

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 67-11063
Date Received: 10/20/1989
Receipt No: W006483
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHRIS WILLET Phone: (208) 549-0557
357 RIVERDOCK RD
WEISER ID USA 83672

LESLI WILLET Phone: (208) 549-0557
357 RIVERDOCK RD
WEISER ID USA 83672

2. Date of Priority: 08/13/1946

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	17	NE	SE	NE	WASHINGTON	

5. Description of diverting works:

WELL AND 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	17	SE	NE	IRRIGATION	9
					Section Acres	9
					Total Acres	9

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
11063	67	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Marvin & Nancy Williams

4. New Owner/Claimant(s)

Chris & Leslie Willet

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

357 River dock Rd,

City, State and ZIP Code

Weiser, Id. 83672

New Telephone Number

(208) 549-0557

5. Date you acquired the property

7-18-2001

SCANNED SCANNED
AUG 23 2006 **DEC 09 2006**

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by 204 AJ Date 12-14-06 WR _____ Date _____

SCANNED
AUG 23 2006

SCANNED
DEC 9 2006

100-06-8083

WARRANTY DEED

183276

For Value Received

MARVIN E. WILLIAMS AND NANCY J. WILLIAMS, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

CHRIS R. WILLET AND LESLI G. WILLET, husband and wife

whose current address is 357 RIVERDOCK ROAD
WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

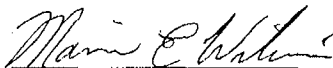
Lots 3 and 26 of SUNNYSIDE ORCHARD TRACT as the same is shown on the official plat thereof now on file in the office of the County Recorder of Washington County, Idaho, being situate in Section 17, Township 10 North of Range 5 West of the Boise Meridian.

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, their heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: JULY 18, 2001


MARVIN E. WILLIAMS


NANCY J. WILLIAMS

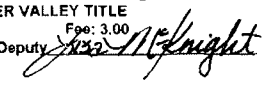
Instrument # 183276

WEISER, WASHINGTON, IDAHO

2001-07-19 03:51:00 No. of Pages: 1

Recorded for: WEISER VALLEY TITLE

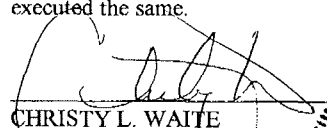
SHARON WIDNER Fee: 3.00

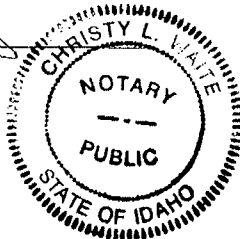
Ex-Officio Recorder Deputy 

Index to: DEED

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 18 day of JULY, 2001, before me, a notary public in and for the said State, personally appeared MARVIN E. WILLIAMS AND NANCY J. WILLIAMS known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


CHRISTY L. WAITE
Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/2003



SCANNED

DEC 9 2006

1st CA 2115 6-6-05 left message.

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: **A67-11063**

Date Received: 10/20/1989

Receipt No: W006483

Received By: _____

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

Chris Wilcox

549-0557
~~208-549-3099~~

1. Name: MARVIN E WILLIAMS
Address: 357 RIVERDOCK RD
WEISER ID

83672

2. Date of Priority: AUG 13, 1946

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	17	NE	SE	NE		WASHINGTON

5. Description of diverting works:
WELL AND 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 27.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	17	SE	NE		IRR	9.0

Section Acres 9.0

Total Acres 9.0

MICROFILMED
AUG 19 1994

SCANNED
APR 09 2004

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 _____

MICROFILMED
AUG 19 1994

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:

Ident. Number

Date Received

Receipt Number

39576

A67-11063

10-20-89

W006483

RECEIVED

OCT 20 1989

P/M 10-19-89

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) Marvin E. Williams Phone (208) 549-3099Mailing Address 357 River dock Rd. Weiser, Ida Zip 836722. Date of Priority (Only one (1) per claim) 8-13-463. Source of water supply (a) GROUNDWATER (well)
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 10 N Range 5 W Section 17,
NW 1/4 of SE 1/4 of NE 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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AUG 19 1994

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) 3 (cfs) and/or (b) 3.0 (acre feet)

8. Total consumptive use claimed is 27.0 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>17</u>				<u>9</u>													<u>9</u>

Total number of acres irrigated 9

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 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

8

9

17

16

POOR ORIGINAL

NWSENE
X

X
SESENE

MICROFILMED
AUG 19 1994

T 10 N
R 5 W

17

16

20

21

Scale: 2 inches equals 1 mile

[illegible]

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) Marion E. Wilkin Date 10-17-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/WA)
County of Washington) SS.

