

11-7-02

SF5 Water Right No. 65-335

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

RIGHT NUMBER: 65-335

NAME AND ADDRESS: JUSTUS ENTERPRISES
C/O DON JUSTUS
1024 RANCH RD
BOISE ID 83702

SOURCE: SWANDER SPRINGS

TRIBUTARY: YERGENSON CREEK

QUANTITY: 0.580 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER
USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 10/05/1965

POINT OF DIVERSION:

T08N R01E S31 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.490 CFS
STOCKWATER	01/01 12/31	0.050 CFS 2.70 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE:

IRRIGATION Within GEM County

T08N R01E S31	SWNE	2.6	T08N R01E S31	SENE	17.5
T08N R01E S31	NESW	0.5	T08N R01E S31	NWSE	3.7

STOCKWATER Within GEM County

T08N R01E S31 SENE

DOMESTIC Within GEM County

T08N R01E S31 SENE

24.3 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed

T08N, R01E, S31

1987 NAPP

● Pt of Diversion

□ Place of Use

Section Lines

□ 1/41/4

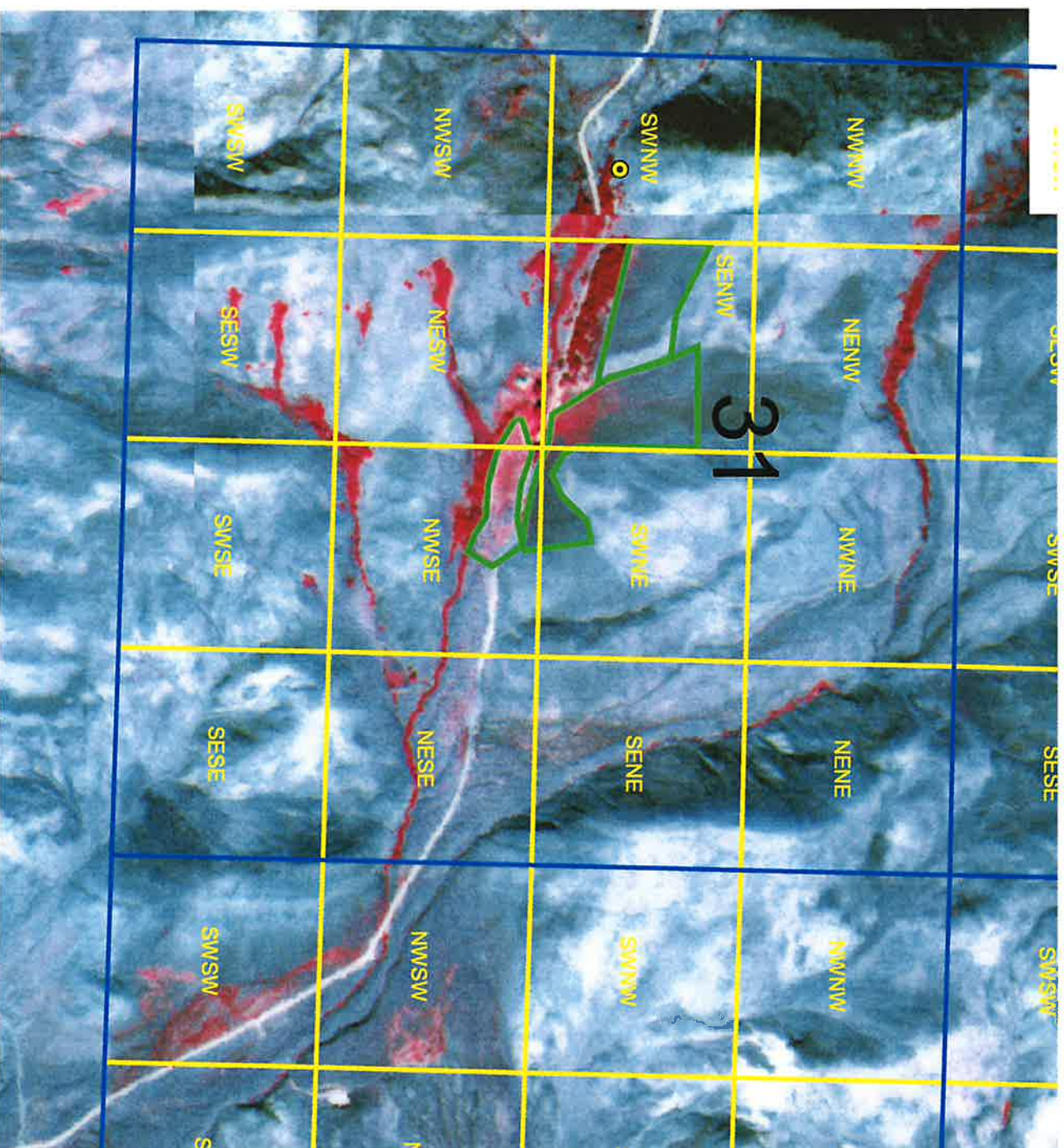
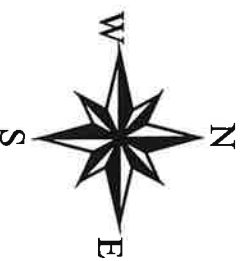
Claim No(s): 65-335

Owners: Justus

Prepared by:

Jan Shurte

Date: 11-6-02



0 1320 2640 Feet

DUK'S ORIGINAL
SFS RECOMMENDATION

07/23/2002

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

RIGHT NUMBER: 65-335

NAME AND ADDRESS: JUSTUS ENTERPRISES
C/O DON JUSTUS
1024 RANCH RD
BOISE ID 83702

SOURCE: SWANDER SPRINGS

TRIBUTARY: YERGENSON CREEK

QUANTITY: 0.44 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER
USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 10/05/1965

