and Source Data Entry Form

Claim Number 67-11000

Claimed Point of Diversion and Source

T10N R05W S23 NWNESE Within WASHINGTON County Source: GROUND WATER

☐ 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

Well

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

#054	Well	#A	0016	752	PAD	

2267727
144709

Other rights from this POD?

N/A.

Document how the POD and Source were verified:

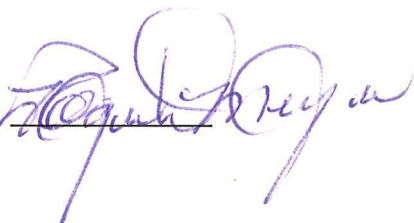
Well is 28' Deep

Pump lift 12'

Pump 1 1/2 HP

It Runs 2 Sprinklers.

Reviewer:



Date:

6-7-05

Place Of Use Data Entry Form

Claim Number 67-11000

Claimed Place Of Use

T10N R05W S23 NESW 2.0

Total Acres 2

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

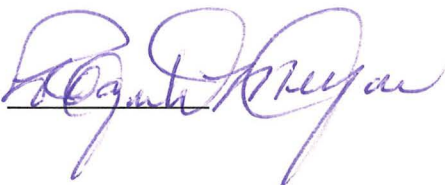
☐ See corrections to claimed POU above

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

Total Acres 2

Document how the POU was verified:

Reviewer:



Date:

6-7-05

Purpose of Use Data Entry Form

Claim Number 67-11000

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

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

IRR.		5 Cows		

Document how the Purpose of Use was verified:

Cows water is from domestic well

Reviewer:



Date:

6-7-05

Period of Use and Quantity Data Entry Form

Claim Number 67-11000

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31		3

Overall Diversion Rate Overall Diversion Volume 3

☒ 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

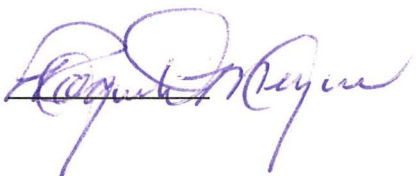
Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irr	3-1	11-15		

Overall Diversion Rate Overall Diversion Volume

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

Reviewer:



Date:

6-7-05

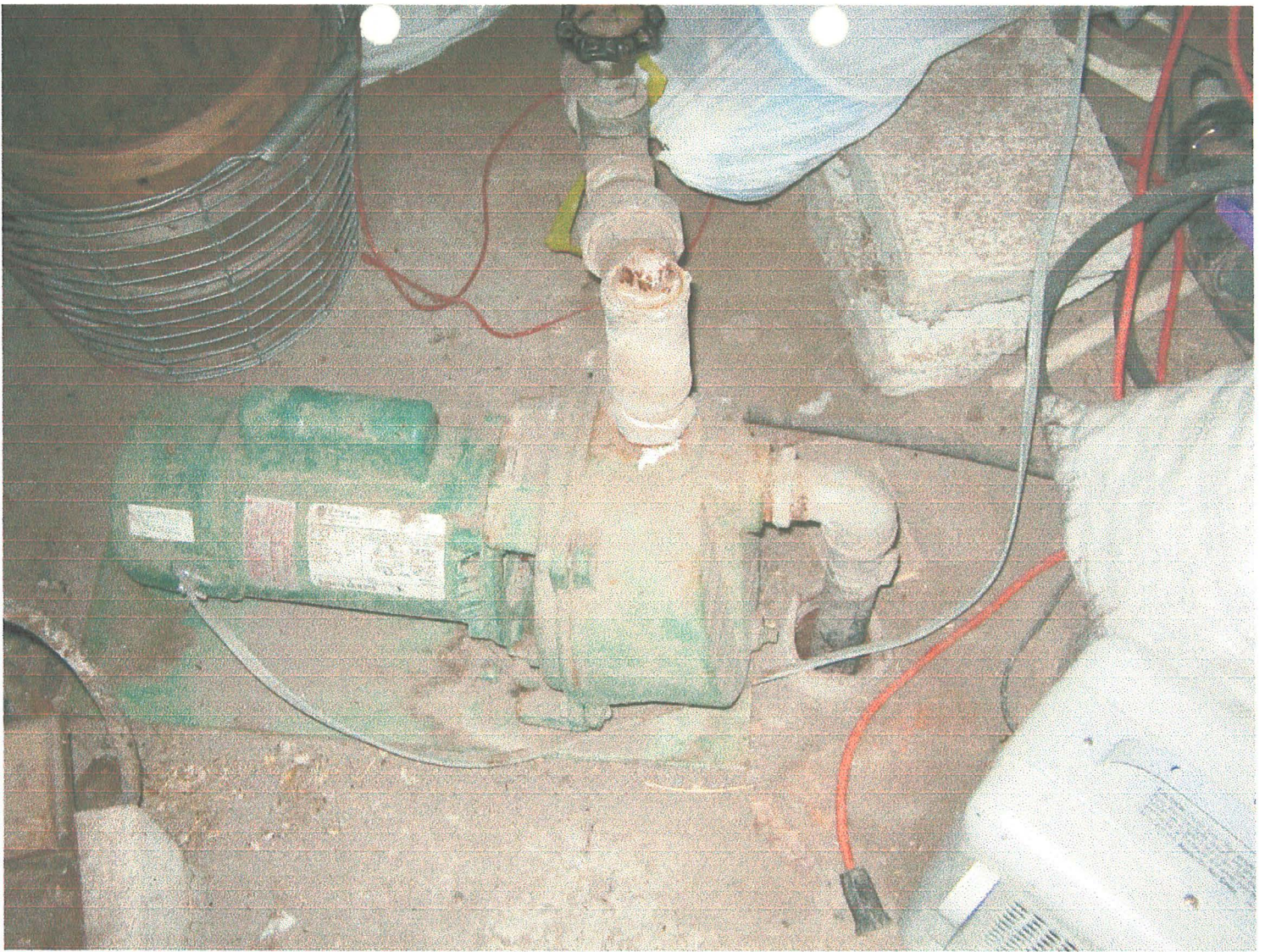
DEBRA 10:00: 1629 CRYSTAL LN.
67-11000 BRAIN PATCHIFF 1-208-549-2350

