

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: A36-10293
Date Received: 7/29/1988
Receipt No: 500/301
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. ALVIN MUSSER 714-982-2630
Address: 1747 WILSON AVE.
UPLAND, CA 91764

AND/OR
Name: TIM MUSSER 208-837-4425
Address: RT. 1 BOX 260
HAGERMAN, ID 83332

2. Date of Priority: APR 01, 1886

3. Source: SPRING Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	31	NE	NE	NW		GOODING

5. Description of diverting works:
HEADBOX & PIPELINE TO PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.100		

7. Total Quantity Appropriated is:
1.100 C.F.S. (and/or) 196.00 A.F.A.

8. Total consumptive use is 147.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	31	NW	NE		IRR	18.0
			SW	NE		IRR	3.0
			NE	NW		IRR	28.0
						Section Acres	49.0
						Total Acres	49.0

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:

CLAIM IS FOR LAND COVERED BY 36-0117 & 0122. WE ARE CLAIMING A PART OF BOTH RIGHTS. WE TECHNICALLY OWN ALL OF BOTH RIGHTS, BUT DO NOT NEED ALL OF THE WATER IN OUR SPRINKLER SYSTEM. WE ALSO OWN 36-0118. THIS RIGHT WAS USED ON 5 ACRES IN THE NWNE SEC. 31 FROM THE HOAGLAND TUNNEL, BUT HAS NOT BEEN USED SINCE SPRINKLERS WERE INSTALLED IN THE 1950'S. SO 36-0118 IS NOT BEING CLAIMED; THE 5 ACRES IS CLAIMED FOR THE OTHER RIGHTS UNDER SEC. 42-1416 OF THE IDAHO CODE. THE PIPELINE FROM THE SPRING WAS INSTALLED THIS YEAR, REPLACING THE ORIGINAL DITCH. THE SAME PUMP IS STILL USED, HOWEVER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs

IDAHO POWER COMPANY, ET. AL.
Decree 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 X do not X 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): Toni Musser Date: 8-5-88

Date: _____

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Butt, Id

My Commission Expires 6-30-94

0
14.9

C 359
(679c)

8
8.6

C 277

C 316
(679c)

W
16.9
HIDS

MICROFILMED
FEB 0 7 1993

30	29
31	32



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

05-Feb-1991 09:13

TIM MUSSER
RT 1 BOX 260
HAGERMAN ID 83332

RE: SRBA Claim A36-00117
A36-00122 number change to A36-10293

Dear Claimants:

In our review of the claims filed in the Snake River Basin Adjudication we have found it necessary to renumber your claim as described above. This action may have been taken as a result of one of the following described situations:

A. We are correcting a duplication of numbers made when the claims were initially taken.

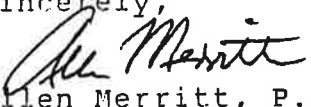
B. We are correcting the number since it was initially assigned in the wrong basin.

C. We have matched an existing water right number with the water use you claimed and for continuity have changed the number to correspond.

D. We have reviewed the water right record corresponding to the your initial claim and have found that the water right record does not exactly correspond so a new number has been assigned.

Please note that the change in the number of your claim does not affect the validity of your claim. Please refer to the new number in all future correspondence. Please find enclosed a copy of the computer record of A36-10293. If you have any questions please feel free to contact our office.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enc:

MICROFILMED
FEB 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

05-Feb-1991 09:13

J ALVIN MUSSER
1747 WILSON AVE
UPLAND CA 91764

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A36-00122 number change to A36-10293

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A. We are correcting a duplication of numbers made when the claims were initially taken.

