

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: A36-07129
Date Received: 7/29/1988
Receipt No: S001180
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE E. BOYER 208-837-4588
Address: P.O. BOX 232
HAGERMAN, ID 83332

AND/OR

Name: ELAINE BOYER 208-837-4588
Address: P.O. BOX 232
HAGERMAN, ID 83332

2. Date of Priority: MAY 22, 1970

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	11	SE	NW			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	11.570		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH/3 PONDS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	13E	11	NE SW		FISH	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

TRANS. 2232.

USE OF WATER UNDER THIS TRANSFER IS SUBJECT TO THE CONTROL BY
THE WATERMASTER OF STATE WATER DIST. NO. 36-A, BILLINGSLEY CK.

15. Basis of Claim: LICENSE

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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):

Dale P Boyer

Date:

7-29-88

Date: _____

State of Idaho

County of

T.F

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 29th day

of

July

19

88

Lori White
Notary Public

Seal

Residing at

T.F

My Commission Expires

5/95

R PROOF



CVR



MAPS



PHOTOS



MISC



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VERIFIED BY HAT

Water Right Number - R36-07129

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BOYER

DALE E

1 - PO BOX 232

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-4588

BOYER

ELAINE

1 - PO BOX 232

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-4588

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/22/1970 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 13E 11 SE SE NW (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 11.570+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
11.570 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 11 NE SW 19 FISH PROPAGATION (47) GOODING

Total Acres:

+ - - Diversion Means - HEADGATE & PIPELINE TO EARTH PONDS

+ - - Non-Irrigation Use - FISH PROPAGATION, 3 PONDS

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
FACILITY VOLUME 89,400 CU. FT.

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Water right number - R36-07129

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 08/04/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
TRANS. 2232. USE OF WATER UNDER THIS TRANSFER IS SUBJECT TO THE CONTROL BY
THE WATERMASTER OF STATE WATER DIST. NO. 36-A, BILLINGSLEY CK.

+ - - Audit Fields - - +
08/11/92 THORNTON

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/11/1992	Old Judicial District	-
Claim Received Date	- 07/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001180	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:19
07/03/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07129

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N		8-15-90 HHT		
POINT OF DIV	Y			(Y)	1, 5	9-28-90		
SOURCE				N				
PLACE OF USE	Y		7-24-90 SCL/HHT	N	1, 4, 5			
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE	-			N				
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:19
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07129

LAST: BOYER
ADDRESS: P.O. BOX 232
CITY: HAGERMAN
PHONE NUMBER: 208-837-4588

FIRST: DALE E.

STATE: ID ZIP: 83332

OWNER CODE: C

LAST: BOYER
ADDRESS: P.O. BOX 232
CITY: HAGERMAN
PHONE NUMBER: 208-837-4588

FIRST: ELAINE

STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: TRANS. 2232.
USE OF WATER UNDER THIS TRANSFER IS SUBJECT TO THE CONTROL BY
THE WATERMASTER OF STATE WATER DIST. NO. 36-A, BILLINGSLEY CK.

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CONTACT PERSON: Harvey

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/24/90

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: lines on property & does irrigating on Boyer lands.

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-07129 PRIORITY DATE: 05-22-1970 STAGE: L
B. WR RECORD: # 36-07129 PRIORITY DATE: 05-22-1970 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
5

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
05-22-1970

REVIEWED BY Lat

DATE

8-15-90

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07129	07S	13E	11	SE	SE	NW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-08099 NONE
A36-07314B

WR RECORDS IN SAME 40 ACRE TRACT

36-00008
36-00106
36-00107
36-04022
36-07282
36-07314
36-07750A
36-07750B
36-08099

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07129	07S	13E	11		SE	NW		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-00008
36-00106
36-00107
36-04022
36-07282
36-07314
36-07750A
36-07750B
36-08099

A36-08099 NONE
A36-07314B
A36-07314C
A36-00106
A36-07314A
A36-07282
A36-00037B
A36-00008

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>Y</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	N	<u>N</u>

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REMARKS:

Headgate & pipeline to earthen ponds

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>7S</u>	<u>13E</u>	<u>11</u>	<u>SE</u>	<u>SE</u>	<u>NW</u>	<u>---</u>	<u>Gooding</u>

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

REVIEWED BY:

CRS

DATE:

8-15-90

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A. ROOT WATER RIGHT NUMBERS: A36-07129

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	11	NE	SW		BOYER, DALE E.	A36-07129 /	36-07129 /			
						FLINT, WILLIAM E.	A36-10168 /	- /			40.0
						BOYER, DALE E.	A36-10289 /	- /			
						FLINT, WILLIAM E.	A36-00110A /17.0	- /			
						BOYER, DALE E.	A36-00079 /20.0	36-00079 /			
						FLINT, WILLIAM E.	A36-00111A /17.0	- /			
						TROVILLO, D. C.		36-00110 /			
						TROVILLO, D. C.		36-00111 /			
						PRINCE, CLEAMANT		36-00112A /21.0			
						DILATUSH, CHARLES N.		36-00143 /			
TOTAL ACRES							A36-07129				40.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Found three ponds

RECOMMENDATIONS:

TOTAL ACRES: N/A

REVIEWED BY: rat

DATE: 8-15-90

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07129 FISH PROPAGATION	FROM 01-01 TO 12-31	11.570 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		11.570 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07129 FISH PROPAGATION	FROM 01-01 TO 12-31	11.570 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		11.570 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 11.570 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 11.570 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00110A	BILLINGSLEY CREEK	FLINT , WILLIAM E.	1.160	0.061	76.00	4.00
A36-00111A	BILLINGSLEY CREEK	FLINT , WILLIAM E.	0.380	0.020	76.00	4.00

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-07129	FISH PROPAGATION	BOYER , DALE E.	FROM 01-01 TO 12-31	11.570 CFS	
A36-10168	DOMESTIC	FLINT , WILLIAM E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10289	DOMESTIC	BOYER , DALE E.	FROM 01-01 TO 12-31	.040 CFS	

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- D. RATE/VOLUME CALCULATIONS: (IRRIGATION)
- 1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)
- DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()
- *** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***
- 1b. CALCULATIONS
2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = _____ AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A
3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A
4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
SEE ATTACHED SHEET? Y() N()
- N/A*
- claimed as licensed.*

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
FISH PROPAGATION	01-01 12-31	11.570 <u>11.570</u>	<u>0</u>	0.0 <u>0</u>
TOTAL FOR THIS RIGHT		11.570		0.0

REVIEWED BY: RLT

DATE: 8-15-10

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	()
ADDITIONAL DIV. AMOUNT _____	(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07129

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 11.570	EXAMINER _____	CFS
-----------------------------------	--------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-07129	11.570	-		36-07129	11.570
TOTAL CFS		11.570				11.570

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

Walter Harrington-Thornton

DATE:

8-15-90

NAME OF FIELD EXAMINER:

Walter Harrington-Thornton

TITLE:

Senior Water Resource Agent

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CONVERSATION MEMORANDUM

A36-07129

EMPLOYEE: Helen Harrington-Thorn

FILE A36-00079

RE: irrigation methods

DATE

NAME OF PARTY

Elaine

DATE BOYER

837-4588

Type of crops? Pasture

Rotation, set time? 7 days, 24 hr. set

furrow spacing? 30"

7-27-92 4:30 pm No Answer - sc

7-27-92 6:15 pm - Spoke w/ Elaine Boyer

A36-07129

Barlogi ** NEED FACILITY VOLUME ON FISH POND:

(GET DIMENSIONS)

estimates

1) 290 x 70 x 3'

= 60900

2) 190 x 50 x 3'

28500

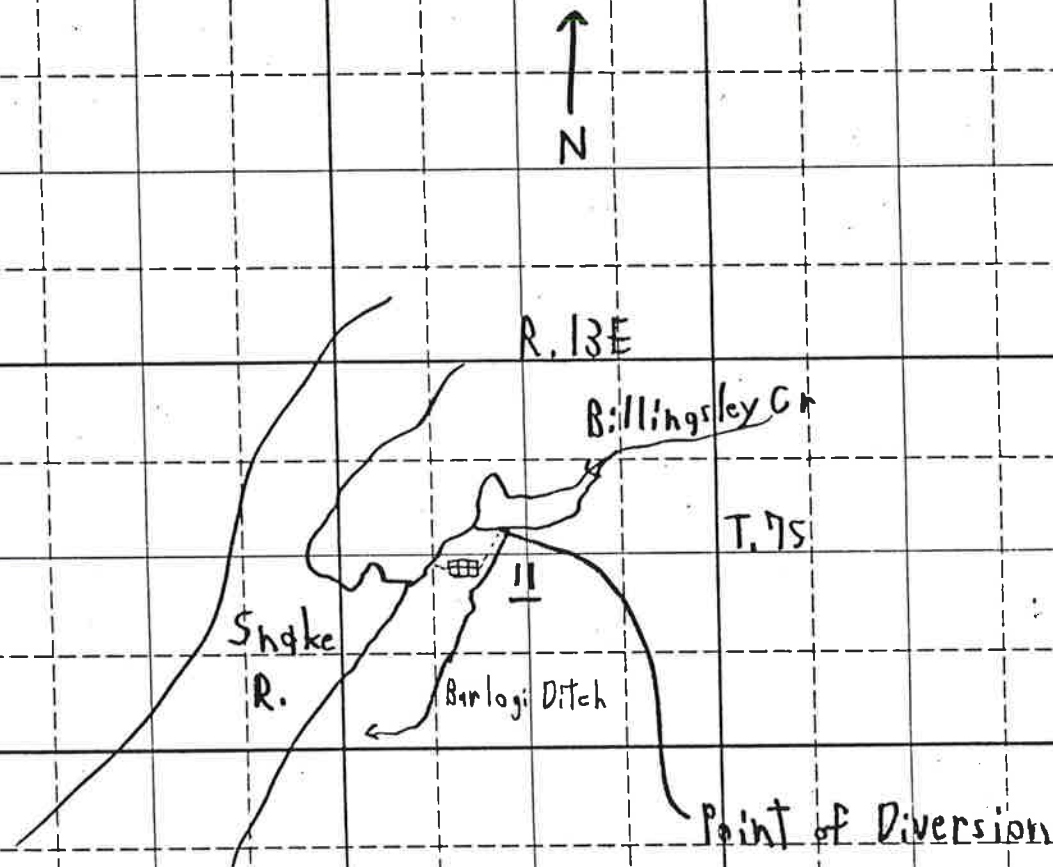
89400 cu ft

~~3) 160 x 40 x 3~~

settling pond (no fish)

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SCALE: 2 inches equal 1 mile. Draw plan in ink.

copy of map from transfer *less*

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