POD # A0016752 #054 2267727
Well Depth. 28 144709
Pump lift. 12
Pump HP 1 1/2
5/32 - Runs 2 SPARKERS

POU. With Building less than 2 ACRES

PEI/DATE.

Prepared by: Dan Narsavage
On: February 28, 2005
1987 False-Color Infrared Photography



#A0016752pump1.5HPPOD.JPG

5-24-05: Roger called and after identification, was hung up on. He called back and left message and never received a return phone call.

: I Requested Chris Bromley send a letter from Attorney General's office

: Wait Claimant Response.

5-26-05: Debora called and she said we have the wrong #. She gave me the right one and it is voted, but still need a signature to change Database.

: Give file to Roger as she is going to call him to set up an appointment.

: She is working on priority Evidence



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

May 24, 2005

Brian Ratcliff
Debra Ratcliff
1629 Crystal Lane
Weiser, Idaho 83672

RE: SRBA Claim No. 67-11000

Dear Mr. and Mrs. Ratcliff:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources ("Department") in Basin 67 in the Snake River Basin Adjudication ("SRBA").

Recently, Roger Meyer, a representative of the Department, attempted to contact you regarding the need to conduct a field exam to verify the elements of your water right claim no. 67-11000. According to Mr. Meyer, he was hung-up on when he tried to reach you at: (208) 549-1834. Mr. Meyer subsequently left a voice message at that phone number about your water right claim, which was not returned. If this is not your correct contact number, please contact the Department as soon as possible to have your phone number changed in our records.

In order to make a complete and accurate recommendation of water rights to the SRBA District Court, each element of a water right must be proven by the Department. If the Department cannot verify an element of a water right, the Department will recommend the claim as disallowed. Therefore, unless the Department representative can speak with you and set up a time to have access to your land to verify the elements of your claim, the Department will recommend your claim as disallowed.

In addition to visually inspecting your land, the Department needs to verify the priority date you claimed for your water right. I have enclosed a brochure that discusses the type of evidence that can be helpful in proving the priority date for a water right claim.

Please contact Craig Saxton, senior agent for Basin 67, at the Department within the next two weeks about this issue. Mr. Saxton can be reached at: (208) 287-4800. If you would rather speak with me, I can be reached at the above-mentioned phone number.

Very truly yours,

A handwritten signature in black ink, appearing to read "Chris M. Bromley", with a long horizontal flourish extending to the right.

