

Before Split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/20/2016

Water Right 61-10002

Owner Type **Name and Address**
 Current Owner PATRICK W CARVALHO
 1950 W 18TH S #15
 MOUNTAIN HOME, ID 83647
 (208) 587-0849

Current Owner CLAUDIA M CARVALHO
 1950 W 18TH S #15
 MOUNTAIN HOME, ID 83647
 (208) 587-0849

Priority Date: 7/21/1962

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.100 CFS	48.6 AF
STOCKWATER	1/01	12/31	0.020 CFS	0.2 AF
COMMERCIAL	1/01	12/31	0.100 CFS	11.4 AF
<u>Total Diversion</u>			0.100 CFS	60.2 AF

Source and Point(s) of Diversion

GROUND WATER SESESE Sec. 34, Twp 03S, Rge 06E, ELMORE County

Place Of Use

COMMERCIAL within ELMORE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	06E	34																X	

STOCKWATER within ELMORE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	06E	34																X	

IRRIGATION within ELMORE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	06E	34																14.0	14.0

POU Total Acres: 14.0

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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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. TWO POINTS OF DIVERSION LOCATED IN T03S, R06E, S34, SESESE.
4. COMMERCIAL USE IS FOR 19 TRAILER HOMES.
5. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE
THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE
ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
6. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
7. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Combined Use Limits

N/A

SubCase:

N/A

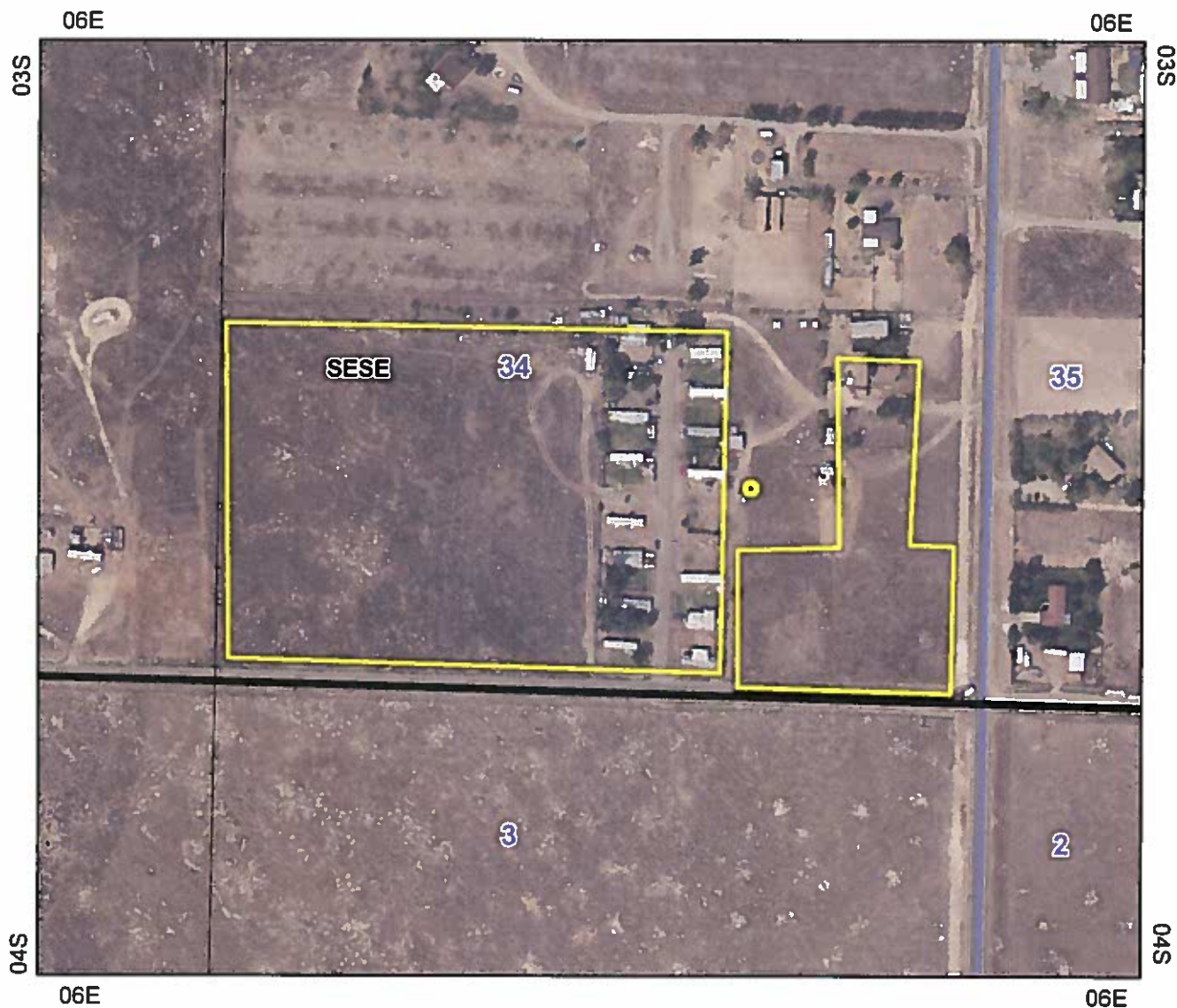
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
61-10002

Before Split

Irrigation



0 0.035 0.07 0.14 Miles

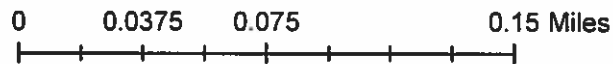
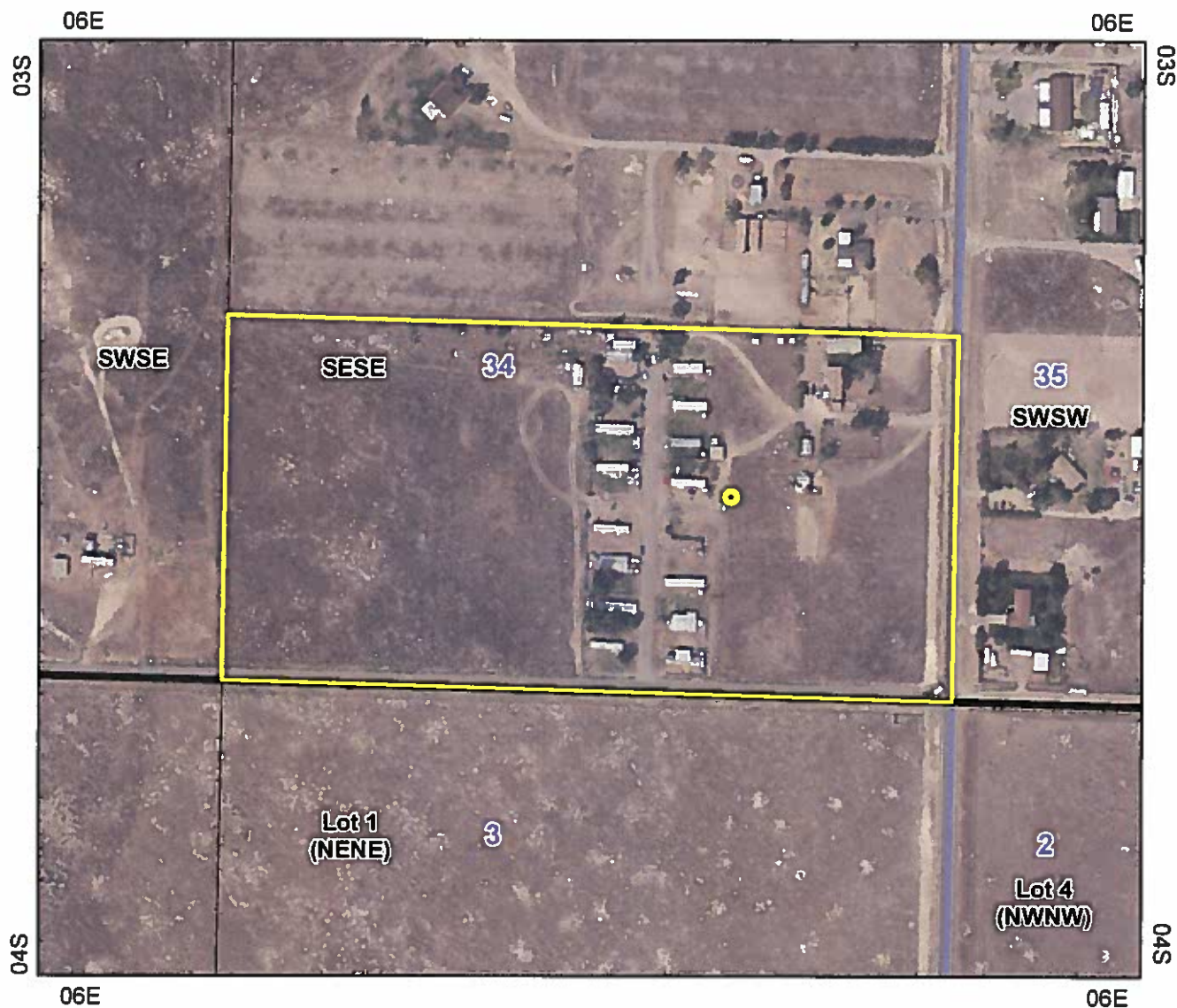
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections



State of Idaho
Department of Water Resources
Water Right License
61-10002

Before Split

Commercial



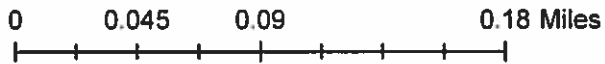
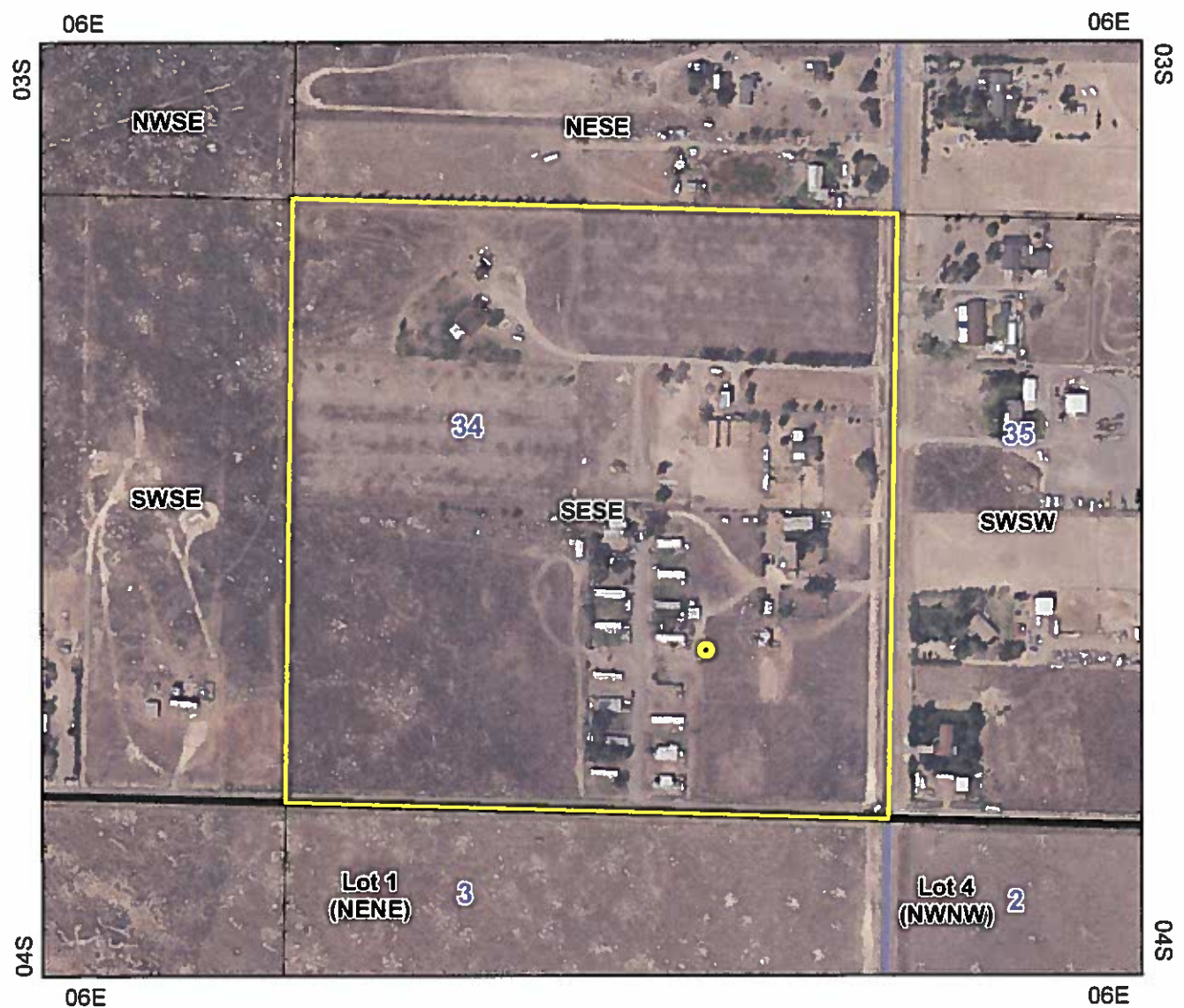
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Before Split

Stockwater



- Point of Diversion
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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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT AND 61-12305 FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. TWO POINTS OF DIVERSION LOCATED IN T03S, R06E, S34, SESESE.
4. COMMERCIAL USE IS FOR 16 TRAILER HOMES.
5. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
6. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE
THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE
NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
8. E51 Right Nos.61-12305 and 61-10005 are limited to a total combined diversion rate of 0.02 cfs for Stockwater use.
9. THE TOTAL DIVERSION OF THIS WATER RIGHT SHALL NOT EXCEED 0.015 CFS

Comments:

1. MCCARTHY 3/31/1994 COPIED FROM REMARKS
LICENSES 61-07082 & 02150 ARE FOR LAND WEST OF THIS PROPERTY & DO NOT PROVIDE ANY WATER TO THE CLAIMANT'S PROPERTY. CLAIMANT'S TWO WELLS ARE WITHIN SAME TRACT. THE 355' DEEP ONE WAS DEEPENED TO 550' IN 5/88. THE OTHER WELL IS 515' DEEP (SEE ATTACHED WELL LOG). NO LOG WAS FOUND FOR THE 355'/550' WELL. THIS ADJUDICATION CLAIM IS FILED TO RECORD THE HISTORICAL USE OF GROUNDWATER AND IS OFFERED IN PLACE OF A 243 CLAIM. REASON FOR DISALLOWAL NO EVIDENCE OF PRIORITY SUBMITTED.
2. LHARRIS 8/15/1996 OWNERSHIP CHANGE
OWNERSHIP CHANGED PER REQUEST RECEIVED 8/13/96.
3. MMINICUC 9/24/1996 REC
NEW OWNER PROVIDED EVIDENCE OF PRIORITY. COMMERCIAL USE IS FOR 19 TRAILER HOME SPACES. IRRIGATION BASED ON LOT SIZE OF 70 FT X 90 FT (PER CLAIMANT) MINUS DRIVEWAYS AND TRAILERS, AND PASTURE IN SE CORNER OF SESESE. SEE FILE FOR ADDL INFO.
4. AJU10-JS 11/22/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
5. SBOCK 12/30/1998 POU

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FIELD INVESTIGATION ON 12/29/1998. CLAIMANT CAME TO MEETING IN MT. HOME AND REQUESTED MORE IRR. LANDS. SHE SAID THAT WHEN M.M. DID THE ORIGINAL FIELD EXAM, SHE DID NOT UNDERSTAND THAT SPRINKLING HER PASTURE FOR HORSES WAS CONSIDERED IRR. SHE HAS OWNED THE PROPERTY FOR 3 YEARS AND HAS NOT IRR. THE PASTURE, BUT CLAIMS THE FORMER OWNERS DID BEFORE SHE PURCHASED, AND WITHIN THE LAST 5 YEARS. I INCREASED THE ACREAGE TO 14 ACRES, LEAVING OUT THE MOBILE HOMES AND DRIVEWAYS, CLAIMANT OWNS TOTAL OF 20 ACRES. THE WATER FOR IRR. COMES TO LESS THAN 1/2 INCH PER ACRE, BUT FOR THE USE SHE IS CLAIMING SHE DOES NOT NEED 1/2 INCH PER ACRE.

6.	segbert Updated Shape	10/31/2007	POU
7.	Ownership Change Split into 61-12305	1/22/2016	Split Right
8.	bserrano Updated Shape	1/22/2016	POU

Dates and Other Information

Decreed Date: 10/26/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Mitigation Plan: False

Combined Use Limits

N/A

Verification Log

SubCase:

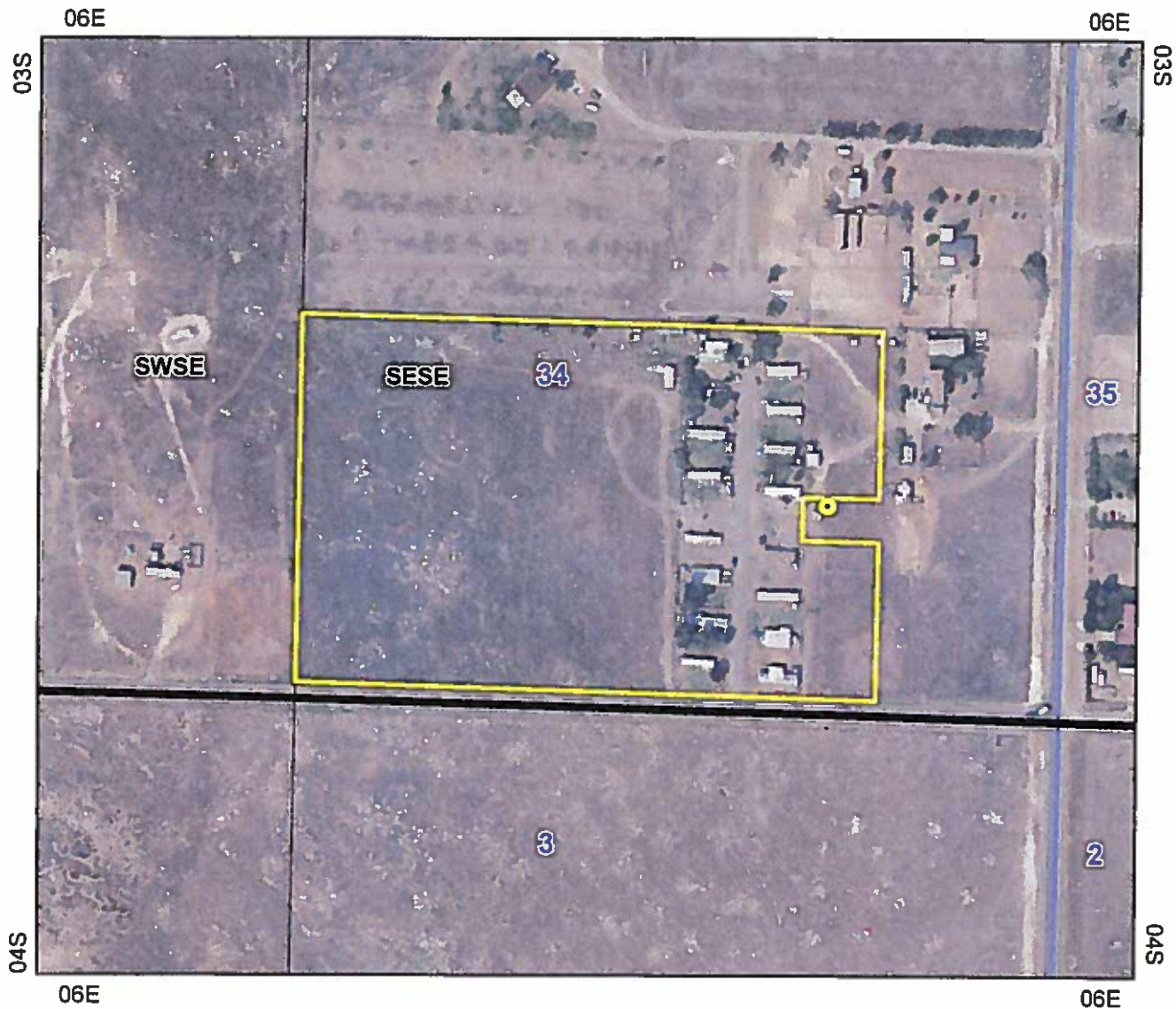
N/A

Water Supply Bank:

N/A

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Stockwater



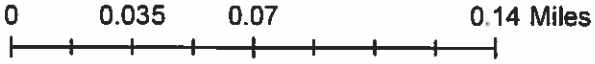
0 0.035 0.07 0.14 Miles

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