POINT OF DIVERSION:

T08N R01E S31 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.350 CFS
STOCKWATER	01/01 12/31	0.050 CFS
		2.70 AFY
DOMESTIC	01/01 12/31	0.040 CFS
		1.20 AFY

PLACE OF USE: IRRIGATION Within GEM County

T08N R01E S31	SWNE	2.6	T08N R01E S31	SENE	9.4
T08N R01E S31	NESW	0.5	T08N R01E S31	NWSE	3.7

STOCKWATER Within GEM County

T08N R01E S31 SENE

DOMESTIC Within GEM County

T08N R01E S31 SENE

16.2 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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed

Sue's del. MAP

Idaho Dept. of Water Resources

Claim No(s): 65-00335

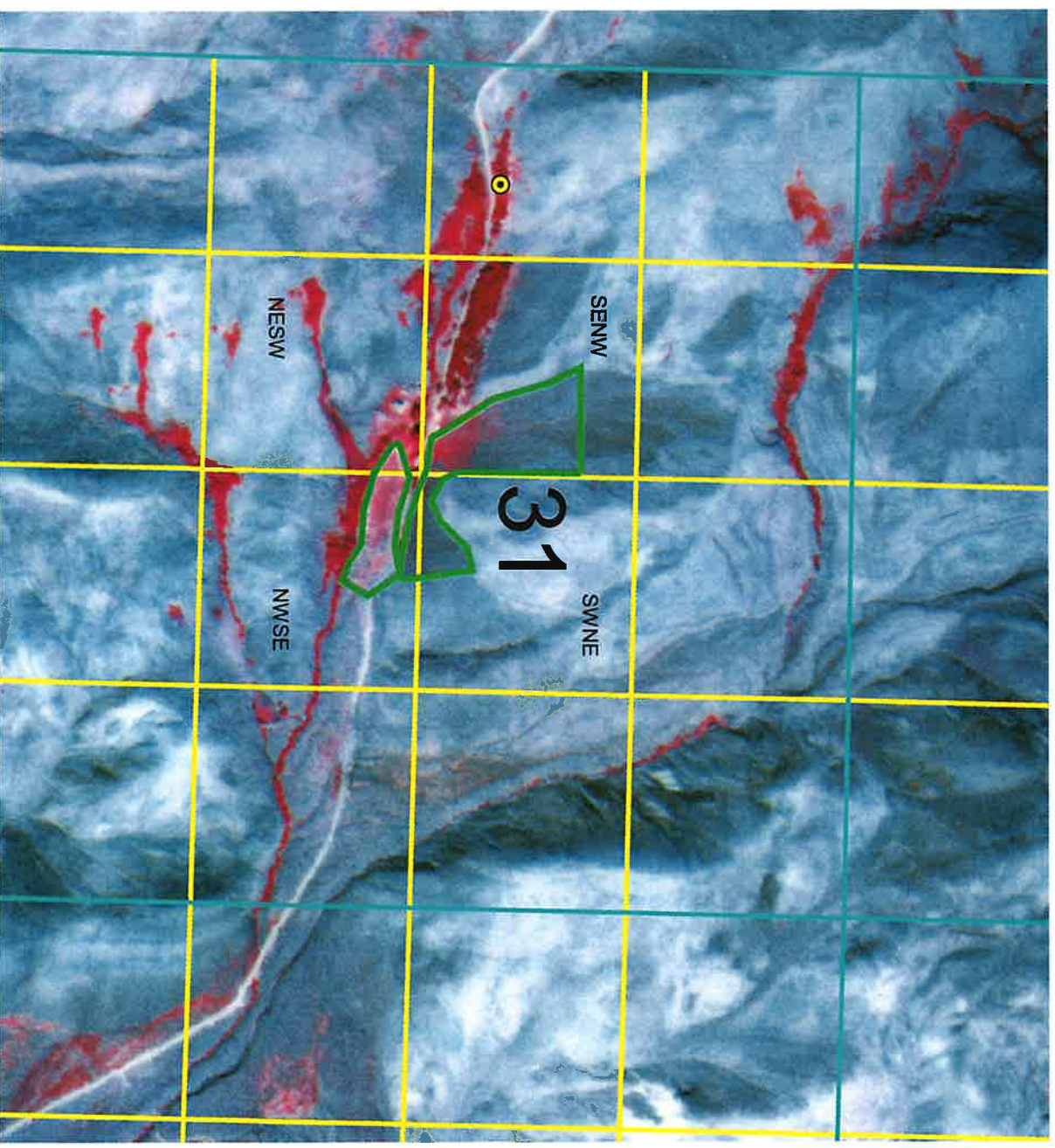
T8N, R1E, S 31

Prepared by: Sue Bock

Date: 7/22/2002

*per SF5

- Sue_pou.shp
- Sue_pod.shp
- T8n1e.shp
- T08n01e.shp



MEMO

TO: Garrick Baxter

FROM: Jan Shurte

SUBCASE NO: 65-335 – Justus Enterprises

DATE: November 7, 2002

Attached is a copy of the SF4, Motion to Amend Claim No. 65-335 and the original SF5 and Recommendation.

On this date, Don Justus completed the motion and is mailing this motion to the SRBA Court and other parties tomorrow. The SF5 was signed and the recommendation initialed during a meeting in my office today. During this meeting Mr. Justus indicated the actual historically irrigated acres upon which this claim has been used as shown on the map also attached.

The SF5 still needs your signature and to be sent to BLM for signature. If the Court will rule on the SF4 on November 18th, then we can file the SF5 that day also. As we discussed, you may want to talk with the Court concerning the SF4 prior to November 18th, so we can take care of it all that day. Mr. Justus will mail his copies to the Court tomorrow and they should receive them by next Tuesday.