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

SEAL

Notary Public Luith Alagon

Residing at Wenatchee, Idaho

My Commission Expires 8-6-89

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 _____ Ident. Number _____

MICROFILMED
AUG 19 1994

Copies White-State, Yellow-Claimant

M.E. Williams
357 Riverdock
Weiser Ida.
83672

POOR ORIGINAL



Idaho Dept. of Water
2735 Airport Way
Boise, Idaho 83705

MICROFILMED
AUG 19 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME William J. Marvin, E.IM IDENT. NO. AL67-11063DATE RECEIVED 10-20-89 RECEIPT # 4000483 FEE PAID \$ 59.00 FEE REQ'D \$ 59.00

	YES	NO	Require Info?
1. Is the name and address complete with zip code?	<u>X</u>	___	*
2. Is a priority date entered?	<u>X</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>	___	*
(b) Is a tributary to entered? (if required) N/A <u>X</u>	___	___	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	___	*
5. Is there a description of the diverting works?	<u>X</u>	___	
6. Are the water uses appropriate for the form?	<u>X</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>	___	
Is a quantity claimed for each use?	<u>X</u>	___	*
7. Is a total quantity claimed entered?	<u>X</u>	___	
8. If required is a consumptive use entered? N/A ___	<u>X</u>	___	
Is the consumptive use correct? N/A ___	___	___	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	___	___	*
If multiple domestic, is single ownership indicated?	___	___	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	___	*
11. Is (are) the county(ies) entered?	<u>X</u>	___	
12. Is the ownership of p.u. checked?	<u>X</u>	___	
13. Are other water rights listed or "none" indicated?	<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>	___	___	
15. Is the basis of the claim indicated?	<u>X</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>	___	___	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	___	___	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A ___	___	<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>	___	___	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	___	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	___	*
21. Was this claim filed on time?	<u>X</u>	___	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	___	___	*
22. Is the fee enclosed correct? Exempt ___	<u>X</u>	___	*

MICROFILMED

AUG 19 1994

- | | YES | NO |
|---|----------------|----------------|
| 23. Is this claim being rejected and returned to claimant? | _____ | <u>X</u> _____ |
| 24. Can this claim be data entered? | <u>X</u> _____ | _____ |
| 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: Zed Date 1-21-94

Claim data entered by: Zed Date 1-24-94

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: _____

ADMINISTRATIVE
NOTES

12/14/2006

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

RIGHT NUMBER: 67-11063

NAME AND ADDRESS: CHRIS WILLET
357 RIVERDOCK RD
WEISER ID 83672

LESLI WILLET
357 RIVERDOCK RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.170 CFS
37.400 AFY

PRIORITY DATE: 03/24/1963

POINT OF DIVERSION:

T10N R05W S17 SWSENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/01	0.170 CFS 37.40 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S17 SENE 8.30

8.3 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 24, 2006

CHRIS AND LESLI WILLET
357 RIVERDOCK RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership
Notice of Claim to a Water Right #67-11063

Dear Claimants:

I am returning the Notice of Change in Water Right Ownership you filed. Before we can process the ownership change, we need your signatures at Item #7. After you have signed the form, please return it to me as soon as possible.

Call me at 800/451-4129 if you have questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Incomplete Notice of Change in Water Right Ownership

SCANNED

AUG 24 2006

08/23/2006

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

RIGHT NUMBER: 67-11063

NAME AND ADDRESS: MARVIN E WILLIAMS
357 RIVERDOCK RD
WEISER ID 83672

CHRIS WILLET
357 RIVERDOCK RD
WEISER ID 83672

LESLI WILLET
357 RIVERDOCK RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.170 CFS
37.400 AFY

PRIORITY DATE: 03/24/1963

POINT OF DIVERSION:

T10N R05W S17 SWSENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/01	0.170 CFS 37.40 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S17 SENE 8.30

8.3 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

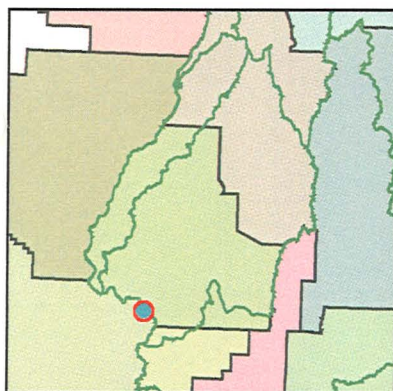
SRBA Recommendation:

67-11063

(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 C. Saxton
On Wednesday, August 23, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11063 V1

WATER RIGHT NUMBER: 67-11063 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARVIN E WILLIAMS 357 RIVERDOCK RD WEISER, ID 83672 (208)549-3099
Present Owner	CHRIS WILLET 357 RIVERDOCK RD WEISER, ID 83672 (208) 549-0557
Present Owner	LESLI WILLET 357 RIVERDOCK RD WEISER, ID 83672 (208) 549-0557

Priority Date: 03/24/1963

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 11/01	0.170 CFS	37.40 AF
	<u>Total Diversion:</u>	0.170 CFS	37.40 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NE1/4	Sec. 17, 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	17				8.3													8.3

Total Acres: 8.3

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 67-11063 V1

Comments:

1. csaxton 8/23/2006 Priority

Comment: Evidence of priority speaks of changing from surface water irrigation to well water irrigation in 1963. It does not give an exact date. Giving the benefit of the doubt, recommend priority one day prior to the mandatory permit statute for groundwater.

2. csaxton 8/23/2006 Ownership

Comment: Ownership according to tax lot is Willet. Willet sent in c/o but did not sign it. I sent it back to them for signature, but added them as present owners.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	8/23/2006 3:55:20 PM	csaxton			Active
Priority Date	8/23/2006 3:56:15 PM	csaxton			Active
POD	8/23/2006 3:56:37 PM	csaxton			Active
Source	8/23/2006 4:01:24 PM	csaxton			Active
POU	8/23/2006 4:01:43 PM	csaxton			Active
Use	8/23/2006 4:02:31 PM	csaxton			Active
Season	8/23/2006 4:02:44 PM	csaxton			Active
Quantity	8/23/2006 4:05:41 PM	csaxton			Active
Summary			08/23/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	8/23/2006 3:59:27 PM	csaxton	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

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Source	8/23/2006 4:01:41 PM	csaxton	(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 by Roger Meyer on 11-1-05.
POU	8/23/2006 4:02:00 PM	csaxton	(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 by Roger Meyer on 11-1-05.
Use	8/23/2006 4:02:48 PM	csaxton	(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 by Roger Meyer on 11-1-05.
Season	8/23/2006 4:03:02 PM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

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Quantity	8/23/2006 4:05:59 PM	csaxton	(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? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - GW claims for 0.20 cfs or less do not require measurement. Description for Question 10 - IDWR standard of 4.5 acre feet per acre.
Summary	8/23/2006 4:07:49 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?
POU	8/23/2006 4:02:23 PM	csaxton	Updated shape for Active POU
Contacts	8/23/2006 3:55:36 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Roger Meyer on 11-1-05.
POD	8/23/2006 3:56:53 PM	csaxton	(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?
POU	8/23/2006 4:02:32 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11063 V1

General	8/23/2006 3:56:31 PM	csaxton	(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? Description for Question 12/13 - Evidence of priority speaks of changing from surface water irrigation to well water irrigation in 1963. It does not give an exact date. Giving the benefit of the doubt, recommend priority one day prior to the mandatory permit statute for groundwater.
POD	8/23/2006 3:57:26 PM	csaxton	Updated PLS

Water Supply Bank:

67-11063 Chris with et

1800 11-05

1-208-549-0557

POD

Depth of wells 30

Pump lift 28

Pump HP. 5 HP.

#102 = 2263780

1449051

#A0016797

POW

See PWP.

~~Sprinklers as Flood~~

5/32 Sprinkle.

I think they are
Bigger.

PR/Date. 1946.

Stock.

rec. diversion rate according to acreage
rec. volume as standard.

