

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: A65-00071A
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEWART DITCH CO 208-278-3806
Address: C/O BRUCE LYSGAARD
2068 COUNTY LINE RD
EMMETT ID 83617

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	21		SW	SE		GEM

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	11.660		

7. Total Quantity Appropriated is:
11.660 C.F.S. (and/or) 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
07N	03W	7	NE	SW	7	IRR	25.0
			NW	SW	6	IRR	24.0
			SW	SW	8	IRR	22.0
			SE	SW		IRR	31.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	SW	SE	9	IRR	29.0
			SE	SE	10	IRR	21.0
						Section Acres	152.0
		17	NW	NW		IRR	10.0
			SW	NW		IRR	34.0
			NW	SW		IRR	32.0
						Section Acres	76.0
		18	NE	NE		IRR	37.0
			NW	NE		IRR	38.0
			SW	NE		IRR	20.0
			SE	NE		IRR	31.0
			NE	NW		IRR	31.0
			NW	NW	1	IRR	28.0
			NE	SE		IRR	3.0
						Section Acres	188.0
						Total Acres	416.0

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:

STEWART WATER DELIVERED BY RASMUSSEN DITCH.
CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN
ADJUDICATION. 03/01/1996 MM.

15. Basis of Claim: BENEFICIAL USE

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: _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A45-00071A, -00071B, RECEIVED
-00071C, -00071X

APR 03 2000

WATER RESOURCES
WESTERN REGION

[] Old Mailing Address: Stewart Ditch Co.
c/o Gary Stott
2001 Little Rock Rd.
Emmett, ID 83617

[] New Mailing Address: Stewart Ditch Co
c/o Bruce Lysgaard
2068 County Line Rd.
Emmett, ID 83617

New Telephone Number: (208) 278-3806

[] Signature of Claimant: X Terry Shippey, President
Date: 3-30-00

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

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: **A65-00071A**
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: _____

AMENDED

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

AMENDED

1. Name: STEWART DITCH CO 208-365-6835
Address: C/O GARY STOTT
2001 LITTLE ROCK RD
EMMETT ID 83617

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	21	SW	SE			GEM

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	11.660		

7. Total Quantity Appropriated is:
11.660 C.F.S. (and/or) 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
07N	03W	7	NE	SW	7	IRR	25.0
			NW	SW	6	IRR	24.0
			SW	SW	8	IRR	22.0
			SE	SW		IRR	31.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	SW	SE	9	IRR	29.0
			SE	SE	10	IRR	21.0
						Section Acres	152.0
		17	NW	NW		IRR	10.0
			SW	NW		IRR	34.0
			NW	SW		IRR	32.0
						Section Acres	76.0
		18	NE	NE		IRR	37.0
			NW	NE		IRR	38.0
			SW	NE		IRR	20.0
			SE	NE		IRR	31.0
			NE	NW		IRR	31.0
			NW	NW	1	IRR	28.0
			NE	SE		IRR	3.0
						Section Acres	188.0
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14. Remarks:

STEWART WATER DELIVERED BY RASMUSSEN DITCH.
CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN
ADJUDICATION. 03/01/1996 MM.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-00071A,
	)	65-00071X

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Stewart Ditch Co. stipulate as follows:

1. That water right claim Nos. 65-00071A and 65-00071X, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Stewart Ditch Co. withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Org

AUTHORIZED AGENT
STEWART DITCH CO.

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-00071A	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	11.66	CFS BENEFICIAL USE
			TOTAL QUANTITY:		11.66	CFS
	POINT OF DIVERSION: T07N R03W S21 PLACE OF USE: IRRIGATION	SWSE				
	T07N R03W S07	Lot 7 (NESW)25.0	Lot 6 (NWSW)24.0	Lot 8 (SWSW)22.0	SESW 31.0	
		Lot 9 (SWSE)29.0	Lot 10 (SESE)21.0			
	S17	NWNW 10.0	SWNW 34.0	NWSW 32.0		
	S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0	
		NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0		
	416.0 ACRES TOTAL					
REMARKS:	WATER IS DELIVERED THROUGH RASMUSSEN DITCH.					
	RIGHT NOS. 65-00071B AND 65-00081 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.					
	USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 14.10 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,456 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE IRRIGATION SEASON.					
	1.78 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.					
	A DIVERSION RATE OF .034 CFS PER ACRE ON 200 ACRES, .029 CFS PER ACRE ON 64 ACRES AND .02 CFS PER ACRE ON 61 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE. THE BALANCE OF THE PLACE OF USE DESCRIBED ABOVE IS IRRIGATED WITH RIGHT NO. 65-00071B.					
	.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.					
	2.57 CFS OF RIGHT NO. 65-00081 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00081.					

MICROFILMED
OCT 18 1996

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-00071X	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	37.92	CFS BENEFICIAL USE
TOTAL QUANTITY:					37.92	CFS
CONSUMPTIVE USE:					4522.0	APY

POINT OF DIVERSION:

T07N R03W S17 LOT 1 (NENE)
S35 SWNW

PLACE OF USE: IRRIGATION

T07N R03W S16	Lot 5 (SWNW) 34.0	Lot 6 (NWSW) 4.0	Lot 7 (SWSW) 2.0	
S17	Lot 1 (NENE) 33.0	SENE 37.0	NWSW 7.0	SWSW 32.0
	NESE 40.0	SESE 40.0		
S18	SWNE 1.0	SENE 3.0	NESE 13.0	SENE 32.0
S20	NENE 38.0	NWNE 1.0	SWNE 34.0	SENE 39.0
	NENW 23.0	NWNW 40.0	SWNW 40.0	SESE 7.0
	NESW 39.0	NESE 34.0	NWSE 40.0	SWNW 30.0
S21	Lot 4 (NWNW) 30.0	Lot 5 (SENE) 35.0	Lot 6 (SWNE) 8.0	SESE 34.0
	NESW 32.0	NWSW 34.0	SWSW 37.0	SESE 27.0
	NESE 38.0	NWSE 19.0	SWSE 28.0	SENE 31.0
S28	NENE 37.0	NWNE 32.0	SWNE 37.0	SENE 38.0
	NENW 36.0	NWNW 35.0	SWNW 7.0	
	NESW 17.0	NESE 24.0	NWSE 33.0	

1292.0 ACRES TOTAL

REMARKS: WATER IS DELIVERED THROUGH STEWART DITCH.
3.11 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 379 ACRES, .029 CFS
PER ACRE FOR 407 ACRES, AND .02 CFS PER ACRE FOR 506 ACRES AT THE
FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE
OF USE DESCRIBED ABOVE.