If you have any questions, please give me a call.

Copy of SF5 signed
by Don Justus ✓
Jan Skute 11-7-02

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

In Re SRBA

Case No. 39576

) Subcase No. 65-335
)
)
)
)
)
)
)

STANDARD FORM 5

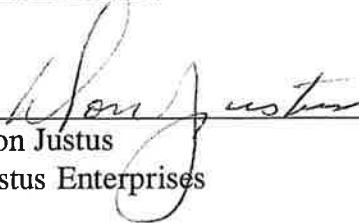
**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:


Don Justus
Justus Enterprises


Date

OBJECTOR:

Larry Brown
Attorney for BLM

Date



Jan Shurte
Water Rights Supervisor

Date

Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR

Date

CERTIFICATE OF MAILING

I certify that on _____, 2002 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Justus Enterprises
C/O Don Justus
1024 Ranch Rd
Boise, ID 83702

US Bureau of Land Management
1387 South Vinnell Way
Boise, ID 83709-1657

IDWR Repository
P.O. Box 83720
Boise, ID 83720

United States Dept of Justice
Environment and Natutal Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of person or attorney mailing the form

SF5 Water Right No. 65-335

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

RIGHT NUMBER: 65-335

NAME AND ADDRESS: JUSTUS ENTERPRISES
C/O DON JUSTUS
1024 RANCH RD
BOISE ID 83702

SOURCE: SWANDER SPRINGS

TRIBUTARY: YERGENSON CREEK

QUANTITY: 0.580 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER
USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 10/05/1965

POINT OF DIVERSION:

T08N R01E S31 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	0.490 CFS
STOCKWATER	01/01 12/31	0.050 CFS
DOMESTIC	01/01 12/31	2.70 AFY
		0.040 CFS
		1.20 AFY

PLACE OF USE:

IRRIGATION Within GEM County

SECTION	DIRECTION	ACRES	SECTION	DIRECTION	ACRES
T08N R01E S31	SWNE	2.6	T08N R01E S31	SENE	17.5
T08N R01E S31	NESW	0.5	T08N R01E S31	NWSE	3.7

STOCKWATER Within GEM County

T08N R01E S31 SENE

DOMESTIC Within GEM County

T08N R01E S31 SENE

24.3 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 23, 2002

Justus Enterprises

C/O Don Justus

1024 Ranch Rd

Boise, ID 83702

Re: Changes to water right recommendation 65-335

Dear Mr. Justus:

During the initial hearing in Emmett, you made changes to the map indicating your place of use. I have created a new map for you to look over. Please note that the change in acres does reduce your total irrigated acres and thus your diversion rate. I have also changed the place of use for stockwater from the SWNW to the SENW, off of BLM land.

The status conference for this right is set for August 6, 2002. Please let me know if you agree with this new recommendation and map by August 29, 2002.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Sue Bock', is written over a horizontal line.

Sue Bock

Sr. Water Resource Agent

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 22 2002

Department of Water Resources

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

In Re SRBA)

Case No. 39576)

A. Subcase 65-00335

(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Justus Enterprises c/o Don Justus

Address: 1024 Ranch Rd; Boise ID 83702

Name:

Address:;

Name:

Address:;

Name:

Address:;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☒ **Priority Date**

Should be: See attached

5. ☒ **Point(s) of Diversion**

Should be: See attached

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU. The claimant does not have a valid water right with the elements claimed.

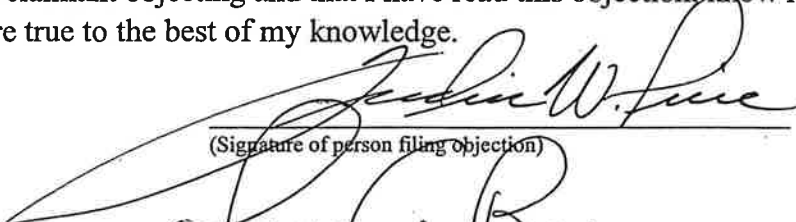
F.

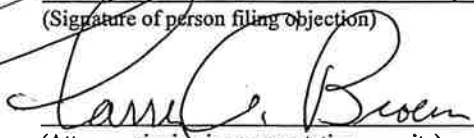
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

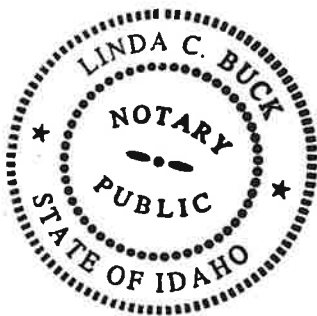
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

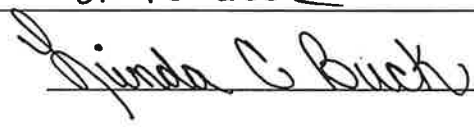

(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

01-16-2002




Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on Jan. 18, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Justus Enterprises c/o Don Justus

Address: 1024 Ranch Rd; Boise ID 83702

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

3. Copies to:

IDWR Document Depository

P.O. Box 83720

Boise, ID 83720-0098

Chief, Natural Resources Division

Office of the Attorney General

State of Idaho

P.O. Box 44449

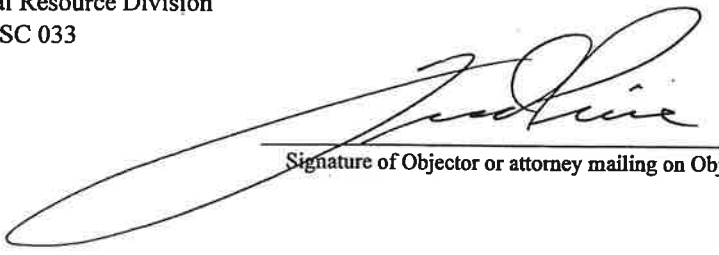
Boise, ID 83711-4449

United States Department of Justice

Environment and Natural Resource Division

550 West Fort Street, MSC 033

Boise, ID 83724


Signature of Objector or attorney mailing on Objector's behalf

08/31/2001

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

RIGHT NUMBER: 65-335

NAME AND ADDRESS: JUSTUS ENTERPRISES
C/O DON JUSTUS
1024 RANCH RD
BOISE ID 83702

SOURCE: SWANDER SPRINGS

TRIBUTARY: YERGENSON CREEK

QUANTITY: 1.090 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER
USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 10/05/1965

