

09/04/2006

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

RIGHT NUMBER: 63-198Y

NAME AND ADDRESS: GEORGE SAYLOR  
PO BOX 162  
BAYVIEW ID 83803

JOHN VACHAL  
840 W USTICK RD  
MERIDIAN ID 83642

DALE COOPER  
1030 W USTICK RD  
MERIDIAN ID 83642

GRACE R LITZ  
870 W USTICK RD  
MERIDIAN ID 83642

JOHN KENNEDY  
218 RUBY  
BOISE ID 83704

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.150 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1877

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 0.150 CFS       |

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right

prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: IRRIGATION Within ADA County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T04N R01W S36 | SWNE | 20.00 | T04N R01W S36 | NESW | 20.00 |
| T04N R01W S36 | SESW | 20.00 |               |      |       |

60 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 - Decreed

This right is also designated as Right No. 65 in the Boise River Stewart Decree and Boise River Water Distribution Report.

Water is delivered via the Settlers Irrigation District Canal.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-198Y V1

WATER RIGHT NUMBER: 63-198Y V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                  |
|-------------------|--------------------------------------------------------------------------------------------------------------------------|
| Original Owner    | MIDDLETON WATER CO<br><br>MIDDLETON, ID 83644                                                                            |
| Current Owner     | GEORGE SAYLOR<br>PO BOX 162<br>BAYVIEW, ID 83803<br>(208)939-8793                                                        |
| Current Owner     | JOHN VACHAL<br>840 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-1362                                                    |
| Current Owner     | DALE COOPER<br>1030 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-4810                                                   |
| Current Owner     | GRACE R LITZ<br>870 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-5963                                                   |
| Current Owner     | JOHN KENNEDY<br>218 RUBY<br>BOISE, ID 83704<br>(208)344-6750                                                             |
| Original Owner    | O E ALLISON<br><br>MERIDIAN, ID 83642                                                                                    |
| Attorney          | SCOTT L CAMPBELL<br>MOFFATT THOMAS BARRETT ROCK<br>& FIELDS CHTD<br>PO BOX 829<br>BOISE, ID 83701-0829<br>(208) 345-2000 |

Priority Date: 06/01/1877

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| BOISE RIVER   | SNAKE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.150 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.150 CFS             |                      |

Location of Point(s) of Diversion

|             |                 |         |          |               |
|-------------|-----------------|---------|----------|---------------|
| BOISE RIVER | L7 (SW1/4NE1/4) | Sec. 9, | Twp 03N, | Rge 02E, B.M. |
| ADA County  |                 |         |          |               |

Place of Use

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 63-198Y V1

## IRRIGATION

| Twp | Rge | Sec | NE |    |      |    | NW |    |    |    | SW   |    |    |      | SE |    |    |    | Totals |
|-----|-----|-----|----|----|------|----|----|----|----|----|------|----|----|------|----|----|----|----|--------|
| 04N | 01W | 36  | NE | NW | SW   | SE | NE | NW | SW | SE | NE   | NW | SW | SE   | NE | NW | SW | SE |        |
|     |     |     |    |    | 20.0 |    |    |    |    |    | 20.0 |    |    | 20.0 |    |    |    |    | 60.0   |

Total Acres: 60

Conditions of Approval:

1. This right is also designated as Right No. 65 in the Boise River Stewart Decree and Boise River Water Distribution Report.
2. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
3. Water is delivered via the Settlers Irrigation District Canal.
4. 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.
5. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

Remarks:Comments:

1. jshurte 9/3/2006 Reduction in cfs

Comment: Originally Transfer No. 430 transferred .25 cfs to this land listed on this claim in 1928. However, in 1929 Transfer No. 468 transferred .10 cfs of the original .25 cfs to a different location. Therefore, this right has been reduced by .10 cfs per the later transfer.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
CERTIFICATE OF WATER RIGHT  
Transferred Right No, ~~240~~ 430

This is to certify that O. E. Allison, of Meridian, County of Ada, State of Idaho, has a right to the use of the waters of Boise River for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, in the case of Farmers' Co-operative Ditch Company, plaintiff, vs. Riverside Irrigation District, Ltd., et al., defendants, wherein certain water was decreed to the Middleton Water Company for use upon lands lying under the Middleton Water Company's canal and later transferred to the East half of the Northwest quarter (E $\frac{1}{2}$  NW $\frac{1}{4}$ ) and West half of the Northeast quarter (W $\frac{1}{2}$  NE $\frac{1}{4}$ ), Sec. 31, Twp. 5 N., R. 1 E., B. M., by Certificate of Transfer No. 395, of the Commissioner of Reclamation of Idaho, said right bearing date of priority of June 1, 1877; that said right bearing transfer are now on file in the Department of Reclamation of Idaho at Boise, in Book 1 of Transfers, at page 395.

That, upon the application of the said O. E. Allison for a transfer of water right made before the Commissioner of Reclamation of the State of Idaho and the said application having been granted, the right to the use of 0.25 second feet of the waters of Boise River is hereby abandoned upon the lands above described and that the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant for irrigation and domestic purposes, are shown in the following list of lands, limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

0.25 sec. ft., dated June 1, 1877:

East half of the East half of the Southwest quarter (E $\frac{1}{2}$  E $\frac{1}{2}$  SW $\frac{1}{4}$ ) and South half of the Southwest quarter of the Northeast quarter (S $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section 36, Twp. 4 N., R. 1 W., B. M.

That the above described water has heretofore been diverted on the north bank of Boise River at a point in Section 32, Twp. 4 N., R. 2 E., B.M. and carried through the Middleton Water Company's canal, but will hereafter, by virtue of this certificate, be diverted on the south side of the river at a point in the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 9, Twp. 3 N., R. 2 E., B.M. and carried through the Settlers' Irrigation District canal.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, this 2nd day of July, 1923.

  
Commissioner of Reclamation

EXHIBIT C

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
CERTIFICATE OF WATER RIGHT  
Transferred Right No. 468

This is to certify that C. C. Wood, of Meridian, County of Ada, and State of Idaho, has a right to the use of the waters of Boise river, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for Canyon county, in the case of Farmers Cooperative Ditch Company, Plaintiff, versus Riverside Irrigation District, et al, Defendants, wherein certain water was decreed to the Middleton Water Company for use upon lands lying under Middleton Water Company canal and later transferred to the E $\frac{1}{2}$  E $\frac{1}{2}$  SW $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 36, T. 4 N., R. 1 W., B. M., by Certificate of Transfer No. 450, issued by the Commissioner of Reclamation of the State of Idaho, said right bearing date of priority of June 1, 1877, and said decree and certificate being on file in the Department of Reclamation of the State of Idaho.