MVB 1-18-06

1-31-06
- mailed claimant
affidavit for EOP
- claimant will send
in c/o w/ deed
* plat

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	MARVIN E WILLIAMS	357 RIVERDOCK RD	WEISER	ID	83672	(208)549-3099

Date of Field Exam: 11-1-05 Time: 1745Accompanied By: Chris Willmet Phone Number: 1-208-549-0557Relationship to Claimant: Owner

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

Change of ownership Requested
with Paperwork.Reviewer: Date: 11-1-05

Claim Number 67-11063

Claimed Basis: Beneficial Use

Water Right Basis:

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

REF, Duit Requested

Reviewer:

Date: 11-1-05

67-11063

RECEIVED

AUG 03 2006

DEPARTMENT OF
WATER RESOURCES

August 2, 2006

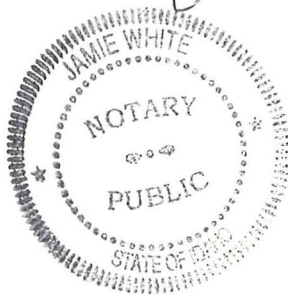
To Whom It May Concern,

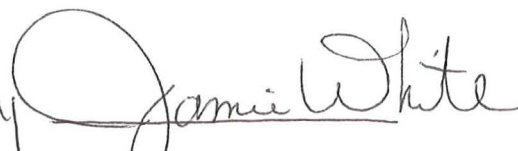
I am writing in regards to the to the water usage of lots 3 and 26 of the Sunnyside Orchard Tract. I was born in 1947 and our farm is next to the said lots presently owned by Chris and Lesli Willet. I am very familiar with the land and have rented it myself in the 70's and again in the 80's. Prior to the mid 1960's lots 3 and 26 where irrigated from the main pipe line of the Sunnyside Orchard Tract. Who's water rights go back to around 1915. So for 50 years lots 3 & 26 where irrigated from the Snake River. Around 1963 a neighbor, Luther Roberts, bought thirteen lots or 65 acres of the Sunnyside Orchard Tract. A couple of years later, he wanted to level that land but the old pipeline was in the way. So he offered to dig and pay for a well, if the then owner of lots 3 & 26 (Ted Blessinger) would relinquish his rights to the pipeline, which he did. Since that time the land has been watered by the well. However the water rights should go back to the water rights of 1915, because the land has always been irrigated since that time. Only the points of diversion changed and that was in the mid 1960's.



David Hansen
338 Riverdock Road
Weiser, Idaho 83672
208-549-2556

State of Idaho
Count of Payette



Notary 

my commission expires: May 3, 2012

SCANNED

AUG 23 2006

Point of Diversion and Source Data Entry Form

Claim Number 67-11063

Claimed Point of Diversion and Source

T10N R05W S17 NESENE 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

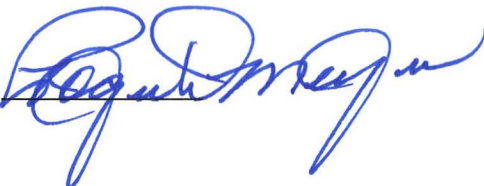
Tributary To

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
#102	W	1	#A	0016797	WASHINGTON	2263780
Depth	30'			LIFT 28'	1-Picture	1449051
Pump	HP 5H					
SPRINKLER SYSTEM.						

