

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

RIGHT NUMBER: 63-2655

NAME AND ADDRESS: LORD RANCH LLP
1171 MAYFIELD RD
BOISE ID 83716-3401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS
212.000 AFY

Right Nos. 63-2655, 63-33233 and 63-33393 are limited to a total combined diversion rate of 1.06 cfs.

PRIORITY DATE: 12/27/1946

POINT OF DIVERSION:

T01N R04E S23 NWNENE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.000 CFS 212.000 AFY

PLACE OF USE: IRRIGATION in ELMORE County

T01N R04E S23	NENE	15.00	T01N R04E S23	NWNE	1.00
T01N R04E S23	SWNE	6.00	T01N R04E S23	SENE	14.00
T01N R04E S23	NESE	1.00	T01N R04E S23	NWSE	16.00

53 ACRES TOTAL

This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

Right Nos. 63-2655, 63-33233 and 63-33393 are limited to the irrigation of a combined total of 53 acres in a single irrigation season.

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 - License

3

Slater Creek pod

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1999

10

10

Slater Creek pod

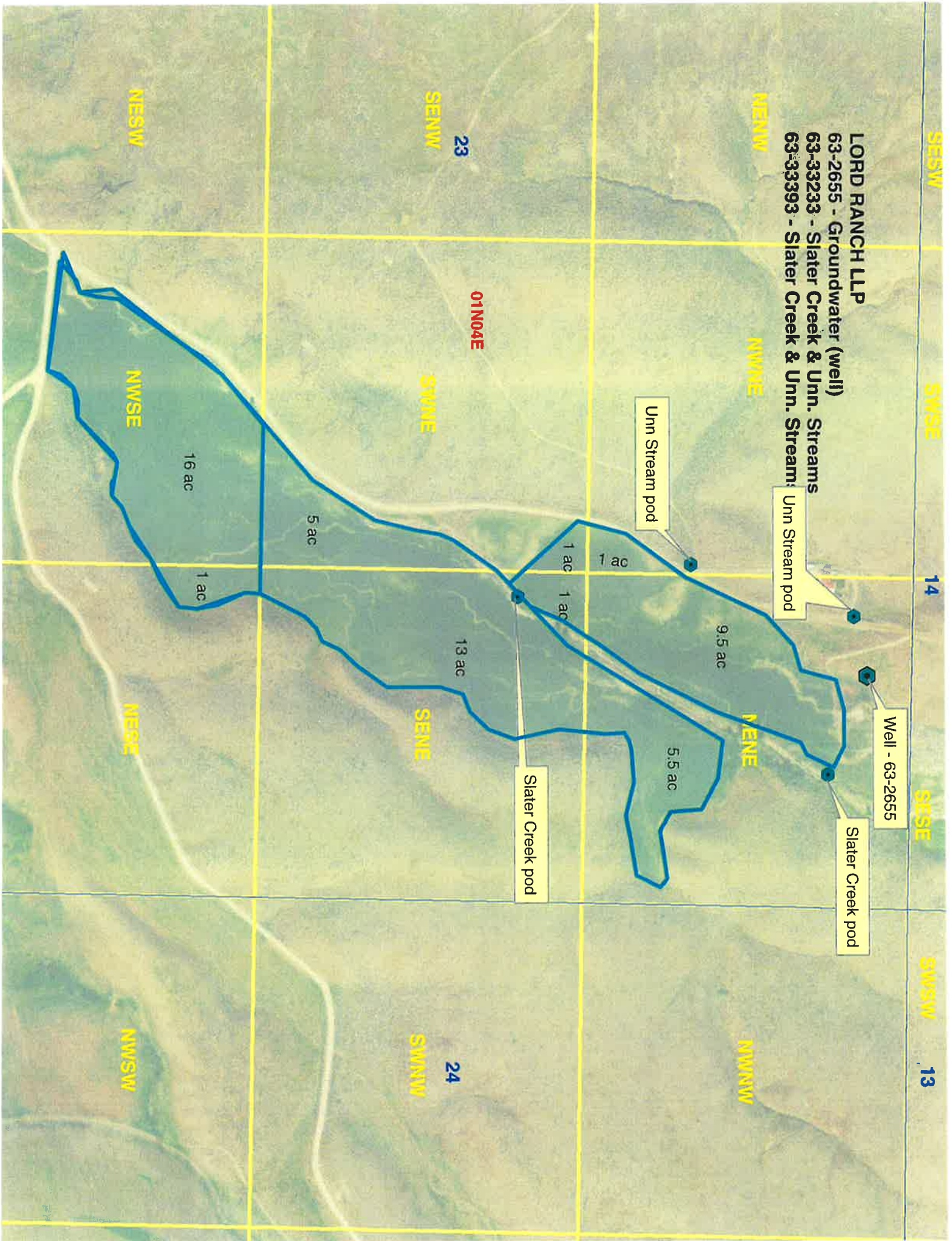
WWW

2A

SWAN

ANSWER

Slater Creek pod



Receipt Details for ID W034828

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/30/2006 11:40:31 AM	10/30/2006 3:57:37 PM	WESTERN	\$826.00	Check
Payer	LORD, JEFF			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2614			
Card Expiration Date	Credit Card Transaction #		