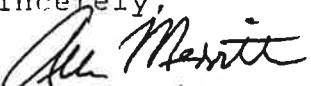
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Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enc:

MICROFILMED
FEB 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MODE SELECT
INPUT

OUTER DIAMETER
10.8858 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.2440 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
8.500 IN U

09-11 15:4000 *R
+620.804E 0GPM

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

09-11 15:4200 *R
+003.00 % AI2

MODE SELECT
T0 CHECK

0390.3 MMSEC
100.45 % T0

09-11 15:4200 *R
+544.194E 0GPM

09-11 15:4400 *R
+539.967E 0GPM

Musser Pipeline from Spring Creek Sec/HHT

MUSSER PIPELINE

@ SPRING CREEK SPRING

$$\bar{X} = 542.1 \text{ GPM}$$

$$= 1.21 \text{ cfs}$$

MICROFILMED
FEB 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

1Re

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 2001

4-5-82 response.
Updated record - Rev./Box
to grid. - so

TIM MUSSER
C/O SALVADOR GARCIA
2969 S 1175 E
HAGERMAN ID 83332

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #36-102, 36-116, 36-10290, 36-10291, 36-10293
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by January 11, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

INSUFFICIENT ADDRESS
NO SUCH NUMBER
UNCLAIMED ☐ REFUSED
ATTEMPTED NOT KNOWN
NO SUCH STREET
VADAM!
NO RECEPTACLE
NOT DELIVERABLE AS
ADDRESSED UNABLE
TO FORWARD
ROUTE NO. _____ DATE _____
CARR/INITIALS _____

36-102A ~~atr~~ ^{rec. dis.}
36-102 rec
~~36-116~~ ✓
36-10293 ✓

36-10290 P.D. '96
36-10291 P.D. '96

29695. 1175 E

E/O
Salvador
Garcia

MUSSER, TIM
RT 1 BOX 260
HAGERMAN ID 83332

in spreadsheet - wrong add.
! C10-209178
Needs atr.

Important Information About Your Water Right

August 27, 2001

RECEIVED

SEP - 7 2001

TIM MUSSER
RT 1 BOX 260
HAGERMAN, ID 83332

Department of Water Resources

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an ***Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc*** (hereinafter "***Order***") for water right number 36-10293. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the ***Order*** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the ***Order***, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This ***Order*** also incorporates into the ***Partial Decree*** an express statement that the ***Partial Decree*** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This ***Order*** in combination with the ***Partial Decree*** that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the ***Partial Decree*** to show evidence of the water right. The original of this ***Order*** and the original of the ***Partial Decree*** for this water right are on file with SRBA Court. If you do not have a copy of the original ***Partial Decree***, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the ***Order*** is entered ***Nunc Pro Tunc***, meaning that the ***Order*** will be treated as if it were issued the same date that the ***Partial Decree*** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

Water Right 36-10293

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 02-15 11-30

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

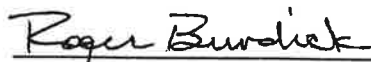
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

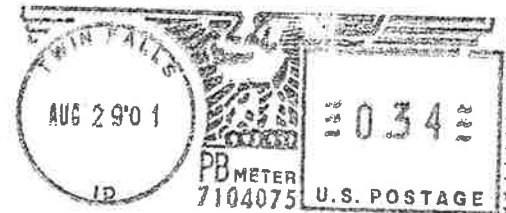


ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

-  RETURNED TO SENDER
- ☐ MOVED, LEFT NO ADDRESS
 - ☐ NOT DELIVERABLE AS ADDRESSED
 - ☐ UNABLE TO FORWARD
 - ☐ ATTEMPTED - NOT KNOWN
 - ☐ UNCLAIMED - NOT KNOWN
 - ☐ NO SUCH STREET - REFUSED
 - ☐ DO NOT REMAIN IN THIS ENVELOPE
 - ☐ INSUFFICIENT ADDRESS
 - ☐ NO MAIL RECEIPTABLE
 - ☐ BOX GLUED TO COVER

TIM MUSSER
RT 1 BOX 260
HAGERMAN, ID 83332



C/O 2969 S. 1175th 36-10293
36-102
36-116



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: A36-10293
Date Received: 7/29/1988
Receipt No: 500/301
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. ALVIN MUSSER 714-982-2630
Address: 1747 WILSON AVE.
UPLAND, CA 91764