That upon the application of the said C. C. Wood, successor in interest of O. E. Allison, to whom the water was transferred, for a transfer of water right made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of one-tenth of one cubic foot per second of the waters of Boise river upon the lands above described is hereby abandoned, and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following list of lands, limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

One-tenth of one sec. ft., dated June 1, 1877

The Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of  
Section 6, Township 5 North, Range 1 East, B. M.

That the water right to be transferred will, by virtue of this certificate, be diverted at a point in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 9, Township 5 North, Range 2 East, B. M., and conducted to the above described lands through canal of the Settlers Irrigation District.

That the right to the use of the waters aforesaid and hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, this 12th day of July, 1929.

*G. N. Carter*  
Commissioner of Reclamation

POOR ORIGINAL

MICROFILMED  
OCT 9 2 1958

POOR ORIGINAL

RECEIVED

Nov 1928

DEPARTMENT OF RECLAMATION

# Application For Transfer of Water Right

STATE OF IDAHO,

County of Ada

C. C. Wood, being first duly sworn, deposes and says:

That his name is C. C. Wood; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is \_\_\_\_\_

Meridian, Idaho, R. D. 2

That he is the owner and ~~is~~ <sup>entitled to the use of</sup> a certain water right, bearing date of priority of June 18 77 for one-tenth cubic feet per second of the waters of Boise River

County of Ada, State of Idaho, decreed to Middleton Water Co

by decree of Judge, STEWART of the 7th Judicial District of the State of

Idaho, in and for the County of Canyon, in the case of Farmers Co-op. Ditch Co

vs. Riverside Irr. District, et al, said decree bearing date of January 8, 1906

(or obtained by virtue of License No. \_\_\_\_\_, issued by the State Engineer of the State of Idaho,

dated \_\_\_\_\_, 19\_\_\_\_, bearing date of priority of \_\_\_\_\_, 19\_\_\_\_)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. 12-A in the County of Ada and State of Idaho, to-wit: lands under canal

of said Middleton Water Co.; which water was, by cert. of transfer #430

issued by the Commissioner of Reclamation of the state of Idaho July 2,

1928, duly transferred to the E 1/4 E 1/4 SW 1/4 and S 1/4 SW 1/4 NW 1/4, Sec. 36, T. 4 N.,

R. 1 W. B. M., in Ada county, Idaho, and is the person (or representative of

the corporation) to whom such right so issued, or has become the owner thereof in the following man-

ner, i. e. by purchase from O. E. Allison, to whom it was so transferred,

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the NW 1/4 of the NW 1/4 of

Section 9, Township 3 N., Range 2 E., B. M., and con-

ducted to the above described lands through canal of Settlers Irrigation District

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of one-tenth cubic feet per second

of said water upon the above described land, and to convey and use same upon the following tract,

situate, lying and being in the County of Ada and State of Idaho, to-wit:

The southeast quarter of the southeast quarter of section six, in

township three north, range one east B. M.,

That his reasons for desiring to make such transfer are as follows: said lands last

above described are possessed of an inadequate water right of only one

half inch per acre; whereas lands from which the same is sought to be

transferred will still have 5/8" per acre; and said O. E. Allison has

been unable to have said 1/10" cubic feet conducted to his own lands.

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1965

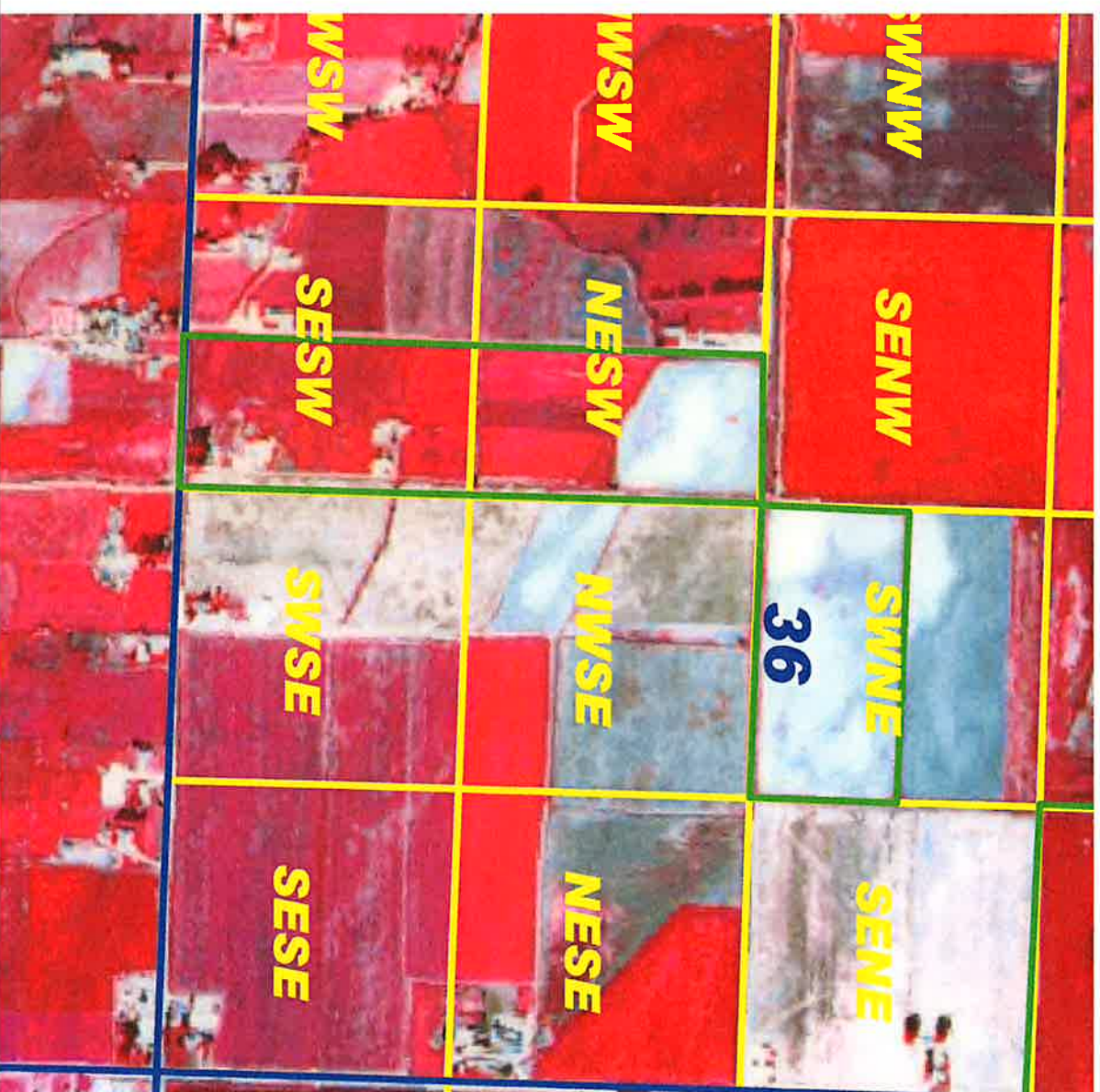
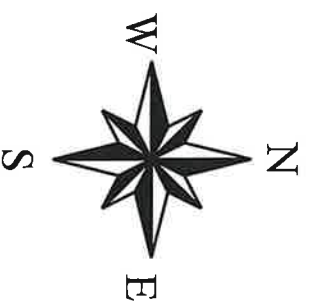
**63-198Y**