POINT OF
DIVERSION:

Lot (2)
T08N R01E S31 SWNW Within GEM County Blm

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	1.000 CFS
STOCKWATER	1/01 12/31	0.050 CFS
		2.70 APY
DOMESTIC	1/01 12/31	0.040 CFS
		1.20 APY

PLACE OF USE:

IRRIGATION Within GEM County
T08N R01E S31 Lot 2 SWNW Blm 15.0 T08N R01E S31 SENW 35.0
STOCKWATER Within GEM County
T08N R01E S31 Lot 2 SWNW Blm
DOMESTIC Within GEM County
T08N R01E S31 SENW

50 ACRES TOTAL

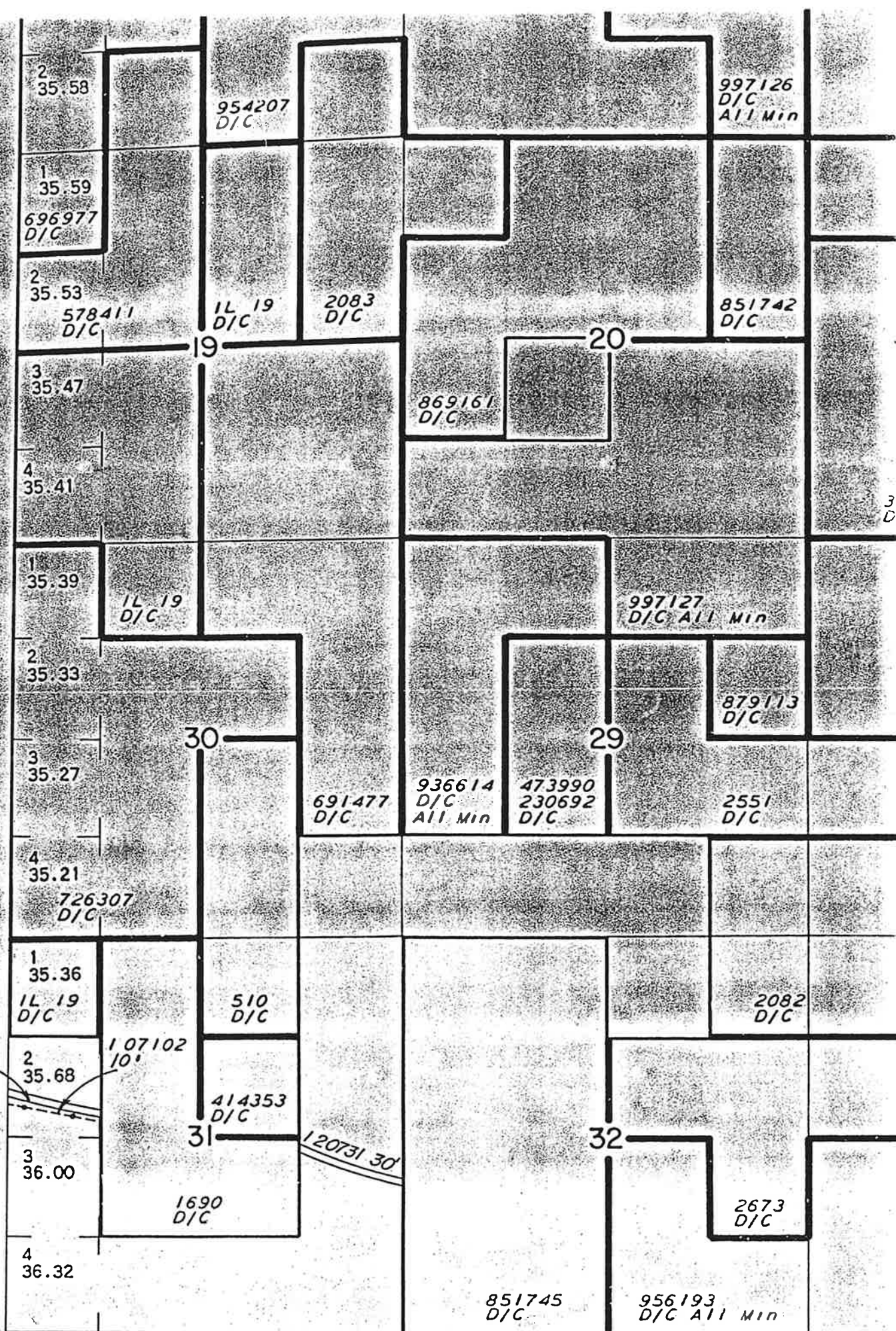
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE
AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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

TOWNSHIP 8 NORTH RANGE 1 EAST



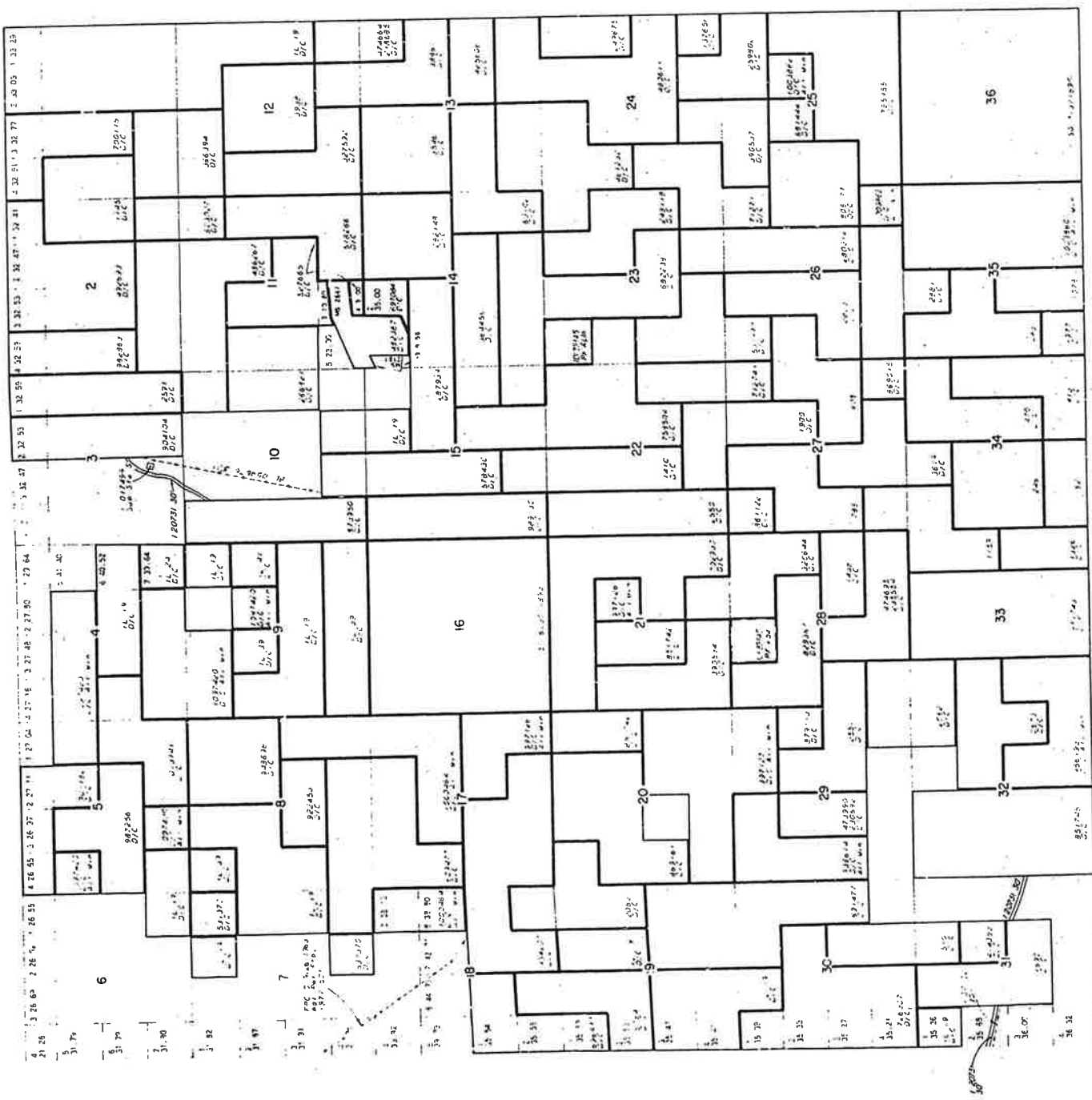
TOWNSHIP 8 NORTH RANGE 1 EAST OF THE BOISE MERIDIAN, IDAHO

GEM COUNTY 045
DISTRICT SEC 2

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS		
TRACT NO.	SEC.	SURVEY
1	2	1
2	2	1
3	2	1
4	2	1
5	2	1
6	2	1
7	2	1
8	2	1
9	2	1
10	2	1
11	2	1
12	2	1
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27	2	1
28	2	1
29	2	1
30	2	1
31	2	1
32	2	1
33	2	1
34	2	1
35	2	1
36	2	1



WARNING STATEMENT
This plat is a Bureau of Land Management record. It is not a deed or other conveyance. It is a record of the location of the land and the location of the survey. It is not a guarantee of the accuracy of the survey. It is a record of the location of the land and the location of the survey. It is not a guarantee of the accuracy of the survey.

SCALE OF CHAINS
1" = 10 CHAINS
1" = 10 CHAINS

Done At
T B Y
R E

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	CURRENT TO
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
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34	34
35	35
36	36

Lot 43750224
Lot 43750224

RECEIVED

03/08/2001

JUN 06 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-335

JUSTUS ENTERPRISES

C/O DON JUSTUS

1024 RANCH RD

BOISE ID 83702

Telephone Number: (208)344-0921

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

5/25/01

SIGNATURE:

Don Justus

Please print your name:

Don Justus

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

Idaho Dept. of Water Resources

Claim No(s): 65-00335

Claimant(s): Justus Enterprises

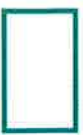
T08N, R01E, S 31

Prepared by: Sue Bock

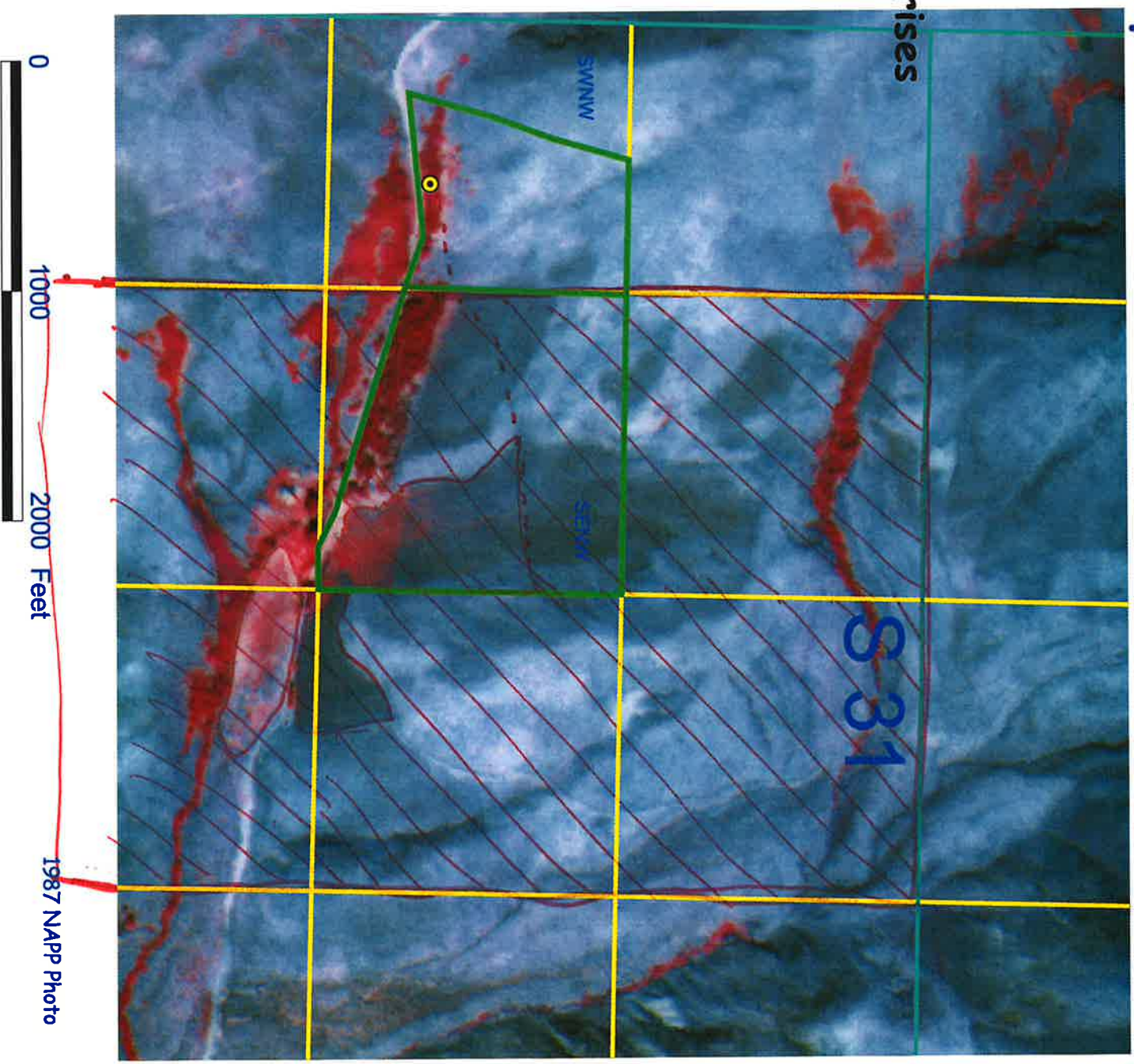
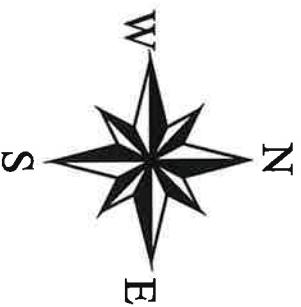
Date: 12/15/1999

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



6/26/02

PMO100 - PARCEL MASTER INQUIRY

09:15:29

PARCEL: RP 00519800

A

F12=RC

F17=DD F19=SP

LEGAL DESCRIPTION

JUSTUS, DONALD K

2491 04 31 1 00 00 001
E1/2 NW, W1/2 NE, NE SW, NW SE
SEC 31 8N 1E1024 RANCH RDCODE AREA 400OWNER CODE BOISE ID 83702PARC TYPE LOC CODE 3006400 BUTTE RDEFFDATE 11051991EXPDATE PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
3	2000	39640	AC	2375				
5	2000	196140	AC	6290				
10	2000	1000	AC	8100				
19	2000	3220	AC					
TOTALS		240000		56310				

ENTER NEXT PARCEL NUMBER RP AFKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SRch F22=EU

AJ0749NP
No. R65-00335

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JUSTUS ENTERPRISES C/O DON JUSTUS 1024 RANCH RD BOISE ID 83702 (208) 344-0921	10/05/1965	IRRIGATION STOCKWATER DOMESTIC	04-01 11-01 01-01 12-31 01-01 12-31	1.000 CFS 0.050 CFS 0.040 CFS	2.70 AFA 1.20 AFA
TOTAL DIVERSION:					1.090 CFS	

Water Source: SWANDER SPRINGS

Tributary to: YERGENSON CREEK

Stage: DECREED

Point(s) of Diversion:

T08N R01E S31

SWNW

GEM County

Place of use Legal Description for: IRRIGATION

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE
08N 01E 31 :	15	35	
TOTAL ACRES			50.0 50.0

Place of use Legal Description for: STOCKWATER

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE
08N 01E 31 :	S		

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac	NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE : NE NE NE NE NE NE NE NE	SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW : SW SW SW SW SW SW SW SW	SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE : SE SE SE SE SE SE SE SE
08N 01E 31 :	D		

POU County: GEM

Conditions of Approval:

- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R65-00335

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/27/99
PAGE: 2

Audit: 12/27/99 SBCK

DIVERSION
VOLUME

1.20
2.70
1.20

~~1.20 AFA~~

50.0

2/4
209

DIVERSION VOLUME

~~4.20 AFA~~

1.20 AFA

~~4.20-AFA~~

GEM County

50.0

● ● ●

D

10/05/1965

10/05/1965

DATE: 12/08/99
PAGE: 6

LAST: SWANDER
ADDRESS:
CITY: SWEET
PHONE NUMBER: 208-000-0000

FIRST: CLAUDE E
STATE: ID ZIP: 83670

OWNER CODE: O

LAST: LITTLE
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST: DAVID
STATE: ID ZIP: X

OWNER CODE: O

LAST: JUSTUS ENTERPRISES
ADDRESS: C/O DON JUSTUS
1024 RANCH RD
CITY: BOISE
PHONE NUMBER: 208-344-0921

FIRST:
STATE: ID ZIP: 83702

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N
FIELD
EXAMINER

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-00335 PRIORITY DATE: 10-05-1965 STAGE: D

B. WR RECORD: # 65-00335 PRIORITY DATE: 10-05-1965 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y() N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y() N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

Y() N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y() N()

FIELD EXAM COMPLETED

N/A(☒) Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y() N()

LICENSE ISSUED

N/A(☒) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N()

NOTES:

RECOMMENDED PRIORITY DATE:

10-05-1965

REVIEWED BY

DATE

12/15/69

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-00335	08N	01E	31		SW	NW			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
NONE
R PREFIX
65-12683
65-19844
65-20147
65-20151

WR RECORDS IN SAME 40 ACRE TRACT

65-10464
65-12683
65-13135
65-13164

SOURCE: SWANDER SPRINGS

TRIB: YERGENSON CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-00335	08N	01E	31		SW	NW			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

65-10464
65-12683
65-13135
65-13164

NONE
65-12683
65-19844
65-20147
65-20151

SOURCE: SWANDER SPRINGS

TRIB: YERGENSON CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

1. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

$$Y(\text{---})N(\text{---})$$

AJ FIELD EXAM	(DATE OF FIELD EXAM
---------------	---------------------

NAME OF EXAMINER _____) Y(____) N(____)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

05 Dec 2011

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

TWP. RGE. SEC.
08N 01E 31

MS	7/4
NW	7/4

POD
FLAG

COUNTY
GEM

DIVERSION NAME

DIVERSION NBR

SOURCE: SHANDER SPRINGS

TRIB: YERGENSON CREEK

REVIEWED BY:

CP

DATE:

12/15/09

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A65-00335

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	01E	31	SW	NW	2	JUSTUS ENTERPRISES	A65-00335 / 15.0	65-00335 /			15
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-20151	/	-	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-12683	/	65-12683	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-19864	/	-	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-20147	/	-	/		
			SW	NW	2	US DEPT OF INTERIOR		65-10664	/		
			SW	NW	2	JUSTUS ENTERPRISES		65-13135	/		
			SW	NW	2	HAW CREEK RANCH INC		65-13164	/		
08N	01E	31	SW	NW	2	JUSTUS ENTERPRISES	A65-00335 /	65-00335 /			
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-20151	/	-	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-12683	/	65-12683	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-19864	/	-	/		
			SW	NW	2	AMERICA ACTING THROUGH, UNITED 65-20147	/	-	/		
			SW	NW	2	US DEPT OF INTERIOR		65-10664	/		
			SW	NW	2	JUSTUS ENTERPRISES		65-13135	/		
			SW	NW	2	HAW CREEK RANCH INC		65-13164	/		
08N	01E	31	SE	NW	2	JUSTUS ENTERPRISES	A65-00335 / 35.0	65-00335 /			35
			SE	NW	2	JUSTUS ENTERPRISES		65-13135	/		
08N	01E	31	SE	NW	2	JUSTUS ENTERPRISES	A65-00335 /	65-00335 /			
			SE	NW	2	JUSTUS ENTERPRISES		65-13135	/		

ADDITIONAL POU FOUND

TOTAL ACRES A65-00335

POU COUNTY: GEM

50

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-00335	DOMESTIC	JUSTUS ENTERPRISES	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-00335	IRRIGATION	JUSTUS ENTERPRISES	FROM 04-01 TO 11-01	1.000 CFS	1.20 AF/A
A65-00335	STOCKWATER	JUSTUS ENTERPRISES	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
65-20151	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	
65-12683	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	0.30 AF/A
65-12683	WILDLIFE	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	0.30 AF/A
65-19844	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	
65-20147	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-00335 DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-00335 IRRIGATION	FROM 04-01 TO 11-01	1.000 CFS	1.20 AF/A
A65-00335 STOCKWATER	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
TOTAL DIVERSION RATE/VOLUME		1.090 CFS	1.20 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00335 DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00335 IRRIGATION	FROM 04-01 TO 11-01	1.000 CFS	1.20 AF/A
65-00335 STOCKWATER	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
TOTAL DIVERSION RATE/VOLUME		1.090 CFS	1.20 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USER?

Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y() N()

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 1.090 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.090 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 30 x 0.02 CFS/ACRE = 1.00 CFS 1b. CALCULATIONS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1.20 AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

QTD based

MR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED

☒

REC.
PURPOSE OF USE

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

DOMESTIC
IRRIGATION
STOCKWATER

01-01 12-31
04-01 11-01
01-01 12-31

DATABASE EXAMINER
0.040
1.000
0.050

DATABASE EXAMINER
1.20
1.20
2.70

DATABASE EXAMINER
0.0
0.0
0.0

TOTAL FOR THIS RIGHT

1.090

1.20

0.0

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY:



DATE:

12/15/98

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

N/A

ROOT WATER RIGHT NUMBER: 65-00335

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.090

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00335	1.090	-	-	65-00335	1.090
TOTAL CFS					1.090	1.090

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☐ ORTHOPHOTOQUAD	DATE OF PHOTO _____	IDWR ID NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____	IDWR ID NO. _____	Y() N()
☐ MAP	DATE OF PHOTO _____	IDWR ID NO. _____	Y() N()
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____		Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____		Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____		Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____		Y() N()
☒ OTHER <u>GIS map</u>	DATE _____	<u>12/15/99</u>	Y() N()
☐ OTHER _____	DATE _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____		
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____		
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
☐ SYSTEM DESCRIPTION	DATE DRAWN _____		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
☐ OTHER _____	DATE _____		
☐ OTHER _____	DATE _____		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A65-00335

00:00:06
12/09/99

MR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

31

30	29
31	32

30	29
31	32

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LOT 4

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
(to be used in connection with B/U exams for same owners)

1. ☒ No Change NAME:
NEW OWNER: _____
☒ No Change ADDRESS:
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE:
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
- Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- cfs af
8. N/A

MICROFILMED

AUG 27 1994

MICROFILMED

OCT 18 1996

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:

Domestic - No. of homes _____ Stockwater - No. of head _____

Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

Remarks: (Comments pertinent to field examination)

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

☐
☐
☐

☒
☒
☒

- ☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED:

7/15/92

FIELD EXAMINER:

Rick Collingwood

Signature

Rick Collingwood

~~MICROFILMED~~
~~APR 24 1994~~
OCT 18 1996

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER Rick Collingwood DATE SUBMITTED 8/3/92
ADJUDICATION AGENT _____ RESPONSE DUE DATE _____
COUNTY Gem OWNER'S NAME Justus Enterprises / c/o Don Justus

PERMIT DATA	T	R	S	Q/Q	T	R	S	Q/Q
P/D	<u>8N</u> <u>8N</u>	<u>1E</u> <u>1E</u>	<u>31</u> <u>31</u>	<u>NESW</u> <u>SE NW</u>	<u>8N</u>	<u>1E</u>	<u>32</u>	<u>SESW</u>
P/U	<u>8N</u>	<u>1E</u>	<u>31</u>	<u>NESE</u> <u>NESW</u> <u>SE NW</u> <u>SW NW</u>	<u>8N</u>	<u>1E</u>	<u>32</u>	<u>SESW</u>

PROOF SUBMITTED DATE 6/11/91

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing:

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
- ☐ Claim filed for permit and copy attached *
- ☐ Claim filed although not required (proof filed after 11-19-87)
- ☒ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (new number - different right)

- ☒ Name index search AL5-00335
- ☐ Legal description search
- ☐ Non-data entry claims search
- ☐ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file Attached	Exam not Conducted
<u>AL5-00335</u> Adj No. <u>7/15/92</u>	☐	☒	☐
_____ Adj No. _____	☐	☐	☐
_____ Adj No. _____	☐	☐	☐

☐ Exam completed date(s) data entered 11-9-92 (initial & date)

* copies included only if pertinent to permit field exam

MICROFILMED
MICROFILMED
OCT 18 1996

IN THE DISTRICT COURT OF THE FIRST
JUDICIAL DISTRICT IN AND FOR THE

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

STRICT OF THE STATE OF IDAHO,
FALLS

CIVIL CASE NUMBER: 39576

Ident. Number: A65-00335
Date Received: 1/17/1990
Receipt No: X999999
Received By:

*Note: Committed
Notice of Claim
Motion has been
Submitted to SBA
Court also copy in
file 11-7-92*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JUSTUS ENTERPRISES 208-344-0921
Address: C/O DON JUSTUS
1024 RANCH RD.
BOISE, ID 83702

2. Date of Priority: OCT 05, 1965

3. Source: SWANDER SPRINGS Trib. to: YERGENSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	01E	31	SW	NW			GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
IRRIGATION	04/01	11/01	1.000		1.20
STOCKWATER	01/01	12/31	0.050		2.70

7. Total Quantity Appropriated is:
1.090 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	01E	31	SW	NW		IRR	15.0

A65-00335

Page 1

Date: 01/17/90

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SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	01E	31	SW	NW		STOCK	
			SE	NW		IRR	35.0
			SE	NW		DOMEST	
						Section Acres	50.0
						Total Acres	50.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am PARTNER Title _____ of JUSTUS ENTERPRISES Organization, that I have signed the foregoing document in the space below as PARTNER Title _____ of JUSTUS ENTERPRISES Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

General Partner Justus Enterprises
Title and Organization

1/12/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of Jan 19 90

Linda Werner
Notary Public

Seal

Linda A. Werner
Residing at _____ Residing at Boise, Idaho
My Commission Expires _____
My Commission Expires December 8, 1994

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. No.

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

Please type or print clearly:

Name of Claimant(s) JUSTUS ENTERPRISES
DON JUSTUS

Mailing Address
(include Zip Code) 1024 RANCH RD
BOISE, IDAHO
83702

Phone Number 208 1 344 - 0921

MICROFILMED

SEP 15 1992

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: 65-00335

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CLAUDE E. SWANDER
ADDRESS:

SWEET, ID 83670

NAME: DAVID LITTLE
ADDRESS:

,

2. DATE OF PRIORITY: OCT 05, 1965

3. SOURCE: SWANDER SPRINGS TRIB. TO: YERGENSON CREEK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
08N	01E	31	SW	NW			GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
IRRIGATION	04/01	11/01	1.000		1.20
STOCKWATER	01/01	12/31	0.050		2.70

7. TOTAL QUANTITY APPROPRIATED IS:
1.090 C.F.S. (AND/OR)

1.20 A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4	OF	1/4	LOT	USE	ACRES
08N	01E	31	SW		NW		IRR	15.0
			SW		NW		STOCK	
			SE		NW		IRR	35.0
			SE		NW		DOMEST	
							SECTION ACRES	50.0
							TOTAL ACRES	50.0

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREEED
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
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: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, TITLE
_____, AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

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 _____
DATE: 10/28/89 785