Other rights from this POD? NO

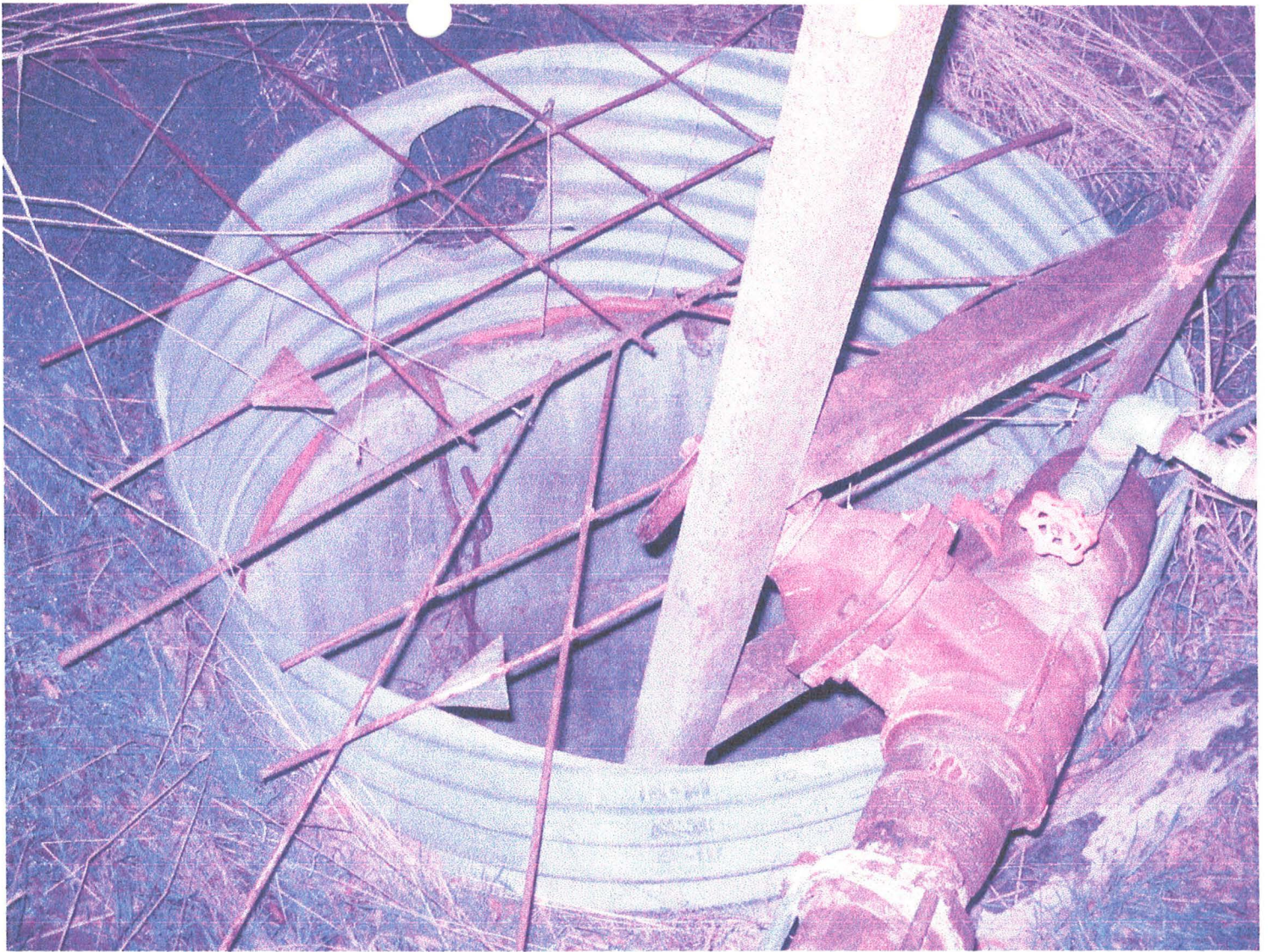
Document how the POD and Source were verified:

Reviewer:



Date:

11-1-05



#A0016797, C Willet Well.JPG

Place Of Use Data Entry Form

Claim Number 67-11063

Claimed Place Of Use

T10N R05W S17 SENE 9.0

Total Acres 9

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

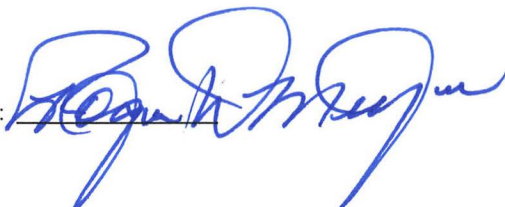
☐ See corrections to claimed POU above

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

Total Acres 9

Document how the POU was verified:

Reviewer:



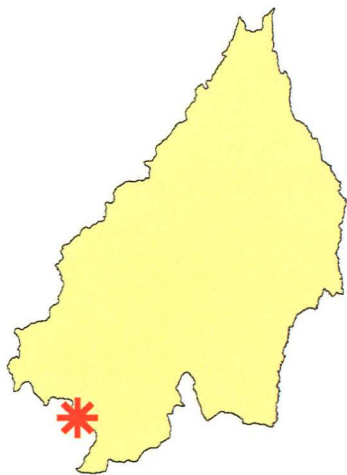
Date:

2/1-1-05

Idaho Department of Water Resources

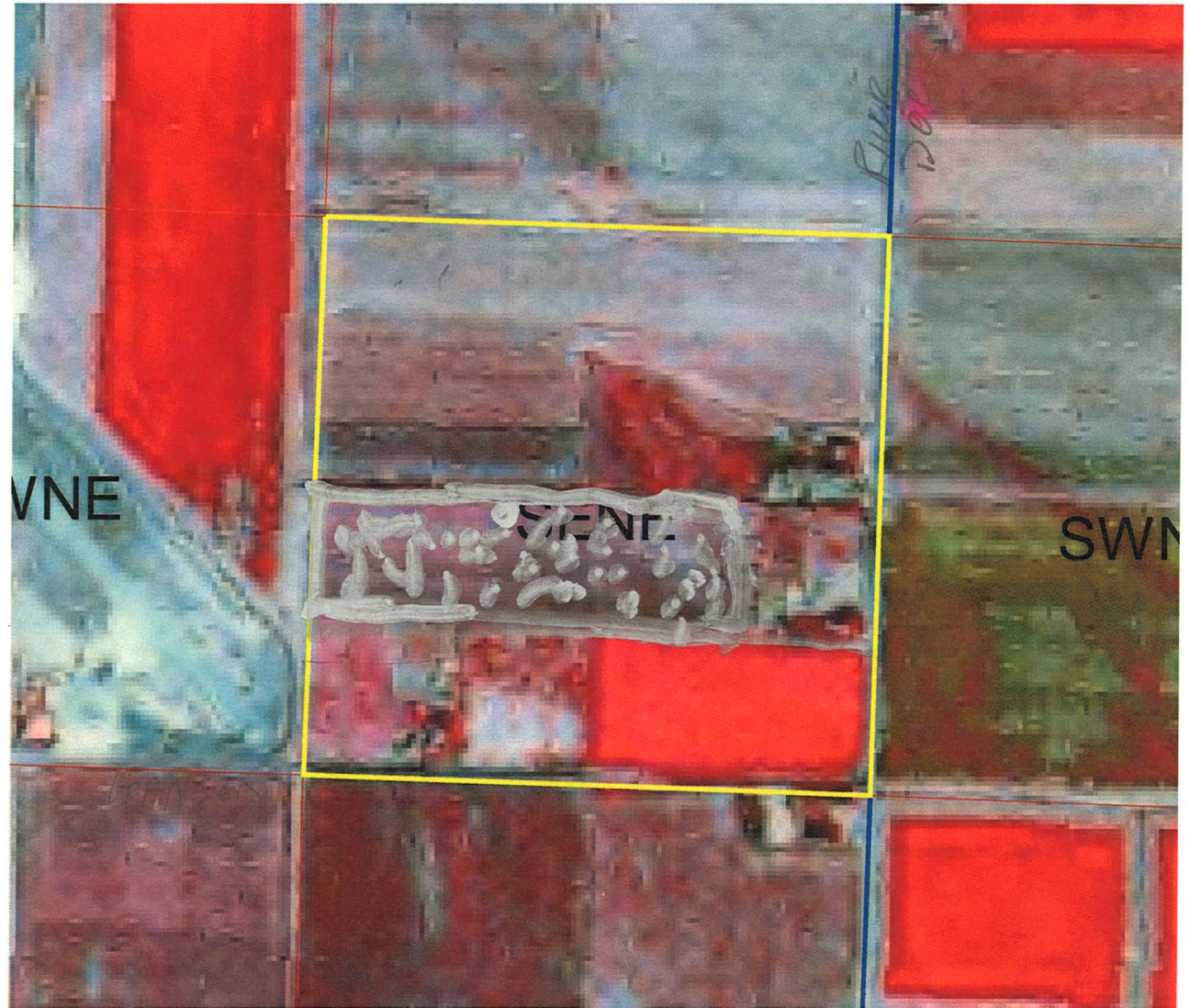
Water Right Claim No:

67-11063



Legend

- Place of Use
- Section Lines
- Quarter Quarters
- Section Lines



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

0 0.1 0.2 0.3 0.4 0.5 Miles

Purpose of Use Data Entry Form

Claim Number 67-11063

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

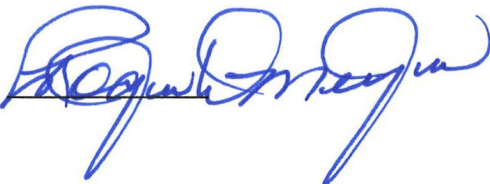
Water Use	Number of Homes	Number of Stock	Acre Limit
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Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
IER.	0	4 HORSES SUMMER.		
		10 HORSES WINTER.		
Horse water comes from Domestic Well				

Document how the Purpose of Use was verified:

Reviewer:



Date: 11-1-05

Period of Use and Quantity Data Entry Form

Claim Number 67-11063

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
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Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume	
ICR	3/15	11/15	6" @ 5/8"		Per Acre
			9" @ 1"		Per Acre

Overall Diversion Rate _____ Overall Diversion Volume _____

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

Reviewer: _____

Date: _____

11-1-05