CHRIS M. BROMLEY
Deputy Attorney General
Idaho Department of Water Resources

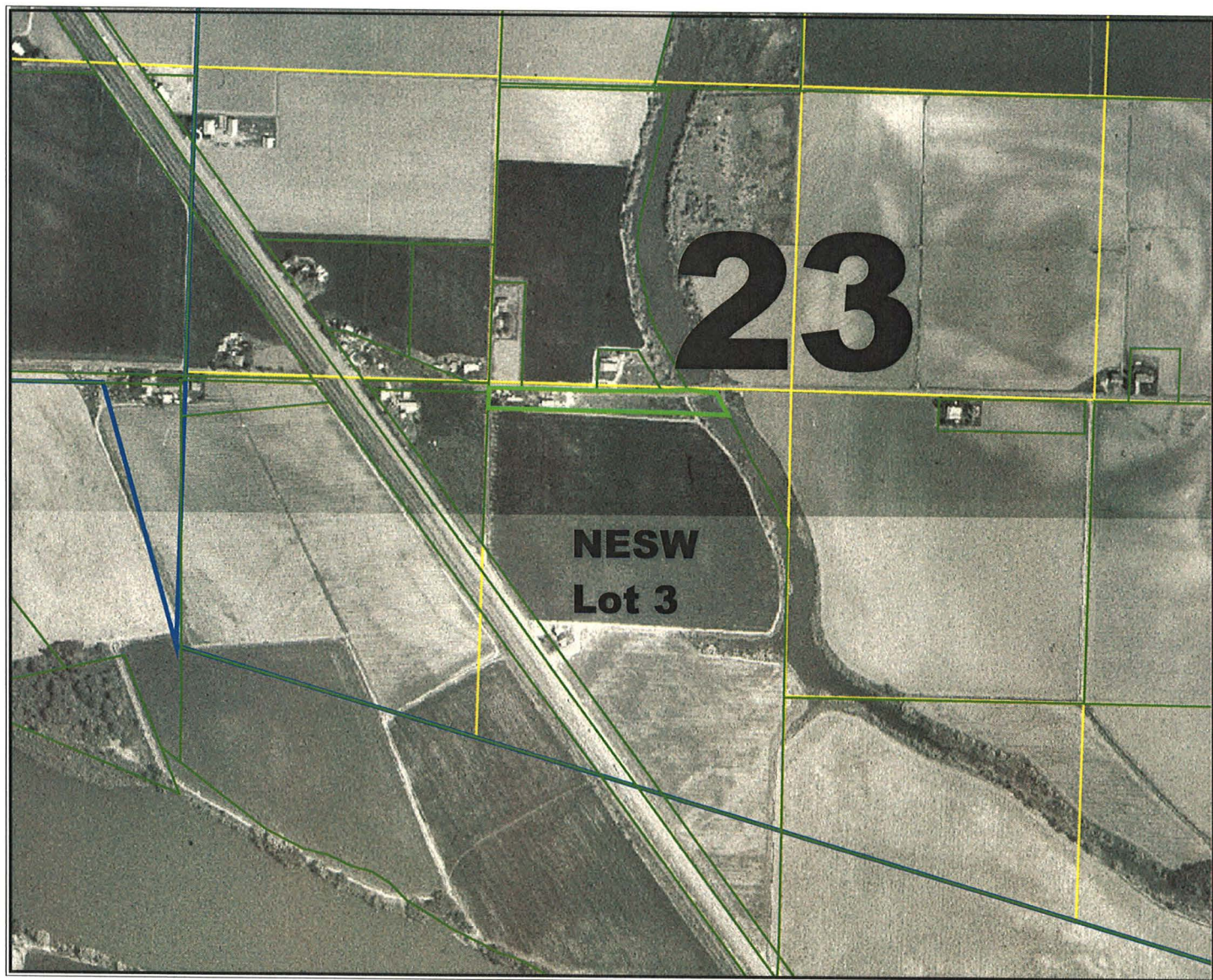
Enclosure
cc: Craig Saxton



State of Idaho

POU Claim Map 67-11000

Map Source: USGS DOQQ



1320 0 1320 2640 Feet

⊙ Claimed Point of Diversion - Irrigation

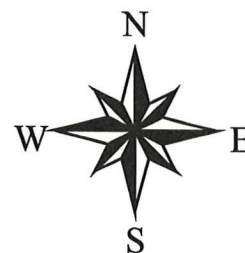
□ Claimed Place of Use

□ Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Claimed Irrigated Acres: 2.0
Initial Acres Found: ?



Prepared By: Craig L. Saxton
Date: May 2005

*Hung up on me
CALL BACK left
message NO
CALL BACK
Done
2 week ago.*

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

03/22/2005

WATER RIGHT NO. 67-11000

Owner Type	Name and Address
Current Owner	BRIAN RATCLIFF
Current Owner	DEBRA RATCLIFF
	1629 CRYSTAL LN
	WEISER, ID 83672
	(208)549-1834

Priority Date: 06/15/1960
Basis: Beneficial Use
Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31		3 AFA
Total Diversion			3 AFA	

Location of Point(s) of Diversion:

GROUND WATER|NWNESW|Sec. 23|Township 10N|Range 05W|WASHINGTON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION WASHINGTON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
10N	05W	23		NESW	2									

Total Acres: 2

Dates:
Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

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 67-11000
Date Received: 10/19/1989
Receipt No: W006432
Received By:

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

1. Name of Claimant(s)

BRIAN RATCLIFF Phone: (208) 549-2350

1629 CRYSTAL LN
WEISER ID USA 83672

DEBRA RATCLIFF Phone: (208) 549-2350

1629 CRYSTAL LN
WEISER ID USA 83672

2. Date of Priority: 06/15/1960

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	23	NW NE SW	WASHINGTON	

5. Description of diverting works:

WELL W/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31		3

7. Total Quantity Appropriated is:
3 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
10N	05W	23	NE	SW	IRRIGATION	2
					Section Acres	2
					Total Acres	2

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

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: **A67-11000**
Date Received: 10/19/1989
Receipt No: W006432
Received By: _____

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

1. Name: BRIAN RATCLIFF 208-549-1834
Address: 1629 CRYSTAL LANE
WEISER ID 83672

AND/OR

Name: DEBRA RATCLIFF 208-549-1834
Address: 1629 CRYSTAL LANE
WEISER ID 83672

2. Date of Priority: JUN 15, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	23	NW	NE	SW		WASHINGTON

5. Description of diverting works:
WELL W/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31			3.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 3.00 A.F.A.

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	05W	23	NE	SW		IRR	2.0

10. Place of Use: Continued

Section Acres 2.0

Total Acres 2.0

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:
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 _____

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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

A67-11000

Date Received

10-19-89

Receipt Number

W000432

RECEIVED

OCT 19 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) Brian and/or Debra Ratcliff Phone (208) 549-1834Mailing Address 1629 Crystal Lane Weiser Idaho Zip 836722. Date of Priority (Only one (1) per claim) 6-15-603. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 10N Range 5W Section 23,
NW 1/4 of NE 1/4 of SW 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.

Well w/ Pump

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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 10-31 amount _____ or 3.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 3.0 (acre feet)

8. Total consumptive use claimed is 6. 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	
<u>10N</u>	<u>5W</u>	<u>23</u>									<u>2</u>								<u>2</u>

Total number of acres irrigated 2

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:

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AUG 19 1984

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

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AUG 19 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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 _____

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

Signature of Claimant (s) Brian Ratcliff Date 10-17-89

Debra Ratcliff Date 10-17-89

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 1)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 17 day of October 19 89

SEAL

Notary Public Glenn M. L.

Residing at Frontland

My Commission Expires 12-16-93

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 _____

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Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Ratcliff, Brian & Debra CLAIM IDENT. NO. AL67-11000DATE RECEIVED 10-19-89 RECEIPT # 400642 FEE PAID \$ 52.00 FEE REQ'D \$ 52.00

	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>	<u> </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) N/A <u>X</u>	<u> </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?	<u>X</u>	<u> </u>	*
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?	<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? N/A <u>X</u>	<u>X</u>	<u> </u>	
Is the consumptive use correct? N/A <u>X</u>	<u> </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> </u>	<u>X</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.) N/A <u>X</u>	<u> </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? N/A <u>X</u>	<u> </u>	<u> </u>	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
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? N/A <u> </u>	<u> </u>	<u>X</u>	
(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 <u>X</u>	<u> </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?	<u>X</u>	<u> </u>	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	<u> </u>	<u> </u>	*
22. Is the fee enclosed correct? Exempt <u> </u>	<u>X</u>	<u> </u>	*

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23. Is this claim being rejected and returned to claimant?
24. Can this claim be data entered?
25. Was claim modified?

YES	NO
☒	☒
☒	☒
☒	☒

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: AD Date 1-10-94

Claim data entered by: AD Date 2-1-94

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: _____

RECEIVED
JAN 11 1994