1987/1988 NAPP Photo  
Prepared by: J. Shurte  
Date: September, 2006

**View 1**

**114114 Lines**

## Section Lines



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: A63-00198Y  
Date Received: 9/ 8/1989  
Receipt No: C011305  
Received By: DE-KW

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: GEORGE SAYLOR  
Address: PO BOX 162  
BAYVIEW ID 83803  
OR  
Name: JOHN VACHAL 208-888-1362  
Address: 840 W USTICK RD  
MERIDIAN ID 83642  
OR  
Name: GRACE LITZ 208-888-5963  
Address: 870 W USTICK RD  
MERIDIAN ID 83642  
OR  
Name: DALE COOPER 208-888-4810  
Address: 1030 W USTICK RD  
MERIDIAN ID 83642  
OR  
Name: JOHN KENNEDY 208-344-6750  
Address: 218 RUBY  
BOISE ID 83704

2. Date of Priority: JUN 1, 1877

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 03N      | 02E   | 9       | NW     | NW     |        |     | ADA    |

5. Description of diverting works:  
CONCRETE DIVERSION DAM, CANAL AND LATERAL DITCH SYSTEM.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.250 |      |        |

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

A.F.A.

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 04N      | 01W   | 36      | SW     | NE  |     | IRR | 20.0  |
|          |       |         | NE     | SW  |     | IRR | 20.0  |
|          |       |         | SE     | SW  |     | IRR | 20.0  |

Section Acres 60.0

Total Acres 60.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-00230, 63-00231, 63-05262, 63-03618, 63-03614

14. Remarks:

THIS RIGHT IS EVIDENCED BY TRANSFER NO. 430.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs 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 \_\_\_ 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 \_\_\_\_\_

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OCT 02 1996

**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

Date Received

Receipt Number

9-08-89CO/1305

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

Please type or print clearly

1. Name of Claimant (s) Exhibit D Phone ( ) \_\_\_\_\_

Mailing Address \_\_\_\_\_ Zip \_\_\_\_\_

2. Date of Priority (Only one (1) per claim) June 1, 18773. Source of water supply (a) Boise River  
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,  
\_\_\_\_\_ 1/4 of NW 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Ada

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. Reinforced concrete diversion dam.  
in river to earthen canal, to earthen lateral ditch system.

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**OCT 02 1996**

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .25 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .25 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 210 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 |        |
| 4N  | 1W  | 36  |        |       | 20    |       |        |       |       |       | 20     |       |       | 20    |        |       |       |       | 60     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 60

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes \_\_\_\_\_ No X  
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.  
Water Right No.s 63-0230, 63-0231, 63-05262, 63-03618 and 63-03614 or None ( )

14. Remarks: A power of attorney (Exhibit A) provides written authorization  
for the chairman of Settlers Irrigation District to file this claim.  
This water right is evidenced by transfer no. 430 (Exhibit C)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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OCT 02 1996

Last Name Saylor, etc. Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree X  
If applicable provide IDWR Water Right Number 63-0198  
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 X  
wish to receive and pay a small annual fee for monthly copies of the docket sheet.  
Number of attachments 4

**For Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true  
and correct.

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ Chairman  
of \_\_\_\_\_ Settlers Irrigation District \_\_\_\_\_ Title  
Organization, that I have signed the foregoing  
document in the space below as \_\_\_\_\_ Chairman of Settlers Irrigation District  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Don Switcher  
Title and Organization Chairman/President Date 9/3/89

State of Idaho/or \_\_\_\_\_ )  
County of Cada ) SS.

Subscribed and sworn (or affirmed) before me this 5th day of Sept 19 89  
SEAL Notary Public Joe Ann M. Branci  
Residing at Meredon, Id  
My Commission Expires 8-1-93

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 \_\_\_\_\_

MICROFILMED  
OCT 02 1996

Last Name Saylor, etc. Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

Scale: 2 inches equals 1 mile

SEE EXHIBIT B

[illegible]

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OCT 02 1996

Last Name Saylor, etc. Ident No.