Comment NOTICE OF CLAIM

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$826.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2655 V1

WATER RIGHT NUMBER: 63-2655 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JAMES O BECK
Current Owner	MAYFIELD STAGE, ID LORD RANCH AN IDAHO PARTNERSHIP 1171 MAYFIELD RD BOISE, ID 83716-3401 (208)343-8938
Attorney	DANA L HOFSTETTER HOFSTETTER LAW OFFICE LLC 608 W FRANKLIN ST BOISE, ID 83702 (208)424-7800

Priority Date: 12/27/1946

Basis: License

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	03/15 to 11/15	1.000 CFS	212.00 AF
	<u>Total Diversion:</u>	1.000 CFS	212.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4NE1/4	Sec. 23, Twp 01N, Rge 04E, B.M.
ELMORE County		

Place of Use

IRRIGATION Within ELMORE County

T01N R04E S23	NENE	15.0	T01N R04E S23	NWNE	1.0
T01N R04E S23	SWNE	6.0	T01N R04E S23	SENE	14.0
T01N R04E S23	NESE	1.0	T01N R04E S23	NWSE	16.0

Total Acres: 53

Conditions of Approval:

1. K06 This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
2. 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.
3. E55 Right Nos. 63-2655, 63-33233 and 63-33393 are limited to the irrigation of a combined total of 53 acres in a single irrigation season.
4. E51 Right Nos. 63-2655, 63-33233 and 63-33393 are limited to a total combined diversion rate of 1.06 cfs.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2655 V1

Remarks:

Comments:

1. vmusic 11/3/2006 CLAIM

Comment: FILED ON 10-30-06. NO ACCURATE POU MAP. ACRES CLAIMED DOES NOT COMPORT WITH LICENSE. NO DESCRIPTION OF DIVERSION OR DELIVERY SYSTEM FOR THIS 60 YEAR OLD LICENSED USE.

2. vmusic 11/3/2006 RECOMMENDATION

Comment: DO NOT HAVE TIME TO CLARIFY INFO WITH CLAIMANT OR ATTORNEY. RECOMMENDED THE 24.8 ACRES OF IRRIGATION THAT I COULD FIND USING 1987, 1998, 2000, 2002 IMAGERY.

3. vmusic 11/3/2006 DIVERSION RATE

Comment: THE LICENSED DIVERSION RATE IS 1 CFS / 40 AC = .025 CFS/AC. SO I USED THE LICENSED RATE THOUGH IT IS OVER THE STATUTORY LIMIT. CALCULATED IT TO BE .62 CFS.

4. jshurte 1/6/2011 Obj resolution

Comment: Slightly moved the pod to the NW. Still located in the NENE, S23, T1N, R4E.

5. jshurte 11/9/2011 Obj resolution

Comment: While working on the late claim for 63-33393 and the SF5 for 63-33233 it was found that this right could be recommended for the ppu as recommended in the above rights. In 1987 the entire acres appear irrigated, therefore, this recommendation is being changed to the ppu of 53 acres and limited to the irrigation of 40 acres within that ppu. Combined use conditions have been added for all 3 rights together.

Water Supply Bank:

SRBA

DIRECTORS REPORT 63-02655

[Return to SRBA Home Page](#)

IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 63-02655

Name and Address: LORD RANCH AN IDAHO PARTNERSHI
1171 MAYFIELD RD
BOISE, ID 83716-3401

Source: GROUND WATER

Quantity: .62 CFS
115.20 AFY

Priority Date: 12-27-1946

Diversion Point: T01N R04E S23 NENE Within Elmore County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	03-15 TO 11-15	.62 CFS
			115.20 AFY

Place of Use:	Irrigation	Within Elmore County
	T01N R04E S23	NENE 10 NWNE 0.8
		SENE 14
	24.8 Acres Total	

Other Provisions Necessary for Definition / Administration of this Water Right:

Explanatory Material: Basis of Claim - License

[Return to SRBA Home Page](#)

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

RIGHT NUMBER: 63-2655

NAME AND ADDRESS: LORD RANCH AN IDAHO PARTNERSHIP
1171 MAYFIELD RD
BOISE ID 83716-3401

SOURCE: GROUND WATER

QUANTITY: 0.620 CFS
115.200 AFY

PRIORITY DATE: 12/27/1946

POINT OF DIVERSION:
T01N R04E S23 NWNE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.620 CFS 115.20 AFY