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OCT 18 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: **A65-00071A**
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: _____

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

1. Name: STEWART DITCH CO 208-365-6835
Address: C/O GARY STOTT
2001 LITTLE ROCK RD
EMMETT ID 83617

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	21	SE	SE			GEM

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	16.640		

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

8. Total consumptive use is 1456.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

AUG 22 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	NE	SW	7	IRR	25.0
			NW	SW	6	IRR	24.0
			SW	SW	8	IRR	22.0
			SE	SW		IRR	31.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	SW	SE	9	IRR	29.0
			SE	SE	10	IRR	21.0
						Section Acres	152.0
		17	NW	NW		IRR	10.0
			SW	NW		IRR	34.0
			NW	SW		IRR	32.0
						Section Acres	76.0
		18	NE	NE		IRR	37.0
			NW	NE		IRR	38.0
			SW	NE		IRR	20.0
			SE	NE		IRR	31.0
			NE	NW		IRR	31.0
			NW	NW	1	IRR	28.0
			NE	SE		IRR	3.0
						Section Acres	188.0
						Total Acres	416.0

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:

STEWART WATER DELIVERED BY RASMUSSEN DITCH.

15. Basis of Claim: BENEFICIAL USE

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: _____

MICROFILMED

AUG 22 1994

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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AUG 22 1994

RECEIVED

MAR 22 1993

Department of Water Resources
Western Regional Office

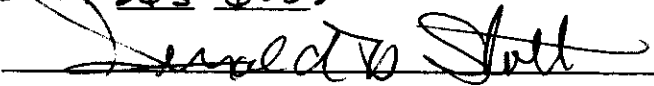
CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): ALS-00071A, 00071B
00071C, 00071X

[] Old Mailing Address: Stewart Ditch Co,
40 Nelda Platz 6550 Dallas Rd
New Plymouth, ID 83655

[] New Mailing Address: Stewart Ditch Co.
40 Gary Stott 2001 Little Rock Rd
Emmett, ID 83617

New Telephone Number: (208) 365-6835

[] Signature of Claimant: 
Date: March 15, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-30-93 By: AD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3-30-93 By: AD

MICROFILMED

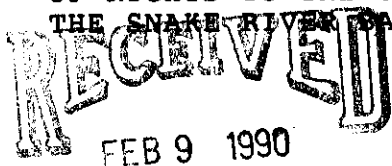
AUG 22 1994

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. Number: A65-00071A
Date Received: ~~1/17/1990~~ 2/9/10
Receipt No: X999997
Received By: _____



Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEWART DITCH CO. 208-278-3040
Address: C/O NELDA PLATZ
6550 DALLAS RD.
NEW PLYMOUTH, ID 83655

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	21	SE	SE			GEM

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	16.640		

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

8. Total consumptive use is 1456.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	NE	SW	7	IRR	25.0
			NW	SW	6	IRR	24.0
			SW	SW	8	IRR	22.0

A65-00071A

Page 1

Date: 02/01/90

MICROFILMED
SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	SE	SW		IRR	31.0
			SW	SE	9	IRR	29.0
			SE	SE	10	IRR	21.0
						Section Acres	152.0
		17	NW	NW		IRR	10.0
			SW	NW		IRR	34.0
			NW	SW		IRR	32.0
						Section Acres	76.0
		18	NE	NE		IRR	37.0
			NW	NE		IRR	38.0
			SW	NE		IRR	20.0
			SE	NE		IRR	31.0
			NE	NW		IRR	31.0
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			NE	SE		IRR	3.0
						Section Acres	188.0
						Total Acres	416.0

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

13. Other Water Rights Used:

14. Remarks:

STEWART WATER DELIVERED BY RASMUSSEN DITCH.

15. Basis of Claim: BENEFICIAL USE

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: _____

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
LETHA IRRIGATION & WATER CO., that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
LETHA IRRIGATION & WATER CO. and that the statements contained in the
Organization
foregoing document are true and correct.

Howard P. [Signature]
Signature of Authorized Agent
PRESIDENT
LETHA IRRIGATION & WATER CO.
Title and Organization

FEBRUARY 6, 1990
Date

State of Idaho)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of February 19 90

Cathy M. Meyer
Notary Public

Seal

Residing at New Plymouth

My Commission Expires 4-22-91

Water Right Number - 65-00071A Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - - Last Name - - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
STEWART DITCH CO.

1 - C/O LENARD PLATZ
2 - 1215 LITTLE ROCK RD.
3 -
City- EMMETT State- ID Zip- 83617
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
12/27/1880 14 J - BENEFICIAL USE

+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
PAYETTE RIVER SNAKE RIVER

Point of Diversion						Stream Index (Blank if no Index Code)
Twn	Rng	Sec	Tract	Lot	RFlg	County
07N	03W	21	SE SE			(45) GEM

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	7.760	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
7.760

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
07N	03W	7	NE SW	7	25.0	01	IRRIGATION	(45) GEM
07N	03W	7	NW SW	6	24.0	01	IRRIGATION	(45) GEM
07N	03W	7	SW SW	8	22.0	01	IRRIGATION	(45) GEM
07N	03W	7	SE SW		31.0	01	IRRIGATION	(45) GEM
07N	03W	7	SW SE	9	29.0	01	IRRIGATION	(45) GEM
07N	03W	7	SE SE	10	21.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW NW		10.0	01	IRRIGATION	(45) GEM
07N	03W	17	SW NW		34.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW SW		32.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE NE		37.0	01	IRRIGATION	(45) GEM
07N	03W	18	NW NE		38.0	01	IRRIGATION	(45) GEM
07N	03W	18	SW NE		20.0	01	IRRIGATION	(45) GEM
07N	03W	18	SE NE		31.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE NW		31.0	01	IRRIGATION	(45) GEM
07N	03W	18	NW NW	1	28.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE SE		3.0	01	IRRIGATION	(45) GEM

Total Acres: 416.0

- Diversion Means -

MICROFILMED
SEP 15 1992

Water right number - 65-00071A Adj. flag translation: Standard Water Right Number

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
STEWART WATER DELIVERED BY RASMUSSEN DITCH.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - Audit Fields - 09/05/86 04/30/88 CONVERT 11/01/88 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 65
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 01/21/1986	Presumption Flag -	Microfilm Roll Number -

MICROFILMED
SEP 15 1992

4/5/1989

stewart

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Letha Snig & Water

CLAIM IDENT. NO.