*Copies: White-State, Yellow-Claimant*

#439

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

8-4-89  
Date

George Saylor  
Signature  
GEORGE SAYLOR  
(Please print full name)

8-4-89  
Date

Lola F. Saylor  
Signature  
Lola F. Saylor  
(Please print full name)

MICROFILMED  
OCT 02 1996

EXHIBIT A

#430

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

8/4/89  
Date

John F. Vachal  
Signature

John F. Vachal  
(Please print full name)

8/4/89  
Date

Karen A. Vachal  
Signature

Karen A. Vachal  
(Please print full name)

MICROFILMED  
OCT 02 1996

EXHIBIT A

#430

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

Aug. 7. 1989  
Date

Grace R Litz  
Signature  
GRACE R. LITZ  
(Please print full name)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature  
\_\_\_\_\_  
(Please print full name)

MICROFILMED  
OCT 02 1996

EXHIBIT A

#430

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

Date 8/3/89

  
Signature

DALE COOPER  
(Please print full name)

Date 8-4-89

  
Signature

Kathleen A. Cooper  
(Please print full name)

MICROFILMED  
OCT 02 1996

EXHIBIT A

#430

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

Aug 21, 1989  
Date

John L Kennedy  
Signature

John Lee Kennedy  
(Please print full name)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
(Please print full name)

my wife Barbara L Kennedy  
died in 1978

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EXHIBIT A

## IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



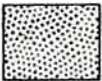
Private groundwater diversions



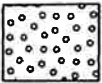
Combined small district and private Boise River diversions



Boise - Kuna Irrigation District (Boise River diversion)



Eagle Island Water Users (Boise River diversion)



Farmers Union Ditch Co. (Boise River diversion)



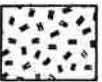
Little Pioneer Ditch Co. (Boise River diversion)



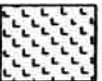
Nampa - Meridian Irrigation District (Boise River diversion)



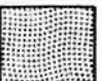
New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

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OCT 02 1996

EXHIBIT

B

Blumberg No. 5119



G E M C O U N T Y

R. I. W.

R. I. E.

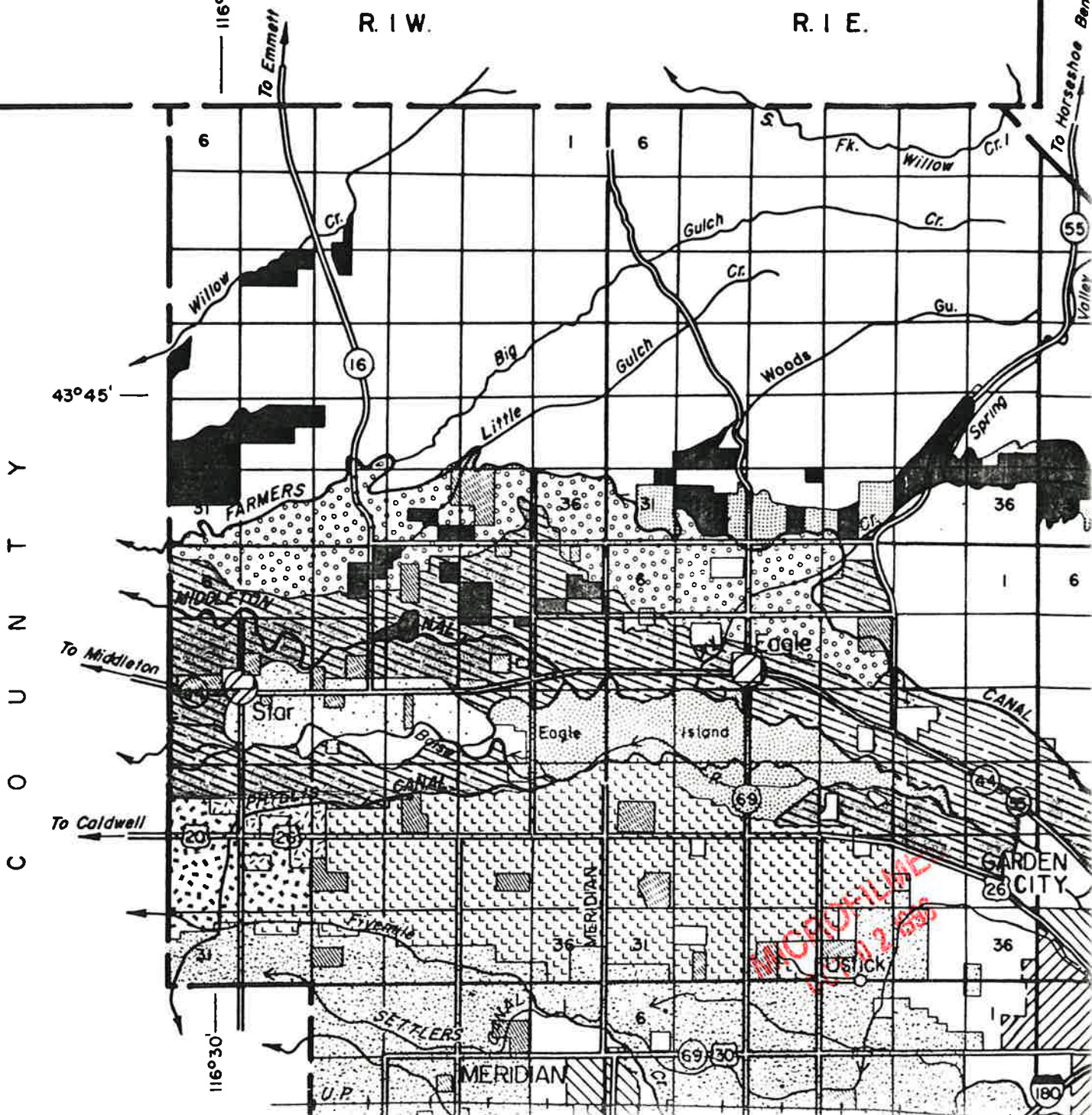


EXHIBIT D

The claimants to this Notice of Claim to a Water Right (Water Right No. 63-0198/Water Right Transfer No. 430) are:

Names and Addresses

1. George Saylor  
P.O. Box 162  
Bayview, Idaho 83803
2. John Vachal  
840 W. Ustick Road  
Meridian, Idaho 83642  
Telephone: (208) 888-1362
3. Grace Litz  
870 W. Ustick Road  
Meridian, Idaho 83642  
Telephone: (208) 888-5963
4. Dale Cooper  
1030 West Ustick Road  
Meridian, Idaho 83642  
Telephone: (208) 888-4810
5. John Kennedy  
218 Ruby  
Boise, Idaho 83704  
Telephone: (208) 344-6750

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OCT 02 1996

TRANS. 468

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

In the Matter of the Application)  
of C. C. Wood for Transfer of } ORDER GRANTING TRANSFER  
Water Right: Water District 12A)

WHEREAS, On the 9th day of July, A. D. 1929,  
at the Department of Reclamation at Boise, Idaho, the mat-  
ter of the application of C. C. Wood for a transfer of wa-  
ter right came regularly on for hearing, pursuant to the  
published notice; and,

WHEREAS, No one appeared at the hearing,  
either in person or by affidavit, to protest the said ap-  
plication, and the evidence filed by the applicant with  
the said application shows that a greater duty of water  
would result by reason of the transfer, and that no one  
would be injured thereby:

IT IS, THEREFORE, HEREBY ORDERED, That the  
said application for transfer be granted and that the  
certificate for such transfer be issued the applicant  
herein.

IN WITNESS WHEREOF, I have hereunto set my  
hand and affixed the official seal of my office, at Boise,  
Idaho, this 10th day of July, 1929.

G. M. Carter  
Commissioner of Reclamation

POOR ORIGINAL

MICROFILMED  
JUL 1964

Water Right Number - 63-00198Y

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

\*\*\* C - CURRENT OWNER \*\*\*  
ALLISON  
O. E.  
1 -  
2 -  
3 -  
City- MERIDIAN  
Phone -  
State- ID Zip- 83642

\*\*\* O - ORIGINAL OWNER \*\*\*  
MIDDLETON WATER CO.

Priority Date - 06/01/1877  
Region - 14  
Stage - D - DECREED  
Tributary - SNAKE RIVER  
Status -

Source - BOISE RIVER  
Point of Diversion -  
Stream Index (Blank if no Index Code) -

Twn Rng Sec Tract Lot Rflg County  
03N 02E 9 NW NW (1) ADA

Code Description Period From Water Use Period To Diversion Rate Diversion Volume  
01 - IRRIGATION  
43 - DOMESTIC  
0.150

Total Div. Rate - 0.150  
Total Div. Volume -  
Total Div. Capacity -  
Total Consumptive Use -  
KW Usage -

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County  |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|---------|
| 04N | 01W | 36  | SW NE |     |       | 01                | IRRIGATION  | (1) ADA |
| 04N | 01W | 36  | NE SW |     |       | 01                | IRRIGATION  | (1) ADA |
| 04N | 01W | 36  | SE SW |     |       | 01                | IRRIGATION  | (1) ADA |

Total Acres:

--- Diversion Means -  
--- Non-Irrigation Use -  
--- Other Rights for Same Use -

MICROFILMED  
OCT 0 2 1996

*NO transfer  
see #468*

05/09/90 13:22:06

+

+

[illegible]

- Decree Date - +

+

4-3-91

CLAIMANT'S NAME

Saylor, Vachal, Litz, Cooper & Kennedy

CLAIM IDENT. NO.

A63-00198 Y

DATE RECEIVED

9-8-89

RECEIPT #

201130.5

AMOUNT \$

Require

Info?

YES

NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ \*
2. Is a priority date entered? ☒ YES ☐ NO ☐ \*  
Is the priority date acceptable in view of mandatory filing dates?  
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ \*
3. (a) Is a source entered? ☒ YES ☐ NO ☐ \*  
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ N/A ☐ \*
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ \*
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ \*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form ☒ YES ☐ NO ☐ \*  
Is the period of use included? ☒ YES ☐ NO ☐ \*  
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ \*
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ \*
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ N/A ☐ \*  
Is the consumptive use correct? ☒ YES ☐ NO ☐ N/A ☐ \*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 ☒ YES ☐ NO ☐ N/A ☐ \*
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ \*
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ \*
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ \*
13. Are other water rights listed or "none" indicated?  
(See Item No.'s 16 & 17 for checking other water rights) ☒ YES ☐ NO ☐ \*
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.) ☒ YES ☐ NO ☐ N/A ☐ \*
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ \*
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? ☒ YES ☐ NO ☐ N/A ☐ \*  
(Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)
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 desc. or name on the claim? ☒ YES ☐ NO ☐ N/A ☐ \*  
(If yes, describe the right in "Comments" and attach a proof report) 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, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ N/A ☐ \*
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ \*
20. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ \*
21. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ \*
22. Is the fee enclosed correct? ☒ YES ☐ NO ☐ Exempt ☐ \*

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OCT 02 1996

3/26/1990.

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Saylor, Vachal, Litz, Cooper, Kennedy

CLAIM IDENT. NO.

143-001984

DATE RECEIVED

5/9/90

CK #

0011305

AMOUNT \$

110<sup>00</sup>

Required

- |                                                                                                                                                                                                                                                                                                                                                                     | YES        | NO         | Info?       |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|------------|-------------|
| 1. Is the name and address complete with zip code? . . . . .                                                                                                                                                                                                                                                                                                        | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 2. Is a priority date entered? . . . . .                                                                                                                                                                                                                                                                                                                            | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| Is the priority date acceptable in view of mandatory filing dates? . . . . .                                                                                                                                                                                                                                                                                        | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                                                                                                                                                                              | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 3. (a) Is a source entered? . . . . .                                                                                                                                                                                                                                                                                                                               | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| (b) Is a tributary to entered? (if required) . . . . . N/A <u>   </u>                                                                                                                                                                                                                                                                                               | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 4. Is the legal description of the p.d. sufficient? . . . . .                                                                                                                                                                                                                                                                                                       | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 5. Is there a description of the diverting works? . . . . .                                                                                                                                                                                                                                                                                                         | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. . . . .                                                                                                                                                 | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| Is the period of use included? . . . . .                                                                                                                                                                                                                                                                                                                            | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| Is a quantity claimed for each use? . . . . .                                                                                                                                                                                                                                                                                                                       | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 7. Is a total quantity claimed entered? . . . . .                                                                                                                                                                                                                                                                                                                   | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 8. If required is a consumptive use entered? . . . . . N/A <u>   </u>                                                                                                                                                                                                                                                                                               | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| Is the consumptive use correct? . . . . . N/A <u>   </u>                                                                                                                                                                                                                                                                                                            | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. . . . . N/A <u>   </u>                                                                                                                     | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? . . . . .                                                                                                                                                                                                                                                                                                | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 11. Is (are) the county(ies) entered? . . . . .                                                                                                                                                                                                                                                                                                                     | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 12. Is the ownership of p.u. checked? . . . . .                                                                                                                                                                                                                                                                                                                     | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) . . . . .                                                                                                                                                                                                                                                  | <u>✓</u>   | <u>   </u> | <u>  </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>   </u>                                                                                                                                                                                    | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 15. Is the basis of the claim indicated? . . . . .                                                                                                                                                                                                                                                                                                                  | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) . . . . . N/A <u>   </u>                                                                           | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 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 desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right . . . . . N/A <u>   </u> | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) . . . . . N/A <u>   </u>                                                                                                                                                                                                          | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. . . . .                                                                                                                                                                                                                              | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 20. Has the claim been signed, sealed, and dated by a notary? . . . . .                                                                                                                                                                                                                                                                                             | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 21. Was this claim filed on time, or was an extension granted? . . . . .                                                                                                                                                                                                                                                                                            | <u>✓</u>   | <u>   </u> | <u>  </u> * |
| 22. Is the fee enclosed correct? . . . . . Exempt <u>   </u>                                                                                                                                                                                                                                                                                                        | <u>   </u> | <u>   </u> | <u>  </u> * |

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OCT 02 1996\*

YES NO

23. Should this claim be receipted and data entered?

Claim checked by: Schuld

Date: 5/11/90

Claim must be returned to claimant: ✓ (Yes) (No)

Claimant must be notified of modifications: ✓ (Yes) (No)

Receipt Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

Claim data entered by: \_\_\_\_\_

Date: \_\_\_\_\_

Checked by: \_\_\_\_\_

Date: \_\_\_\_\_

Sent to claimant by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

Claimant makes claims as per transfer 430 which was a sale of .25 cfs or 12.5" from McSwiney (A63-00161K) to Allison creating 63-00161(K). Allison then sold and transferred 5" or .1 cfs to Wood (transfer 468) to create A63-00161L which means that the quantity claimed for Saylor Vachal Liz Cooper and Kennedy is in excess of  $463-00161K^{(.25)} - A63-00161L^{(.10)} = .15 \text{ cfs}$ . Send correspondence

MICROFILMED  
OCT 02 1996

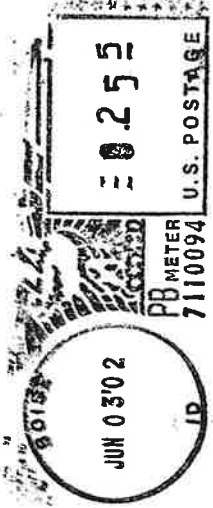
63-198Y

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83720  
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED  
JUN 11 2002  
Department of Water Resources

PRESORTED  
FIRST CLASS



RECEIVED

JUN 11 2002

WATER RESOURCES  
WESTERN REGION

NOT DELIVERABLE  
AS ADDRESSED,  
UNABLE TO FORWARD

JOHN VACHAL  
840 W USTICK RD  
MERIDIAN ID 83642

VACHAL 836422015 IN 17 06/05/02  
RETURN TO SENDER

NO FORWARD ORDER ON FILE  
UNABLE TO FORWARD  
RETURN TO SENDER

*[Handwritten signature]*

836422015 23542



MEMORANDUM

June 22, 1995

TO: SRBA Claims Submitted by Settler's Irrigation District

FROM: KAY WALKER *Kay*

RE: Correspondence prior to June 22, 1995

\*\*\*\*\*  
\*\*\*\*\*

See File A63-00230F for all correspondence concerning  
Settler's claims and claims they submitted for private individuals.

MICROFILMED  
OCT 02 1996

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

FIRST CLASS



RECEIVED

MAR 02 2007

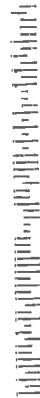
WATER RESOURCES  
WESTERN REGION

*Not @ address  
this*

*WV*

JOHN KENNEDY  
1118 S. 10TH ST.  
BOISE, ID 83704

63-1981



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED



FIRST CLASS

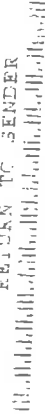


JOHN KENNEDY  
~~2484884~~  
HOUSE 13-00704

*Not to be used*

KENNEDY 8\* 937052010 1005 03 13 13.00  
FORWARD TIME EXP SIN TO SEND  
KENNEDY JOHN  
515 W CALIFORNIA AVE  
HOMETALE ID 83620-3040

RETURN TO SENDER



RECEIVED

DEC 14 2008

WATER RESOURCE  
WESTERN REGION

63-1981



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED



FIRST CLASS

02 1A  
0004389393 FEB 02 2C  
MAILED FROM ZIP CODE 837

\$01.11

RECEIVED

FEB 06 2007

WATER RESOURCES  
WESTERN REGION

NO SUCH  
NUMBER

252

DALE COOPER  
1030 W JUSTICK RD  
MERIDIAN ID 83642

63-198Y

D



ADDRESS SERVICE  
REQUESTED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

FIRST CLASS



*Handwritten signature*

NOT DELIVERABLE  
AS ADDRESSED,  
RETURN TO FORWARD

DALE COOPER  
1020 W LUSTICK  
MERIDIAN ID 83646

RECEIVED  
OCT 16 2006  
WATER RESOURCES  
WESTERN REGION

63-1988



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

UHA

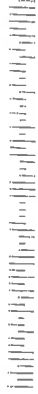
FIRST CLASS



RECEIVED  
OCT 12 2035  
WATER RESOURCES  
WESTERN REGION

63-1981

NOT DELIVERABLE  
AS ADDRESSED,  
UNABLE TO FORWARD  
JOHN VACHACK R304  
840 W USTICK RD  
MERIDIAN ID 83645



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED



FIRST CLASS

**SELF-VACANT**

RECEIVED

FEB 06 2007

WATER RESOURCES  
WESTERN REGION

JOHN VALCHAL  
840 W USTICK RD  
MERIDIAN ID 83642

~~###~~ ✓

603-1984

0



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

☐ RETURN TO SENDER  
☒ MOVED, LEFT NO ADDRESS  
☐ FORWARDING ORDER EXPIRED  
☐ ATTEMPTED NOT KNOWN  
☐ UNCLAIMED ☐ REFUSED  
☐ NO SUCH STREET  
☐ NO SUCH NUMBER  
☒ INSUFFICIENT ADDRESS  
☐ RETURN TO SENDER  
☐ MOVED, LEFT NO ADDRESS  
☐ FORWARDING ORDER EXPIRED  
☐ ATTEMPTED NOT KNOWN  
☐ UNCLAIMED ☐ REFUSED  
☐ NO SUCH STREET  
☐ NO SUCH NUMBER  
☐ INSUFFICIENT ADDRESS

RECEIVED  
FEB 09 2007  
WATER RESOURCES  
WESTERN REGIONAL

63-198Y



FIRST CLASS



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
2735 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

REASON CHECKED \_\_\_\_\_  
Unclaimed \_\_\_\_\_  
Refused \_\_\_\_\_  
Insufficient Address \_\_\_\_\_  
No Such Street \_\_\_\_\_  
No Such Number \_\_\_\_\_  
No Such Office In State \_\_\_\_\_  
Not Permitted In this envelope

GEORGE SAYLOR  
PO BOX 162  
BAYVIEW ID 83803

RECEIVED  
OCT 16 2008  
WATER RESOURCES  
WESTERN REGION



02 1A  
0004310839  
MAILED FROM ZIP CODE  
\$ 00  
OCT 0

NOT IN

162

63-198Y

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 63-198Y

WATER RIGHT NUMBER: 63-198Y

|                   |                                                                                                                      |
|-------------------|----------------------------------------------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                                                              |
| Original Owner    | MIDDLETON WATER CO                                                                                                   |
|                   | MIDDLETON, ID 83644                                                                                                  |
| Current Owner     | GEORGE SAYLOR<br>PO BOX 162<br>BAYVIEW, ID 83803<br>(208)939-8793                                                    |
| Current Owner     | JOHN VACHAL<br>840 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-1362                                                |
| Current Owner     | DALE COOPER<br>1030 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-4810                                               |
| Current Owner     | GRACE R LITZ<br>870 W USTICK RD<br>MERIDIAN, ID 83642<br>(208)888-5963                                               |
| Current Owner     | JOHN KENNEDY<br>218 RUBY<br>BOISE, ID 83704<br>(208)344-6750                                                         |
| Original Owner    | O E ALLISON                                                                                                          |
|                   | MERIDIAN, ID 83642                                                                                                   |
| Attorney          | SCOTT L CAMPBELL<br>MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD<br>PO BOX 829<br>BOISE, ID 83701-0829<br>(208)345-2000 |

Priority Date: 06/01/1877

Basis: Decreed

Status: Active

Source

BOISE RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To  
3/15 to 11/15Diversion Rate  
0.250 CFSAnnual Volume

Total Diversion:

0.250 CFS

Location of Point(s) of Diversion

BOISE RIVER

ADA County

NW 1/4 NW 1/4

Sec. 9, Twp 03N, Rge 02E, B.M.

Place of Use

IRRIGATION

Add 545 cond.

3-1

.15 cfs - see comments on proof report transfer # 468 took away in 1929. 10 cfs.

.15 cfs

S W N E

LOT 7

Settler's POP

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 63-198Y

| Twp | Rge | Sec | NE |    |      |    | NW |    |    |      | SW |    |    |      | SE |    |    |    | Totals |
|-----|-----|-----|----|----|------|----|----|----|----|------|----|----|----|------|----|----|----|----|--------|
| 04N | 01W | 36  | NE | NW | SW   | SE | NE | NW | SW | SE   | NE | NW | SW | SE   | NE | NW | SW | SE |        |
|     |     |     |    |    | 20.0 |    |    |    |    | 20.0 |    |    |    | 20.0 |    |    |    |    | 60.0   |

Total Acres: 60

OK

Conditions of Approval:Remarks:

1. General THIS RIGHT IS EVIDENCED BY TRANSFER NO. 430.

- See also # 468

Comments:

+ Water  
Rt report from  
DWR

Dates and Other Information:

Claim Received Date: 9/8/1989  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 State or Federal: S  
 Owner Name Connector: OR  
 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:

| Element | Last Reviewed Date | Reviewer | Last Verified Date | Verifier | Status |
|---------|--------------------|----------|--------------------|----------|--------|
|---------|--------------------|----------|--------------------|----------|--------|

Verification Log:

| Element | Date Time Stamp | Reviewer | Log text |
|---------|-----------------|----------|----------|
|---------|-----------------|----------|----------|

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-198Y

WATER RIGHT NUMBER: 63-198Y

|                   |                         |
|-------------------|-------------------------|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner     | O E ALLISON             |
|                   | MERIDIAN, ID 83642      |
| Original Owner    | MIDDLETON WATER CO      |
|                   | , ZZ                    |

Priority Date: 06/01/1877

Basis: Decreed

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| BOISE RIVER   | SNAKE RIVER      |

|                       |                         |           |                       |                      |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u>             | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | /                       | to /      | 0.150 CFS             |                      |
| DOMESTIC              | /                       | to /      |                       |                      |
|                       | <u>Total Diversion:</u> |           | 0.150 CFS             |                      |

Location of Point(s) of Diversion

|             |            |         |          |               |
|-------------|------------|---------|----------|---------------|
| BOISE RIVER | NW1/4NW1/4 | Sec. 9, | Twp 03N, | Rge 02E, B.M. |
| ADA 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 |        |
| 04N | 01W | 36  |    |    | X  |    |    |    |    |    | X  |    |    |    |    |    |    | X  |        |

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

- General TRANS. 430 & 468.  
WATER CARRIED IN SETTLERS CANAL.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-198Y

02/23/2005

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use          | Acres/Total | Name                         |
|---------|-------------|-----|-----|-----|----|----|-----|-------------------------|-------------|------------------------------|
| 198Y    | Claim       | 04N | 01W | 36  | SW | NE |     | IRRIGATION              | 20/60       | GEORGE SAYLOR                |
| 198Y    | Water Right | 04N | 01W | 36  | SW | NE |     | IRRIGATION              |             | O E ALLISON                  |
| 1614B   | Claim       | 04N | 01W | 36  | SW | NE |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 1618B   | Claim       | 04N | 01W | 36  | SW | NE |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 1262B   | Claim       | 04N | 01W | 36  | SW | NE |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 198Y    | Claim       | 04N | 01W | 36  | NE | SW |     | IRRIGATION              | 20/60       | GEORGE SAYLOR                |
| 198Y    | Water Right | 04N | 01W | 36  | NE | SW |     | IRRIGATION              |             | O E ALLISON                  |
| 1614B   | Claim       | 04N | 01W | 36  | NE | SW |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 1618B   | Claim       | 04N | 01W | 36  | NE | SW |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 1262B   | Claim       | 04N | 01W | 36  | NE | SW |     | IRRIGATION FROM STORAGE | 40/10964.2  | SETTLERS IRRIGATION DISTRICT |
| 198Y    | Claim       | 04N | 01W | 36  | SE | SW |     | IRRIGATION              | 20/60       | GEORGE SAYLOR                |
| 198Y    | Water Right | 04N | 01W | 36  | SE | SW |     | IRRIGATION              |             | O E ALLISON                  |

*No  
Overlap  
other than  
Settlers*

That said defendant THOMAS H. ALKENS is also, and he is hereby awarded the use of the waters of said river, diverted at a point near the center of NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Sec. 15, T. 4 N. R. 1 E. B.M., for use upon the NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Sec. 16, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 615540 inches, from June 1, 1894; and hereby designated as Right No. 123. And be adjudged to pay \$21.00 costs in addition to the costs incurred by him

LV.

That the defendant W. H. CONWAY be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in the SW corner of SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Sec. 16, T. 4 N. R. 1 E. B.M., for use upon lots 5 and 6 and SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Sec. 16, T. 4 N. R. 1 E. B.M., in the following amounts and from the following dates;

63 019645 inches, from June 1, 1877; and hereby designated as Right No. 64.  
 63 0197110 inches, from June 1, 1891; and hereby designated as Right No. 118. And be adjudged to pay \$10.85 costs in addition to the costs incurred by him.

LVI.

That the defendant the MIDDLETON WATER COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river in SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Sec. 12, T. 4 N. R. 1 W. B.M., for use on the lands lying under its

63 0198 canal system, in the following amount and from the following date;  
 359 430 5704 inches, from June 1, 1877; and hereby designated as Right No. 65.  
 74 468 1864 P.D. 59 And be adjudged to pay \$399.23 costs in addition to the costs incurred by it.  
 75 P.D. 75  
 74 P.D. 84  
 75 P.D. 84  
 76  
 77  
 78  
 79

LVII

That the defendant the WAPA & MERIDIAN IRRIGATION DISTRICT, (substituted for defendant the Boise City Irrigation & Land Company) a corporation, be and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river in Lot 6, Sec. 29, T. 3 N. R. 3 E. B.M., for use upon the lands lying under its canal system, in the following amounts, from the following dates;

33 0199 8500 inches, from May 1, 1878; and hereby designated as Right No. 3.

33 0200 18542 inches, from August 20, 1888; and hereby designated as Right No 10  
T-466 And be adjudged to pay \$1092.84 costs in addition to the costs incurred by it.

LVIII.

That the defendant JULIA WATSON be, and she is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW corner of Sec. 36, T. 5 N. R. 5 W. P.M., for use upon the SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , and S.  $\frac{1}{2}$  of SE  $\frac{1}{4}$ , and lot 7 in Sec. 26, T. 5 N. R. 5 W. B.M., in the following amount from the following date;

33 0201 123 inches, from June 1, 1878; and hereby designated as Right No. 68.  
T-111 And be adjudged to pay \$11.73 costs in addition to the costs incurred by her.

# Receipt Details for ID C011305

| Status | Adjustment Type     | Version |
|--------|---------------------|---------|
|        | Water Right Receipt | 1       |

## General Information:

| Date Received        | Date Deposited | Region                    | Total Amount | Payment Type |
|----------------------|----------------|---------------------------|--------------|--------------|
| 9/8/1989 10:08:08 AM | 9/8/1989       | State                     | \$12,715.00  | Check        |
| Payer                |                | SETTLERS' IRRIGATION DIST |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 8265                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

Comment ADJUDICATION FEE

## Fee Detail:

| Amount      | Description      | PCA    | Fund | Fund Detail | Subsidiary | Object |
|-------------|------------------|--------|------|-------------|------------|--------|
| \$12,715.00 | ADJUDICATION FEE | 410162 | 9337 | 0           | 0          | 6490   |

## Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

## Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount      | Type  |
|--------------|-----------------|--------------|-------------|-------|
| 63           | 230             | F            | \$10,675.00 | Claim |
| 63           | 161             | G            | \$50.00     | Claim |
| 63           | 161             | N            | \$50.00     | Claim |
| 63           | 22227           |              | \$50.00     | Claim |
| 63           | 22226           |              | \$70.00     | Claim |
| 63           | 22225           |              | \$50.00     | Claim |
| 63           | 161             | BG           | \$50.00     | Claim |
| 63           | 161             | V            | \$100.00    | Claim |
| 63           | 161             | AX           | \$50.00     | Claim |

|    |     |    |          |       |
|----|-----|----|----------|-------|
| 63 | 161 | AV | \$50.00  | Claim |
| 63 | 161 | Z  | \$50.00  | Claim |
| 63 | 161 | AJ | \$50.00  | Claim |
| 63 | 161 | AL | \$70.00  | Claim |
| 63 | 161 | AN | \$50.00  | Claim |
| 63 | 161 | BA | \$50.00  | Claim |
| 63 | 161 | A  | \$50.00  | Claim |
| 63 | 161 | T  | \$50.00  | Claim |
| 63 | 231 |    | \$50.00  | Claim |
| 63 | 230 | C  | \$50.00  | Claim |
| 63 | 124 | F  | \$50.00  | Claim |
| 63 | 124 | H  | \$50.00  | Claim |
| 63 | 214 | A  | \$50.00  | Claim |
| 63 | 199 | A  | \$130.00 | Claim |
| 63 | 124 | K  | \$50.00  | Claim |
| 63 | 198 | A  | \$64.00  | Claim |
| 63 | 257 |    | \$90.00  | Claim |
| 63 | 161 | AC | \$50.00  | Claim |
| 63 | 230 | B  | \$50.00  | Claim |
| 63 | 120 | H  | \$130.00 | Claim |
| 63 | 198 | Y  | \$70.00  | Claim |
| 63 | 170 | A  | \$50.00  | Claim |
| 63 | 169 | A  | \$50.00  | Claim |
| 63 | 161 | J  | \$50.00  | Claim |
| 63 | 161 | Q  | \$50.00  | Claim |
| 63 | 161 | BW | \$50.00  | Claim |

[Print Report](#)