AND/OR
Name: TIM MUSSER 208-837-4425
Address: RT. 1 BOX 260
HAGERMAN, ID 83332

2. Date of Priority: APR 01, 1886

3. Source: SPRING Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	31	NE	NE	NW		GOODING

5. Description of diverting works:
HEADBOX & PIPELINE TO PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/15	1.100		

7. Total Quantity Appropriated is:
1.100 C.F.S. (and/or) 196.00 A.F.A.

8. Total consumptive use is 147.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-10293

Page 1

Date: 07/29/88

MICHAEL

FEB 07 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	31	NW	NE		IRR	18.0
			SW	NE		IRR	3.0
			NE	NW		IRR	28.0
Section Acres							49.0
Total Acres							49.0

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:

CLAIM IS FOR LAND COVERED BY 36-0117 & 0122. WE ARE CLAIMING A PART OF BOTH RIGHTS. WE TECHNICALLY OWN ALL OF BOTH RIGHTS, BUT DO NOT NEED ALL OF THE WATER IN OUR SPRINKLER SYSTEM. WE ALSO OWN 36-0118. THIS RIGHT WAS USED ON 5 ACRES IN THE NWNE SEC. 31 FROM THE HOAGLAND TUNNEL, BUT HAS NOT BEEN USED SINCE SPRINKLERS WERE INSTALLED IN THE 1950'S. SO 36-0118 IS NOT BEING CLAIMED; THE 5 ACRES IS CLAIMED FOR THE OTHER RIGHTS UNDER SEC. 42-1416 OF THE IDAHO CODE. THE PIPELINE FROM THE SPRING WAS INSTALLED THIS YEAR, REPLACING THE ORIGINAL DITCH. THE SAME PUMP IS STILL USED, HOWEVER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs

IDAHO POWER COMPANY, ET. AL.
Decree Defendant

WPC 2-1-1988
FEB 07 1993

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 X do not X 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): Toni Musser Date: 8-5-88

Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 5th day

of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

FEB 0 7 1988

Water Right Number - R36-10293 Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***

MUSSER J ALVIN 1 - 1747 WILSON AVE
2 -
3 -
City- UPLAND State- CA Zip- 91764
Phone - 714-982-2630

MUSSER TIM 1 - RT 1 BOX 260
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4425

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

04/01/1886 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +

SPRING BILLINGSLEY CREEK

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
07S	14E	31	NE NE NW		(47)	GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	10/31	0.880	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.880 132.0

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	14E	31	NW NE		18.0	01	IRRIGATION	(47) GOODING
07S	14E	31	SW NE		1.0	01	IRRIGATION	(47) GOODING
07S	14E	31	NE NW		25.0	01	IRRIGATION	(47) GOODING

Total Acres: 44.0

+ - - Diversion Means - HEADBOX & PIPELINE TO PUMP, SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 36-00117 AND 36-00122.

MICROFILMED
FEB 07 1993

Water right number - R36-10293

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +
SOURCE IS ALSO KNOWN AS SPRING CREEK.

+ - - - - - Old Water Right Numbers - - - - - +
3600117
3600122

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK IDAHO POWER COMPANY, ET. AL. 03/22/1932

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

Date: 01/02/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 08/07/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS

CLAIM IS FOR LAND COVERED BY 36-0117 & 0122. WE ARE CLAIMING A
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42-1416 OF THE IDAHO CODE.
THE ORIGINAL DITCH. THE SAME PUMP IS STILL USED, HOWEVER.

+ - - Audit Fields - - +
08/07/92 WORSTELL

+ - - - - - 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	- 08/07/1992	Old Judicial District	-
Claim Received Date	- 08/05/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001301	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
FEB 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:05:29
07/03/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-10293

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	Y		9-11-90 SCC/HHT	N		HHT 8/7/92	DB	
POINT OF DIV	Y			(Y)	1,5		N	
SOURCE	Y			(Y)	1,5			
PLACE OF USE	Y			(Y)	1,2,4,5			
DIV. AMOUNT CFS/VOLUME	Y			(Y)	6. Decrease STDS.			
CONSUMPTIVE USE	-			(Y)				
PURPOSES	Y			N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			(Y)				

"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.

RECEIVED
FEB 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:05:29
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-10293

LAST: MUSSER
ADDRESS: 1747 WILSON AVE.
CITY: UPLAND
PHONE NUMBER: 714-982-2630

FIRST: J. ALVIN
STATE: CA ZIP: 91764

OWNER CODE: C

LAST: MUSSER
ADDRESS: RT. 1 BOX 260
CITY: HAGERMAN
PHONE NUMBER: 208-837-4425

FIRST: TIM
STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: CLAIM IS FOR LAND COVERED BY 36-0117 & 0122. WE ARE CLAIMING A PART OF BOTH RIGHTS. WE TECHNICALLY OWN ALL OF BOTH RIGHTS, BUT DO NOT NEED ALL OF THE WATER IN OUR SPRINKLER SYSTEM. WE ALSO OWN 36-0118. THIS RIGHT WAS USED ON 5 ACRES IN THE NWNE SEC. 31 FROM THE HOAGLAND TUNNEL, BUT HAS NOT BEEN USED SINCE SPRINKLERS WERE INSTALLED IN THE 1950'S. SO 36-0118 IS NOT BEING CLAIMED; THE 5 ACRES IS CLAIMED FOR THE OTHER RIGHTS UNDER SEC. 42-1416 OF THE IDAHO CODE. THE PIPELINE FROM THE SPRING WAS INSTALLED THIS YEAR, REPLACING THE ORIGINAL DITCH. THE SAME PUMP IS STILL USED, HOWEVER.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 9/11/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-10293 PRIORITY DATE: 04-01-1886 STAGE: D

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

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

REMARKS: Both WR -117, -122 list the same Date 4-1-1886

=====

RECOMMENDED PRIORITY DATE:

4-1-1886

REVIEWED BY

SCC

DATE

10-11-90

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-10293	07S	14E	31	NE	NE	NW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-00121 NONE
A36-00123A
A36-00123B
A36-00123C
A36-00123D
A36-00123E
A36-00123F

WR RECORDS IN SAME 40 ACRE TRACT

36-00117
36-00121
36-00122
36-00123
36-00124
36-07315
36-08392

SOURCE: SPRING

TRIB: SPRING CREEK

B. WR POINT OF DIVERSION AND SOURCE:

36-117 36-122
THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

7S. 14E. S. 31 NENW

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER
N
N

REMARKS:

also by field exam.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

7S.	14E	31	NE	NE	NW		47
-----	-----	----	----	----	----	--	----

SOURCE: ~~SPRING CREEK TUNNEL~~

TRIB: ~~SPRING CREEK~~ Billingsley Creek

REVIEWED BY: SCC

DATE: 10-11-90

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A. ROOT WATER RIGHT NUMBERS: A36-10293

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	14E	31	NW	NE		MUSSER , J. ALVIN	A36-10293 /18.0	- /	37.0	18	18.0
						WISE , SHELBY	A36-10055 /	- /			
						SCHRANK , DOUGLAS	A36-00122A /	- /			
						WISE , SHELBY	A36-00119 /11.0	36-00119 /			
						WISE , SHELBY	A36-00120 /11.0	36-00120 /			
						WISE , SHELBY	A36-00121 /11.0	36-00121 /			
						VADER , EARL		36-00117 /			
						VADER , EARL		36-00118 /			
						GROVER , GEORGE H.		36-00182 /			
						GROVER , GEORGE H.		36-00197 /			
07S	14E	31	NE	NW		MUSSER , J. ALVIN	A36-10293 /28.0	- /	34.0	25	25.0
						SCHRANK , DOUGLAS	A36-07315 /	36-07315 /			
						SHRANK , DOUGLAS A.	A36-00124A /	- /			
						VADER , EARL		36-00117 /			
						VADER , EARL		36-00118 /			
						VADER , FRED		36-00122 /			
						VADER , VERNON		36-00124 /			
						GROVER , GEORGE H.		36-00182 /			
						GROVER , GEORGE H.		36-00197 /			
07S	14E	31	SW	NE		MUSSER , J. ALVIN	A36-10293 / 3.0	- /	38.0	1.0	1.0
						MUSSER , J. ALVIN	A36-00102A /	- /			
						MUSSER , J. ALVIN	A36-00102 /26.0	36-00102 /			
TOTAL ACRES							A36-10293	49.00	109.00		44.0

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
X

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PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 44.0

REVIEWED BY: SCC

DATE: 10-11-90

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-10293 IRRIGATION	FROM 04-01 TO 11-15	1.100 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.100 CFS 196.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
TOTAL DIVERSION RATE/VOLUME CLAIMED		

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)

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: 1.100 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

$0.9 + 0.6 = 1.5$

*** 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?

FIELD

DATABASE EXAMINER

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

Y

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B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

*sonic flow measurement:
1.21 cfs*

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
A36-10293	SPRING	MUSSER, J. ALVIN	1.100	0.022	196.00	4.00
A36-00119	WEATHERBY SPRINGS	WISE, SHELBY	0.200	0.013		
A36-00121	SPRING	WISE, SHELBY	0.100	0.006		
A36-00102	CURRAN TUNNEL	MUSSER, J. ALVIN	4.800	0.023	825.40	4.02

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10055	DOMESTIC	WISE, SHELBY	FROM 01-01 TO 12-31	.020 CFS	
A36-00122A	DOMESTIC	SCHRANK, DOUGLAS	FROM 05-01 TO 11-01	.040 CFS	
A36-07315	FISH PROPAGATION	SCHRANK, DOUGLAS	FROM 01-01 TO 12-31	3.710 CFS	
A36-00124A	DOMESTIC	SHRANK, DOUGLAS A.	FROM 01-01 TO 12-31	.040 CFS	
A36-00102A	STOCKWATER	MUSSER, J. ALVIN	FROM 04-01 TO 11-15	.050 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 44 x 0.02 CFS/ACRE = 0.88 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 147.0 AF/A

ACRES 44 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 132 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 196.00 AF/A

ACRES 44 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 176 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

1b. CALCULATIONS

*No conveyance
Loss
pipeline
diversion*

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10" pipeline diversion added in 1988; prior to this a earth ditch supplied the sump for the pump.

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
IRRIGATION	4-1 11-15		0.88		176		132
TOTAL FOR THIS RIGHT			0.88		176		132
REVIEWED BY: Scc	DATE: 10-11-90						

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WR proportional rates

$$36-00117 \quad \frac{0.6 \text{ cfs}}{80 \text{ Ac.}} = 0.0075 \text{ cfs/Ac.}$$

$$36-00122 \quad \frac{0.9 \text{ cfs}}{40 \text{ Ac.}} = 0.0225 \text{ cfs/Ac.}$$

$$\bar{X} = \frac{0.03}{2} = 0.015 \text{ cfs/Ac.}$$

$$\text{weighted AVERAGE} = 0.0188 \text{ cfs/Ac.}$$

*allow 0.02 cfs/Ac since not all lands are claimed.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
(X)
()
()

NEEDS
REVIEW
()
(X)
()

Legal Review

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-10293

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.600

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-00117	A36-10293	1.100	-		36-00117	0.600
A36-00122	A36-10293	1.100	-		36-00112	
TOTAL CFS		2.200				0.600

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
N

FIELD
EXAMINER
OK

REMARKS:

36-00117 this claim covers 0.60 cfs (full amount)
36-00122 this claim covers 0.28 (Balance unclaimed/abandoned = 0.62 cfs)

AUTHENTICATION:

SIGNATURE: _____

DATE: *10-11-90*

NAME OF FIELD EXAMINER: _____

TITLE: _____