AS-00071A

DATE RECEIVED

2-9-90

CK #

AMOUNT \$ exempt

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☒ *
2. Is a priority date entered?
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? ☐ 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 claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☒ N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☒ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☒ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☒ *
20. Is the fee enclosed correct? ☐ YES ☐ NO ☒ Exempt
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO ☒ N/A
22. Should this claim be data entered? ☐ YES ☐ NO ☒ *

Claim checked by:

RAT

Date:

4/3/90

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

SEP 15 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

(208) 334-2348

November 12, 2002

STEWART DITCH CO
C/O BRUCE LYSGAARD
2221 TANGLEWOOD LN
EMMETT ID 83617-9021

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 65-00071A, 65-00071B, 65-00071C & 65-00071X
Change of Address

Dear Water Right Holder(s):

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

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

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

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Adjudication Section
Western Region

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

Bruce Lysgaard
Signature of water right claimant

365-3338
Telephone number

All rights are
decreed.

forwarded original
to S.O. to process
11-21-02

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RECEIVED

NOV 20 2002

WATER RESOURCES
WESTERN REGION

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

65-00071 A
00071 B
00071 C
00071 X

RECEIVED
JUL 17 2002
WATER RESOURCES
WESTERN REGION

RECEIVED
JUL 16 2002

Department of Water Resources

NAME AND ADDRESS:

STEWART DITCH CO
C/O BRUCE LYSGAARD
2068 COUNTY LINE RD
EMMETT, ID 83617

LYSGAARD 836172001 1500 05 07/10/02
FORWARD TIME EXP RTN TO SEND
LYSGAARD
2221 TANGLEWOOD LN
EMMETT ID 83617-9021

RETURN TO SENDER

CODING

RECEIVED

83303-2707-2721

RECEIVED

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 65-00071A

RECEIVED

JUL 16 2002

Department of Water Resources

NAME AND ADDRESS: STEWART DITCH CO
C/O BRUCE LYSGAARD
2068 COUNTY LINE RD
EMMETT, ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 11.66 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.10 CFS.^^^ USE OF THIS RIGHT
WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 60.12 CFS. COMBINED RIGHT NOS.: 65-00071B,
65-00071C & 65-00071X.^^^

PRIORITY DATE: 12/27/1880

POINT OF DIVERSION: T07N R03W S21 SWSE Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	11.66 CFS

PLACE OF USE:
USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE
IRRIGATION SEASON WITHIN THE BOUNDARIES OF THE STEWART DITCH CO.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JUL 17 2002

WATER RESOURCES
WESTERN REGION

02/05/2001

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

RIGHT NUMBER: 65-71A

NAME AND ADDRESS: STEWART DITCH CO
C/O BRUCE LYSGAARD
2068 COUNTY LINE RD
EMMETT, ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 11.66 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.10 CFS
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 60.12 CFS. COMBINED RIGHT
NOS.: 65-00071B, 65-00071C & 65-00071X

PRIORITY DATE: 12/27/1880

POINT OF DIVERSION: T07N R03W S21 SWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	11.66 CFS

PLACE OF USE:

USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE
IRRIGATION SEASON WITHIN THE BOUNDARIES OF THE STEWART DITCH
CO.

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 - Beneficial Use

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-00071B & 65-00081

AJ0749NP
No. R65-00071A

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

DATE: 04/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEWART DITCH CO C/O BRUCE LYSGAARD 2068 COUNTY LINE RD EMMETT ID 83617 (208) 278-3806	12/27/1880	IRRIGATION	03-15 11-15	11.660 CFS	
TOTAL DIVERSION:					11.660 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R03W S21

SWSE

GEM County

POU County:

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 14.10 CFS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 60.12 CFS. COMBINED RIGHT NOS.:
65-00071B, 65-00071C & 65-00071X.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE
IRRIGATION SEASON WITHIN THE BOUNDARIES OF THE STEWART DITCH CO.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-00071B & 65-00081.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 04/01/1996 User-ID: MMINICUC Subject: STIPULATION
THIS RECORD REFLECTS THE PAYETTE RIVER BASIN ADJUDICATION
STIPULATION.

Date: 03/30/2000 User-ID: MSCHULTE Subject: DIVERSION RATE
THE DIVERSION RATE FOR THIS RIGHT IS BASED ON THE STIPULATION
ENTERED IN THE PAYETTE RIVER BASIN ADJUDICATION. SEE THE ORDER
AND STIPULATION FOR MORE DETAILS.

Date: 03/30/2000 User-ID: MSCHULTE Subject: DELIVERY LOSS
1.78 CFS OF THE DIVERSION RATE FOR THIS RIGHT IS FOR DELIVERY
LOSS AS STIPULATED IN THE PAYETTE RIVER BASIN ADJUDICATION.

Audit: 04/03/00 MSCHULTE

WR5809NP
No. 65-00071A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/30/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	STEWART DITCH CO. C/O NELDA PLATZ 6550 DALLAS RD. NEW PLYMOUTH ID 83655 (208) 278-3040	12/27/1880	IRRIGATION	03/15 11/15	7.760 CFS	
TOTAL DIVERSION:					7.760 CFS	
C	STEWART DITCH CO. C/O LENARD PLATZ 1215 LITTLE ROCK RD. EMMETT ID 83617					

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S21 SESE

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	:	SUM	
07N	03W	7	:											07-25	06-24	08-22				09-29	10-21	: 152.0
07N	03W	17	:							10	34				32							: 76.0
07N	03W	18	:	37		38		20		31		31	01-28					03				: 188.0
TOTAL ACRES																				416.0		

Pou County: GEM

Other Water Rights Listing Overlapping Place(s) of use:
65-00071C 65-00071X 65-00081 65-05849

Remarks: GEN STEWART WATER DELIVERED BY RASMUSSEN DITCH.