PLACE OF USE: IRRIGATION in ELMORE County

T01N R04E S23	NENE	10.00	T01N R04E S23	NWNE	0.80
T01N R04E S23	SENE	14.00			

24.8 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 - License

*Went to
Ray on
1-6-11*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2655 V1

WATER RIGHT NUMBER: 63-2655 V1

<u>Owner Type</u>	<u>Name and Address</u>
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Priority Date: 12/27/1946

Basis: License

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	03/15 to 11/15	0.620 CFS	115.20 AF
	<u>Total Diversion:</u>	0.620 CFS	115.20 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4NE1/4	Sec. 23, Twp 01N, Rge 04E, B.M.
ELMORE 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	
01N	04E	23	10.0	.8		14.0													24.8

Total Acres: 24.8

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 63-2655 V1

Comments:

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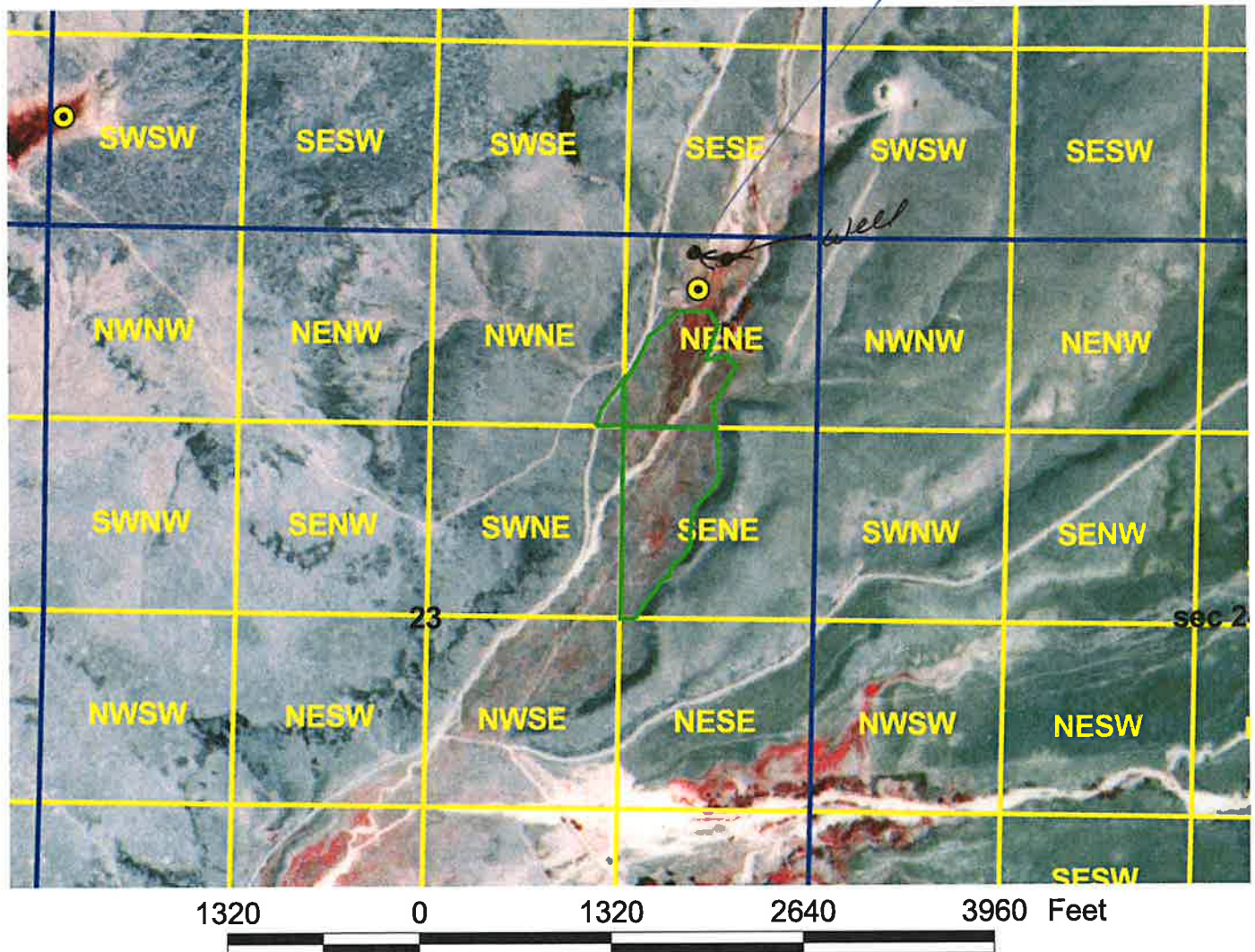
Water Supply Bank:



State of Idaho
Idaho Department of Water Resources
Western Region

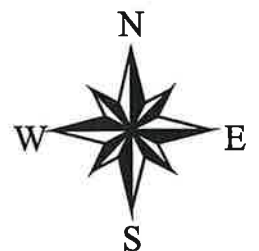
T1N R4E SECTION 23
Water Right No.: 63-2655

UPDATED
ARC MAP
1-6-



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

SCANNED
AUG 18 2009



GIS Place of Use Illustration
1987 NAPP
Prepared By: Vicky Music
Date: November 2006

LORD RANCHES SUBCASES
5-28-2010 SETTLEMENT MEETING

63-2143 - Split into 63-33232 (Ark Properties) & 63-33233(Lord Ranches)

63-33233

License - 63-2143 licensed 4 sources, Big Draw Creek, Dry Hollow Creek, Indian Creek and Slater Creek with a priority date of 10-21-1910 and 53 acres of irrigation showing 15 acres in the NENE, 9 acres in the SENE, 20 acres in the NESE and 9 acres in the NWSE, S23, T1N, R4E.

Claim (after split) – All 4 sources, 10-21-1910 priority date – 28.5 acres – 4.5 acres in the NWSE, 15 Acres in the NENE and 9 acres in the SENE, S.23, T1N, R4E. Added 1 point of diversion on Indian Creek in Sec. 23, NESE.

Rec – Disallowed – Forfeited/Abandoned 1979 – 1987.

Analysis: Need information on whether all the sources above are used on this property. Indian Creek appears to come in too far south of the property leaving the other 3 sources. Where are the points of diversion from these sources, etc. Note: 63-2655 is a groundwater right that was recommended for overlapping ground under this right. It overlaps in the NENE, and SENE for a total of 24 acres. 63-2655 has been objected to concerning the place of use being incorrect on the claim verses the map submitted with the claim as explained below. It appears there may be some irrigation that could be covered under this right. Need information from claimant concerning which acres the **surface** water sources irrigate and when the change in place of use occurred for the **surface** water diversions in order to apply accomplished transfer in place of use.

63-2655

License – 12-27-46 priority date for 1 cfs from a well to irrigate 20 acres in the NENE, and 20 acres in the SENE, S23, T. 1N, R4E for a total of 40 acres.

Claim – All same except for place of use claimed was 10 acres in the NENE, 12 acres in the NWNE and 18 acres in the SENE.

Rec – Recommended same except for place of use acres. Same quarter-quarters recommended as claimed with less acres in each 1/41/4 resulting in less cfs recommended.

Analysis: When recommendation was to be decreed a Motion to Alter or Amend was filed by claimant's attorney. An objection was also filed to the recommendation stating that there was a clerical error made in the claimed place of use. The place of use did reflect different 1/41/4's than outlined on the map with the claim. This right does overlap with 63-33233 as explained above. Need to verify that point of diversion is still correct and outline place of use irrigated from **well** with claimant. An amended claim is not needed, however, evidence that the irrigation from groundwater to the existing place of use occurred prior to 1987 is along with the location of

Rec

the place of use irrigated only from the **well**. With the mixture of this source and the sources listed under 63-33233 it is hard to tell which changed prior to 1987. Affidavit from the Lord's would be adequate.

63-2118 – uncontested overlap that did overlap with claimed pou for 63-32536. Does not overlap with the recommended pou for 63-32536. The ADR, based on the claimant's information did not include any lands in Sec. 12. 63-2118 is for lands in Sec. 12 only.
~~Can this be moved forward to decree?~~

63-32536 – ADR submitted 5-18-10. Based on working with the claimant recommended lands in Sec. 1, T1N, R4E and Sec. 36, T2N, R4E for 78.4 acres from the W. Fk. Slater Creek and Unnamed stream trib. to the W. Fk. Slater Creek.

**SEE REFER TO SRBA FILE 63-2100
FOR SRBA PLEADINGS OR OTHER
DOCUMENTS THAT APPLY
COLLECTIVELY TO THESE CLAIMS:
63-2100, 63-2143, 63-2654, 63-2655,
63-2690.**

This right was included in this group
because Ark 63-2143 claimed aches
in the same RQs (NEHE, SEHE at sec 23).
I don't know where the claimed aches are.
Dana was supposed to provide taxlot info -
a map.

3/31/09 TSC - Dana says dmitchinks there may be overlap & Lord may need
to claim part of disallowed claim 63-2143.

Don LLC 23
NEHE 10
SEHE 16
NW NE 12
Ark 63-2143
NEHE 15
SEHE 9