Dates:	App. Received:	Priority Date:	12/27/1880
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 09/05/86 04/30/88 CONVERT 11/01/88 CURTIS 08/05/92 NAME-ADD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:24:57
03/22/00
21

PAGE: 21
PROFILE REPORT

CLAIM NUMBER: A65-00071A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEWART DITCH CO	12/27/1880	IRRIGATION	03-15 11-15	11.660 CFS	
TOTAL DIVERSION:					11.660 CFS	

Water Source: PAYETTE RIVER Tributary to: SNAKE RIVER Stage: BENEFICIAL USE
Point(s) of Diversion: T07N R03W S21 SWSE 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	SUM
07N	03W 7											07-25	06-24	08-22	31			09-29	10-21	152.0
07N	03W 17							10	34				32							76.0
07N	03W 18	37		38		20		31		31	01-28						03			188.0
TOTAL ACRES																			416.0	

POU County: GEM

Remarks: GEN STEWART WATER DELIVERED BY RASMUSSEN DITCH.
CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN
ADJUDICATION. 03/01/1996 MM.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

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 <u>1970 map</u> IDWR ID NO. <u>W5</u>	Y(☒) N()
() NAPP	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>Summary sheet</u>	DATE <u>3-30-2000</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 <u>Stipulation & Order</u>	DATE <u>2-8-93</u>	<u>3</u>	_____
☒ OTHER <u>Order Correcting Clerical Oversight</u>	_____	<u>3</u>	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:23:11
03/22/00

PAGE: 20
QUICKLOOK INFORMATION

20
CLAIM NUMBER: A65-00071A

WR 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	Y		MS In office 3-30-00	N		MS 3-30-00	MS 3-30-00	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			Y				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:23:11
03/22/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-00071A

LAST: STEWART DITCH CO
ADDRESS: 6550 DALLAS RD
CITY: NEW PLYMOUTH
PHONE NUMBER: 208-278-3040
STATE: ID ZIP: 83655

FIRST:

OWNER CODE: O

LAST: STEWART DITCH CO
ADDRESS: C/O GARY STOTT
2001 LITTLE ROCK RD
CITY: EMMETT
PHONE NUMBER: 208-365-6835
STATE: ID ZIP: 83617

FIRST:

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN STEWART WATER DELIVERED BY RASMUSSEN DITCH.
CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN
ADJUDICATION. 03/01/1996 MM.

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:

*In office exam 3-30-2000. This recommendation
is based on a stipulation and order entered in the
PRBA.*

A. AJ CLAIM: # A65-00071A PRIORITY DATE: 12-27-1880 STAGE: J

B. WR RECORD: # 65-00071A PRIORITY DATE: 12-27-1880 STAGE: J

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 as stipulated in The PRBA. This right was excluded from the partial decree in the PRBA due to objections that were resolved by stipulation.

RECOMMENDED PRIORITY DATE:

12-27-1880
REVIEWED BY *me Schulte*

DATE *3-30-2000*

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-00071A	07N 03W	21		SW	SE			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-00071B 65-03666
A65-00081 65-00081
A65-03666

WR RECORDS IN SAME 40 ACRE TRACT
65-00071B
65-00081
65-03666

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-00071A	07N 03W	21		SE	SE			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

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(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N(☒)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N(☒)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: *Recommended as stipulated in the PRBA. The PoD was verified on topo map W5*

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY GEM	DIVERSION NAME	DIVERSION NBR
07N	03W	21		SW	SE					

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

REVIEWED BY:

MacSchulte

DATE:

3-30-00

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

A. ROOT WATER RIGHT NUMBERS: A65-00071A
A65-00071B
A65-00071C
A65-00071X
R65-00071A
R65-00071X

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	7	NE	SW	7	STEWART DITCH CO	A65-00071A / 25.0	65-00071A / 25.0	18.0		
			NE	SW	7	STEWART DITCH CO	A65-00071B / 25.0	- /			
			NE	SW	7	STEWART DITCH CO	R65-00071A / 25.0	- /			
07N	03W	7	NW	SW	6	STEWART DITCH CO	A65-00071A / 24.0	65-00071A / 24.0	14.0		
			NW	SW	6	STEWART DITCH CO	A65-00071B / 24.0	- /			
			NW	SW	6	STEWART DITCH CO	R65-00071A / 24.0	- /			
07N	03W	7	SW	SW	8	STEWART DITCH CO	A65-00071A / 22.0	65-00071A / 22.0	42.0		
			SW	SW		KLEINER, W H	65-05652 /	65-05652 /			
			SW	SW		KLEINER, W H	A65-05652 /	- /			
			SW	SW	8	STEWART DITCH CO	A65-00071B / 22.0	- /			
			SW	SW	8	STEWART DITCH CO	R65-00071A / 22.0	- /			
			SW	SW	8	WERNER, PATRECIA EARLENE	65-18465 /	- /			
07N	03W	7	SE	SW		STEWART DITCH CO	A65-00071A / 31.0	65-00071A / 31.0	40.0		
			SE	SW		STEWART DITCH CO	A65-00071B / 31.0	- /			
			SE	SW		STEWART DITCH CO	R65-00071A / 31.0	- /			
07N	03W	7	SW	SE	9	STEWART DITCH CO	A65-00071A / 29.0	65-00071A / 29.0	28.0		
			SW	SE	9	STEWART DITCH CO	A65-00071B / 29.0	- /			
			SW	SE	9	HOLLAWAY, EDGAR M	A65-11113 /	65-11113 /			
			SW	SE	9	STEWART DITCH CO	R65-00071A / 29.0	- /			
			SW	SE	9	HOLLAWAY, EDGAR M	65-11113 /	- /			
07N	03W	7	SE	SE	10	STEWART DITCH CO	A65-00071A / 21.0	65-00071A / 21.0	28.0		
			SE	SE	10	STEWART DITCH CO	A65-00071B / 21.0	- /			
			SE	SE	10	STEWART DITCH CO	R65-00071A / 21.0	- /			
07N	03W	17	NW	NW		STEWART DITCH CO	A65-00071A / 10.0	65-00071A / 10.0	39.0		
			NW	NW		LETHA IRRIGATION & WATER CO	INR65-00081 / 23.0	65-00081 / 23.0			
			NW	NW		METZER, KENNETH	A65-10878 /	65-10878 /			
			NW	NW		STEWART DITCH CO	A65-00071B / 10.0	- /			
			NW	NW		STEWART DITCH CO	R65-00071A / 10.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	NW		LETHA IRRIGATION & WATER CO	A65-00081 / 23.0	- /			
			NW	NW		PLATZ, HOWARD J	65-03771 /	65-03771 /			
			NW	NW		PLATZ, NELDA A	65-03772 /	65-03772 /			
			NW	NW		PLATZ, HOWARD J	A65-03771 /	- /			
			NW	NW		PLATZ, HOWARD J	A65-03772 /	- /			
			NW	NW		PLATZ, HOWARD J	A65-03773 /	65-03773 /			
			NW	NW		METZER, KENNETH	65-10878 /	- /			
			NW	NW		PLATZ, NELDA A	65-03773 /	- /			
07N	03W	17	SW	NW		STEWART DITCH CO	A65-00071A / 34.0	65-00071A / 34.0	43.0		
			SW	NW		CUTLER JR, MERLE E	A65-03527 /	65-03527 /			
			SW	NW		STEWART DITCH CO	A65-00071B / 34.0	- /			
			SW	NW		STEWART DITCH CO	R65-00071A / 34.0	- /			
			SW	NW		HINCK, FNEIL	65-03527 /	- /			
			SW	NW		COBURN, T. H.		65-05849 / 2.0			
07N	03W	17	NW	SW		STEWART DITCH CO	A65-00071A / 32.0	65-00071A / 32.0	37.0		
			NW	SW		STEWART DITCH CO	A65-00071B / 32.0	- /			
			NW	SW		STEWART DITCH CO	R65-00071A / 32.0	- /			
			NW	SW		STEWART DITCH CO	A65-00071X / 7.0	65-00071X / 7.0			
			NW	SW		STEWART DITCH CO	R65-00071X / 7.0	- /			
			NW	SW		COBURN, T. H.		65-05849 / 15.0			
			NW	SW		COBURN, T. H.		65-05850 /			
07N	03W	18	NE	NE		STEWART DITCH CO	A65-00071A / 37.0	65-00071A / 37.0	39.0		
			NE	NE		STEWART DITCH CO	A65-00071B / 37.0	- /			
			NE	NE		STEWART DITCH CO	R65-00071A / 37.0	- /			
07N	03W	18	NW	NE		STEWART DITCH CO	A65-00071A / 38.0	65-00071A / 38.0	39.0		
			NW	NE		STEWART DITCH CO	A65-00071B / 38.0	- /			
			NW	NE		STEWART DITCH CO	R65-00071A / 38.0	- /			
07N	03W	18	SW	NE		STEWART DITCH CO	A65-00071A / 20.0	65-00071A / 20.0	34.0		
			SW	NE		STEWART DITCH CO	A65-00071B / 20.0	- /			
			SW	NE		STEWART DITCH CO	A65-00071C / 11.0	65-00071C / 11.0			
			SW	NE		STEWART DITCH CO	R65-00071X / 1.0	65-00071X / 1.0			
			SW	NE		STEWART DITCH CO	A65-00071X / 1.0	- /			
			SW	NE		STEWART DITCH CO	R65-00071A / 20.0	- /			
			SW	NE		ZIEGLER, W. A.		65-05992 /			
07N	03W	18	SE	NE		STEWART DITCH CO	A65-00071A / 31.0	65-00071A / 31.0	34.0		
			SE	NE		STEWART DITCH CO	A65-00071B / 31.0	- /			
			SE	NE		STEWART DITCH CO	R65-00071X / 3.0	65-00071X / 3.0			
			SE	NE		PLATZ, HOWARD	R65-21501 /	- /			
			SE	NE		PLATZ, HOWARD J	65-09240 /	65-09240 /			
			SE	NE		STEWART DITCH CO	A65-00071X / 3.0	- /			
			SE	NE		PLATZ, NELDA A	A65-09240 /	- /			
			SE	NE		PLATZ, HOWARD	A65-21501 /	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	NE		STEWART DITCH CO	R65-00071A / 31.0	- /			
			SE	NE		BISHOP, DOUGLAS F.		65-09239 /			
07N	03W	18	NE	NW		STEWART DITCH CO	A65-00071A / 31.0	65-00071A / 31.0	37.0		
			NE	NW		STEWART DITCH CO	A65-00071B / 31.0	- /			
			NE	NW		STEWART DITCH CO	R65-00071A / 31.0	- /			
07N	03W	18	NW	NW	1	STEWART DITCH CO	A65-00071A / 28.0	65-00071A / 28.0	36.0		
			NW	NW		NELSON, CHARLIE S	A65-04414 /	65-04414 /			
			NW	NW		NELSON, WILLIE EMALINE	65-04414 /	- /			
			NW	NW	1	STEWART DITCH CO	A65-00071B / 28.0	- /			
			NW	NW	1	DAVIS, RUSSELL D	A65-21316 /	- /			
			NW	NW	1	DAVIS, RUSSELL D	65-21316 /	- /			
			NW	NW	1	STEWART DITCH CO	R65-00071A / 28.0	- /			
			NW	NW		GOSPILL, HOWARD W.		65-05655 /			
07N	03W	18	NE	SE		STEWART DITCH CO	A65-00071A / 3.0	65-00071A / 3.0	39.0		
			NE	SE		STEWART DITCH CO	A65-00071B / 3.0	- /			
			NE	SE		STEWART DITCH CO	A65-00071C / 12.0	65-00071C / 12.0			
			NE	SE		STEWART DITCH CO	R65-00071X / 13.0	65-00071X / 13.0			
			NE	SE		STOREY, JAY E	R65-21560 /	- /			
			NE	SE		STEWART DITCH CO	A65-00071X / 13.0	- /			
			NE	SE		STOREY, JAY E	A65-21560 /	- /			
			NE	SE		STEWART DITCH CO	R65-00071A / 3.0	- /			
			NE	SE		BAYES, JAMES L.		65-10570 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-00071A	416.00	416.00	547.00	416 acres
POU COUNTY: GEM					

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

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-00071A	PAYETTE RIVER	STEWART DITCH CO	11.660	0.028		
R65-00071A	PAYETTE RIVER	STEWART DITCH CO	11.660	0.028		
A65-00071B	PAYETTE RIVER	STEWART DITCH CO	2.440	0.005		
A65-00071C	PAYETTE RIVER	STEWART DITCH CO	8.100	0.023		
R65-00071X	PAYETTE RIVER	STEWART DITCH CO	37.920	0.029		
A65-00071X	PAYETTE RIVER	STEWART DITCH CO	37.920	0.029		
R65-00081	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	16.830	0.037		
A65-00081	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	16.830	0.037		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
65-05652	DOMESTIC	KLEINER, W H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-05652	STOCKWATER	KLEINER, W H	FROM 01-01 TO 12-31	0.020 CFS	2.70 AF/A
A65-05652	DOMESTIC	KLEINER, W H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05652	STOCKWATER	KLEINER, W H	FROM 01-01 TO 12-31	0.020 CFS	2.70 AF/A
65-18465	DOMESTIC	WERNER, PATRECIA EARLENE	FROM 01-01 TO 12-31	0.040 CFS	
A65-11113	DOMESTIC	HOLLOWAY, EDGAR M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-11113	STOCKWATER	HOLLOWAY, EDGAR M	FROM 01-01 TO 12-31	0.070 CFS	4.00 AF/A
65-11113	DOMESTIC	HOLLOWAY, EDGAR M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-11113	STOCKWATER	HOLLOWAY, EDGAR M	FROM 01-01 TO 12-31	0.070 CFS	4.00 AF/A
A65-10878	DOMESTIC	METZER, KENNETH	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10878	STOCKWATER	METZER, KENNETH	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
65-03771	DOMESTIC	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03771	STOCKWATER	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
65-03772	DOMESTIC	PLATZ, NELDA A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03772	STOCKWATER	PLATZ, NELDA A	FROM 01-01 TO 12-31	0.040 CFS	2.70 AF/A
A65-03771	DOMESTIC	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-03771	STOCKWATER	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
A65-03772	DOMESTIC	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-03772	STOCKWATER	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.040 CFS	2.70 AF/A
A65-03773	STOCKWATER	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
65-10878	DOMESTIC	METZER, KENNETH	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10878	STOCKWATER	METZER, KENNETH	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
65-03773	STOCKWATER	PLATZ, NELDA A	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
A65-03527	DOMESTIC	CUTLER JR, MERLE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-03527	STOCKWATER	CUTLER JR, MERLE E	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
65-03527	DOMESTIC	HINCK, FNEIL	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03527	STOCKWATER	HINCK, FNEIL	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
R65-21501	STOCKWATER	PLATZ, HOWARD	FROM 01-01 TO 12-31	0.040 CFS	
R65-21501	DOMESTIC	PLATZ, HOWARD	FROM 01-01 TO 12-31	0.040 CFS	
65-09240	DOMESTIC	PLATZ, HOWARD J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-09240	DOMESTIC	PLATZ, NELDA A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-21501	STOCKWATER	PLATZ, HOWARD	FROM 01-01 TO 12-31	0.040 CFS	
A65-21501	DOMESTIC	PLATZ, HOWARD	FROM 01-01 TO 12-31	0.040 CFS	
A65-04414	DOMESTIC	NELSON, CHARLIE S	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-04414	STOCKWATER	NELSON, CHARLIE S	FROM 01-01 TO 12-31	0.020 CFS	1.00 AF/A
65-04414	DOMESTIC	NELSON, WILLIE EMALINE	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-04414	STOCKWATER	NELSON, WILLIE EMALINE	FROM 01-01 TO 12-31	0.020 CFS	1.00 AF/A
A65-21316	STOCKWATER	DAVIS, RUSSELL D	FROM 01-01 TO 12-31	0.040 CFS	
A65-21316	DOMESTIC	DAVIS, RUSSELL D	FROM 01-01 TO 12-31	0.040 CFS	
65-21316	STOCKWATER	DAVIS, RUSSELL D	FROM 01-01 TO 12-31	0.040 CFS	
65-21316	DOMESTIC	DAVIS, RUSSELL D	FROM 01-01 TO 12-31	0.040 CFS	
R65-21560	DOMESTIC	STOREY, JAY E	FROM 01-01 TO 12-31	0.040 CFS	
R65-21560	STOCKWATER	STOREY, JAY E	FROM 01-01 TO 12-31	0.020 CFS	
A65-21560	DOMESTIC	STOREY, JAY E	FROM 01-01 TO 12-31	0.040 CFS	
A65-21560	STOCKWATER	STOREY, JAY E	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()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

(X) NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: 4 acres within the boundaries of the Stewart Ditch Co.
the boundary was established by the ditch Co. This
right and the other ditch Company rights are delivered
by the Letha Irrigation Co.

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A()

REVIEWED BY: Mel Schulte

DATE: 3-30-2000

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-00071A IRRIGATION	FROM 03-15 TO 11-15	11.660 CFS	
TOTAL DIVERSION RATE/VOLUME		11.660 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00071A IRRIGATION	FROM 03-15 TO 11-15	7.760 CFS	
TOTAL DIVERSION RATE/VOLUME		7.760 CFS	

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

Recommended as stipulated in the PRBA. The
WR record was not updated to reflect the stipulation
but the SRBA claim does.

AJ CLAIM TOTAL DIVERSION RATE: 11.660 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 7.760 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 None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

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 = _____ 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:

See attached summary sheet

WR 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	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	11.660	_____		_____	0.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			11.660	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: McSchultz DATE: 3-30-2000

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXP- F06 w -00071B, -00081
POU1 - when combined with -00071B - E11 within boundary
QNT- E28 with B, C, X = 60.12 cfs.; with "B" 14.10 cfs.

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

Conveyance loss - = 1.78 cfs.
Division Rate -

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-00071

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
49.130

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00071A	11.660	R65-00071A	11.660	65-00071A	7.760
-	A65-00071B	2.440	R65-00071X	37.920	65-00071B	2.440
-	A65-00071C	8.100	-	-	65-00071C	8.100
-	A65-00071X	37.920	-	-	65-00071X	30.830
TOTAL CFS		60.120		49.580		49.130

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
N

FIELD
EXAMINER
Y() N()

NOTES:

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AUTHENTICATION:

SIGNATURE:

McShulte

DATE:

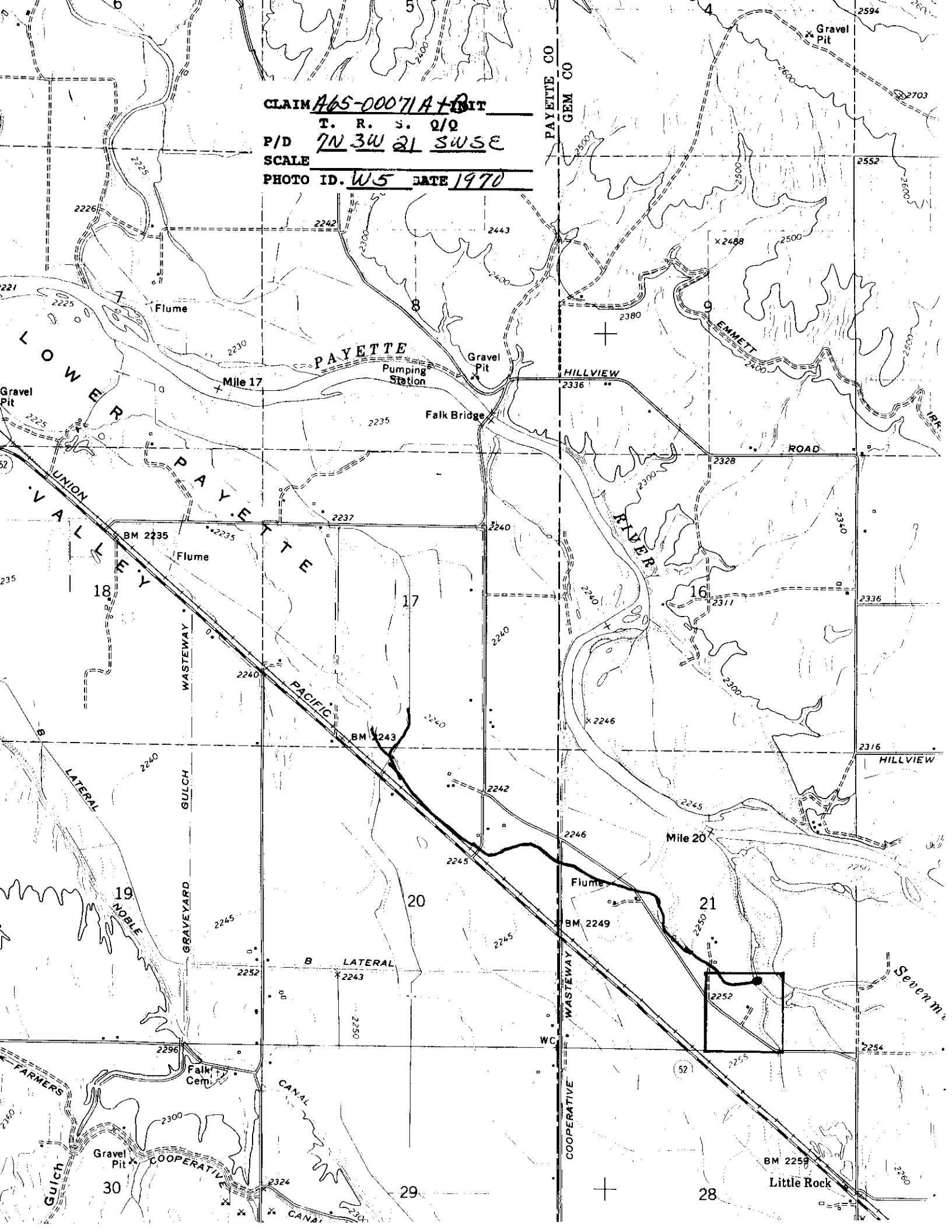
3-30-2000

NAME OF FIELD EXAMINER:

TITLE:

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CLAIM 465-00071A+B PIT
T. R. S. Q1Q
P/D 7N 3W 21 SWSE
SCALE _____
PHOTO ID. W5 DATE 1970



Stewart Ditch Co.

3-30-2000

Summary of Diversion Rates & Acres

	<u>DR</u>	<u>Ac</u>
A65-00071A	11.66 cfs	* 4 1/6 ac.
-00071B	2.44	* 4 1/6
-00071C	8.10	341
-00071X	<u>37.92</u>	<u>1292</u>
	60.12 cfs	2049.

* some place of use.

Points of Diversion overlaps

6N, 3W, S1, SWNW = A65-00071C, -00080, -00403A, -00403X

7N, 3W, S17, NENE L+1 = A65-00071X,

, S21, SWSE = A65-00071A, -00071B, -00081

, S35, SWNW = A65-00071X, -00079

SD-0605-2		Township: 07N Range: 03W		Section: 21		Tract: SWSE		Lot:		
S	L	R	STATE	O	S	Max # Records		20		
E	O	D	Water	Name	W	T	Priority	Total		
L	Tract	T	V	Right No.	Last, First	N	G	Date	Source	
									Diversion	
-	SWSE			R65-00071A	STEWART DITCH	C	J	12/27/1880	PAYETTE RIV	11.66
-	SWSE			R65-00081	LETHA IRRIGATI	C	J	12/30/1889	PAYETTE RIV	16.83
-	SWSE			A65-00071B	STEWART DITCH	O	D	04/01/1919	PAYETTE RIV	2.44
-					STEWART DITCH	O				
-					STEWART DITCH	C				
-	SWSE			A65-00071A	STEWART DITCH	O	J	12/27/1880	PAYETTE RIV	11.66
-					STEWART DITCH	C				
-	SWSE			A65-03666	FISHBACK, CARL	O	D	04/01/1934	GROUNDWATER	0.04
-					FISHBACK, LUCY	O				
-					HERR, RODNEY H	C				
-					HERR, MARCIA H	C				
-	SWSE			65-03666	HERR, RODNEY H	C	D	04/01/1934	GROUNDWATER	0.04
-					FISHBACK, CARL	O				
-					HERR, MARCIA H	C				
-					FISHBACK, LUCY	O				
-	SWSE			A65-00081	LETHA IRRIGATI	C	J	12/30/1889	PAYETTE RIV	16.83

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

6.8
1.850

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-00071A,
	)	65-00071X

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Stewart Ditch Co. stipulate as follows:

1. That water right claim Nos. 65-00071A and 65-00071X, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Stewart Ditch Co. withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Blatz

AUTHORIZED AGENT
STEWART DITCH CO.

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-00071A	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	11.66 CFS	BENEFICIAL USE
			TOTAL QUANTITY:		11.66 CFS	
	POINT OF DIVERSION: T07N R03W S21 PLACE OF USE: IRRIGATION	SWSE				
	T07N R03W S07	Lot 7 (NESW)25.0-	Lot 6 (NWSW)24.0	Lot 8 (SWSW)22.0	SESW 31.0	
		Lot 9 (SWSE)29.0	Lot 10 (SESE)21.0			
	S17	NWNW 10.0	SWNW 34.0	NWSW 32.0		
	S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0	
		NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0		
	416.0 ACRES TOTAL					
REMARKS:	WATER IS DELIVERED THROUGH RASMUSSEN DITCH.					
	RIGHT NOS. 65-00071B AND 65-00081 ARE ALSO DIVERTED THROUGH					
	POINT OF DIVERSION DESCRIBED ABOVE.					
	USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A					
	TOTAL COMBINED DIVERSION RATE OF 14.10 CFS, A TOTAL COMBINED					
	ANNUAL CONSUMPTIVE USE VOLUME OF 1,456 AF, AND TO THE IRRIGATION					
	OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE IRRIGATION SEASON.					
	1.78 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					
	IN DELIVERY OF THIS RIGHT.					
	A DIVERSION RATE OF .034 CFS PER ACRE ON 200 ACRES, .029 CFS					
	PER ACRE ON 64 ACRES AND .02 CFS PER ACRE ON 61 ACRES AT THE					
	FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE					
	OF USE DESCRIBED ABOVE. THE BALANCE OF THE PLACE OF USE DESCRIBED					
	ABOVE IS IRRIGATED WITH RIGHT NO. 65-00071B.					
	.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR					
	CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.					
	2.57 CFS OF RIGHT NO. 65-00081 IS LIMITED TO USE FOR					
	CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00081.					

RECEIVED

OCT 3 1979

Filed

Sept. 28, 1979

by Thelma R. Ketchum, Clerk
by Debbie Bacon, Deputy

DAVID H. LEROY
Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone: (208) 384-2400

Department of Water Resources

W. HUGH O'RIORDAN
Deputy Attorney General
Chief, Natural Resources Division

JOSEPHINE P. BEEMAN
Deputy Attorney General
Natural Resources Division
Telephone: (208) 384-2215

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL)	CIVIL NO. 3667
DETERMINATION OF THE RIGHT)	
TO THE USE OF SURFACE AND)	ORDER CORRECTING CLERICAL
GROUNDWATERS OF THE PAYETTE)	OVERSIGHTS IN PROPOSED
RIVER DRAINAGE BASIN.)	FINDING OF WATER RIGHTS

The motion of the Department of Water Resources for an order correcting certain clerical oversights in the proposed finding of water rights having come before the court for hearing, and the court being fully advised in the premises,

IT IS HEREBY ORDERED that the proposed finding of water rights be amended in conformance with Exhibit A which is attached hereto and incorporated herein by reference, provided that Orville Jackson and Floy L. Jackson do not file with the court by or before October 5, 1979, a notice of hearing of the objection filed by them to Water Resources' motion. The objection filed by the Jacksons shall be withdrawn if such notice is not filed by or before October 5, 1979. If the Jacksons file a notice of hearing by or before October 5, 1979, this present order amends the proposed finding of water rights in conformance with Exhibit A except for certain material appearing at page 11 of Exhibit A where clerical amendments are listed for rights

ORDER CORRECTING CLERICAL OVERSIGHTS - 1

Attorney General
State of Idaho
Statehouse Room 210
Boise, Idaho 83720
Telephone (208) 384-2400

1 held by Orville Jackson and Floy L. Jackson.

2 DATED This 20th day of September, 1979.

3
4 1st Gilbert C. Norris
5 Gilbert C. Norris
6 District Judge
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INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3403 VOL. II P. 445	SHOEMAKER, DONALD E. & SHOEMAKER, DORTHA L. HORSESHOE BEND, IDAHO 83629	4/ 1/1930	SOURCE: SPRING DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	TRIBUTARY TO: LOT 8 S31 T 7N R 2E	SOUTH FORK, WILLOW CREEK SINKS LOT8 S31 T 7N R 2E	BENEFICIAL USE
65-8371 VOL. III P. 664	KLEINT, JR., PAUL R. & SPOTLESON, DEBORA KAY ANDERSON BOX 543, MC CALL, IDAHO 83638 <u>3319 16th STREET, LEWISTON, IDAHO 83501</u> REMARKS: LOT 35, BLOCK 2, CRESCENT RIM SUBDIVISION.	1/ 2/1974	SOURCE: GROUNDWATER DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	<u>LOT 1</u> S 6 T18N R 3E	LOT 1 S 6 T18N R 3E	BENEFICIAL USE
65-0071A VOL. II P. 248	STEWART DITCH COMPANY C/O LENARD PLATZ, ROUTE 1, BOX 164, EMMETT, IDAHO 83617 REMARKS: STEWART WATER DELIVERED BY RASMUSSEN DITCH.	12/27/1880	SOURCE: PAYETTE RIVER IRRIGATION	3/15 11/15	--- AFA 7.76 CFS	SESE S21 T 7N R 3W	NWNW(10) SWNW(34) NWSW(32) S17 T 7N R 3W SESW(31) LOT 6(24) LOT 7(25) LOT 8(22) LOT 9(29) LOT10(21) S 7 T 7N R 3W NENE(37) NWNE(38) SWNE(31) (20) SENE(31) NENW(31) NESE(3) LOT 1(28) S18 T 7N R 3W *427* *416*	BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

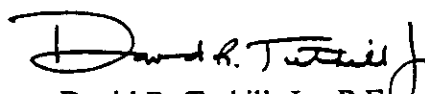
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,


David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief