

02/02/2001

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

RIGHT NUMBER: 65-81

NAME AND ADDRESS: LETHA IRRIGATION & WATER CO INC
400 COSTON STREET
BOISE, ID 83712

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 16.83 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 109.38 CFS. COMBINED RIGHT
NOS.: 65-00077, 65-00076, 65-00079, 65-00078, 65-00080, 65-
00082, 65-00084, 65-00085, 65-02030 & 65-10337

A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES, .029
CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED
IN THE RATE OF DIVERSION FOR THIS RIGHT

PRIORITY DATE: 12/30/1889

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	16.83 CFS

PLACE OF USE:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 446 ACRES WITHIN
THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION
AND WATER 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

RIGHT NOS. 65-00071A & 65-00071B ARE ALSO DIVERTED THROUGH
THE POINT OF DIVERSION DESCRIBED ABOVE

AJ0749NP
No. R65-00081

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

DATE: 04/21/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC 400 COSTON STREET BOISE ID 83712 (208) 343-9438	12/30/1889	IRRIGATION	03-15 11-15	16.830 CFS	
TOTAL DIVERSION:					16.830 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 RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 109.38 CFS. COMBINED RIGHT NOS.:
65-00077, 65-00076, 65-00079, 65-00078, 65-00080, 65-00082,
65-00084, 65-00085, 65-02030 & 65-10337.

A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES, .029 CFS
PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE
RATE OF DIVERSION FOR THIS RIGHT.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 446 ACRES WITHIN
THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION AND
WATER CO.

EXP RIGHT NOS. 65-00071A & 65-00071B ARE ALSO DIVERTED
THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

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

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

Comments: Date: 04/21/2000 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
WATER IS DELIVERED THROUGH RASMUSSEN DITCH.
2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES
IN DELIVERY OF THIS RIGHT.

Audit: 04/21/00 MSCHULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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04/21/00
19

PAGE: 19
PROFILE REPORT

CLAIM NUMBER: A65-00081

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC	12/30/1889	IRRIGATION	03-15 11-15	16.830 CFS	
TOTAL DIVERSION:					16.830 CFS	
CONSUMPTIVE USE:						1561.00 AFA

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	:	SUM
07N	03W	8	:																	:	84.0
07N	03W	17	:			37		35				39		23				40		:	328.0
07N	03W	20	:			33				01										:	34.0
																				TOTAL ACRES	446.0

POU County: GEM

Remarks: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH RASMUSSEN DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029 CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-00071A AND 65-00071B.
2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.
1.78 CFS OF RIGHT NO. 65-00071A IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071A.
0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

QWT
POU
EXP-F6 -00071 & B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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04/21/00

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QUICKLOOK INFORMATION

18
CLAIM NUMBER: A65-00081

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 4-21-00 Maffee	N		MS 4-21-00	MS 4-21-00	
POINT OF DIV				N				
SOURCE	Y			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

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>1971 map</u> IDWR ID NO. <u>W5</u>	Y(☒) N() <u>5a</u>
() 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>Stipulation</u>	DATE <u>1993</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

07:58:52
04/21/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-00081

LAST: LETHA IRRIGATION & WATER CO INC FIRST:
ADDRESS: 400 COSTON STREET
CITY: BOISE STATE: ID ZIP: 83712
PHONE NUMBER: 208-343-9438

OWNER CODE: C

FIELD EXAM REQUIRED? FIELD
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE EXAMINER
Y Y() N()

CLAIM REMARKS: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH RASMUSSEN DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029
CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN
THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-00071A AND 65-00071B.
2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES
IN DELIVERY OF THIS RIGHT.
1.78 CFS OF RIGHT NO. 65-00071A IS LIMITED TO USE FOR
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071A.
0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.

CONTACT PERSON:

Marcia Herr

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

President

DIRECTIONS TO PROPERTY / NOTES:

In office review 4-21-2000. This recommendation
is based on the stipulation entered in the Payette
River Basin Adjudication. See the loose leaf map
that describes the Sether Dr. Co. boundaries.

A. AJ CLAIM: # A65-00081 PRIORITY DATE: 12-30-1889 STAGE: J

B. WR RECORD: # 65-00081 PRIORITY DATE: 12-30-1889 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.

=====

RECOMMENDED PRIORITY DATE:

12-30-1889
REVIEWED BY *Meel Schulte*

DATE *4-21-2000*

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
A65-00081	07N	03W	21		SW	SE			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-00071A 65-03666
A65-00071B R65-00071A
A65-03666 R65-00071B

WR RECORDS IN SAME 40 ACRE TRACT

65-00071B
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
65-00081	07N	03W	21		SW	SE			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-00071B
65-03666

A65-00071A 65-03666
A65-00071B R65-00071A
A65-03666 R65-00071B

SOURCE: PAYETTE RIVER

TRIB:

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 and
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 R.

TRIB:

Snake R.

REVIEWED BY:

Mel Schulte

DATE:

4-21-2000

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

Delivered through the Rasmussen ditch

5a

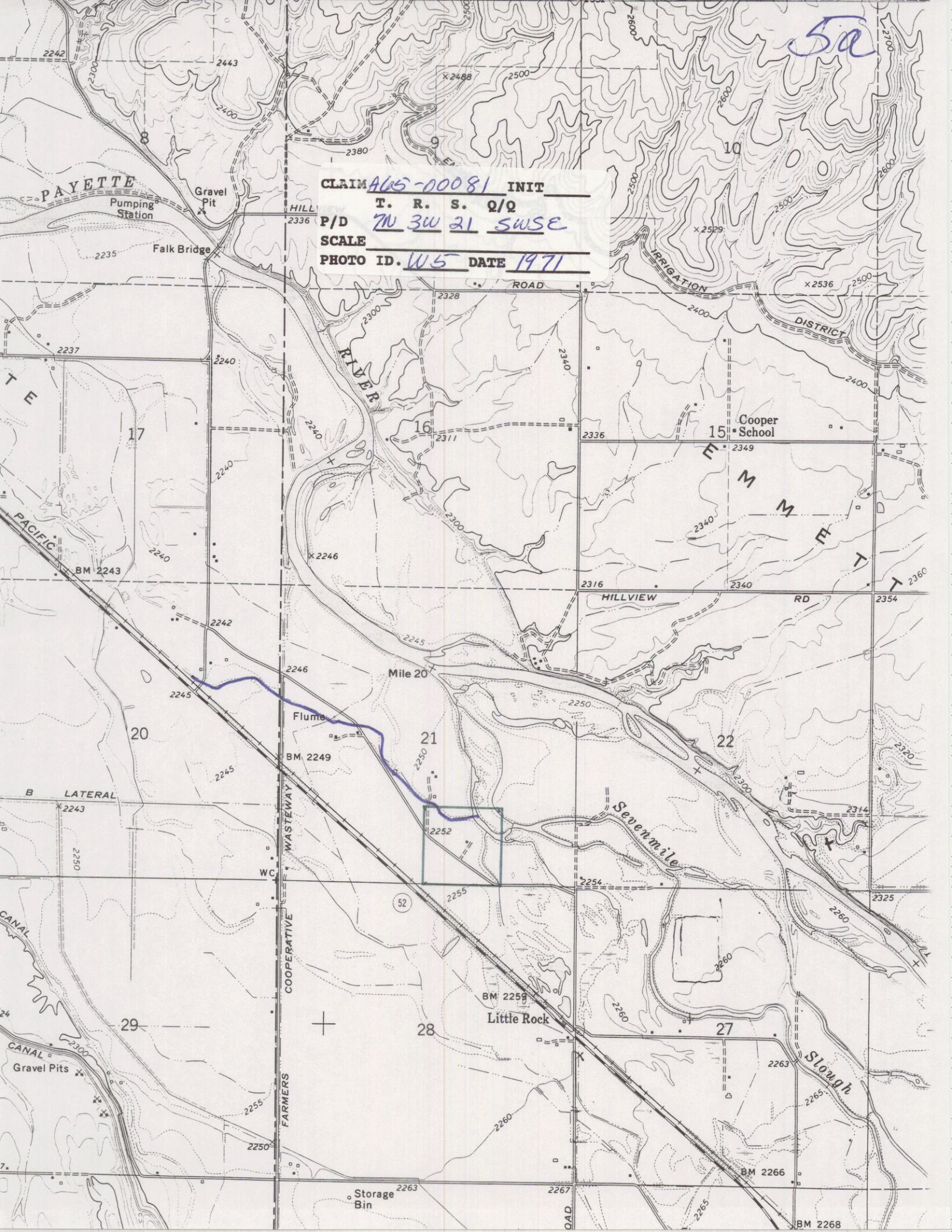
CLAIM 465-00081 INIT

T. R. S. Q/Q

P/D 7N 3W 21 SWSE

SCALE

PHOTO ID. W5 DATE 1971



A. ROOT WATER RIGHT NUMBERS: A65-00081
R65-00081

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	8	SW	SW	5	LETHA IRRIGATION & WATER CO	INA65-00081 / 28.0	65-00081 / 28.0	27.0		
			SW	SW	5	LETHA IRRIGATION & WATER CO	INR65-00081 / 28.0	- /			
07N	03W	8	SE	SW	6	LETHA IRRIGATION & WATER CO	INA65-00081 / 36.0	65-00081 / 36.0	25.0		
			SE	SW	6	LETHA IRRIGATION & WATER CO	INR65-00081 / 36.0	- /			
07N	03W	8	SW	SE	7	LETHA IRRIGATION & WATER CO	INA65-00081 / 20.0	65-00081 / 20.0	17.0		
			SW	SE	7	LETHA IRRIGATION & WATER CO	INR65-00081 / 20.0	- /			
07N	03W	17	NW	NE		LETHA IRRIGATION & WATER CO	INA65-00081 / 37.0	65-00081 / 37.0	42.0		
			NW	NE		LETHA IRRIGATION & WATER CO	INR65-00081 / 37.0	- /			
07N	03W	17	SW	NE		LETHA IRRIGATION & WATER CO	INA65-00081 / 35.0	65-00081 / 35.0	39.0		
			SW	NE		LETHA IRRIGATION & WATER CO	INR65-00081 / 35.0	- /			
			SW	NE		RASMUSSEN, JIMMIE	65-21406 /	- /			
			SW	NE		FOUST, ROBERT	65-21359 /	- /			
			SW	NE		RASMUSSEN, JIMMIE	A65-21406 /	- /			
			SW	NE		FOUST, VIRGINIA	65-05581 /	65-05581 /			
			SW	NE		FOUST, VIRGINIA	A65-05581 /	- /			
			SW	NE		FOUST, ROBERT	A65-21359 /	- /			
07N	03W	17	NE	NW		LETHA IRRIGATION & WATER CO	INA65-00081 / 39.0	65-00081 / 39.0	38.0		
			NE	NW		LETHA IRRIGATION & WATER CO	INR65-00081 / 39.0	- /			
07N	03W	17	NW	NW		LETHA IRRIGATION & WATER CO	INA65-00081 / 23.0	65-00081 / 23.0	39.0		
			NW	NW		STEWART DITCH CO	A65-00071A / 10.0	65-00071A / 10.0			
			NW	NW		STEWART DITCH CO	A65-00071B / 10.0	- /			
			NW	NW		LETHA IRRIGATION & WATER CO	INR65-00081 / 23.0	- /			
			NW	NW		METZER, KENNETH	A65-10878 /	65-10878 /			
			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	SE	NW		LETHA IRRIGATION & WATER CO	INA65-00081 / 39.0	65-00081 / 39.0	39.0		39.0
			SE	NW		LETHA IRRIGATION & WATER CO	INR65-00081 / 39.0	- /			
07N	03W	17	NE	SW		LETHA IRRIGATION & WATER CO	INA65-00081 / 40.0	65-00081 / 40.0	36.0		
			NE	SW		LETHA IRRIGATION & WATER CO	INR65-00081 / 40.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	17	SE	SW		LETHA IRRIGATION & WATER CO	INA65-00081 / 38.0	65-00081 / 38.0			35.0
			SE	SW		LETHA IRRIGATION & WATER CO	INR65-00081 / 38.0	- /			
07N	03W	17	NW	SE		LETHA IRRIGATION & WATER CO	INA65-00081 / 38.0	65-00081 / 38.0			39.0
			NW	SE		LETHA IRRIGATION & WATER CO	INR65-00081 / 38.0	- /			
07N	03W	17	SW	SE		LETHA IRRIGATION & WATER CO	INA65-00081 / 39.0	65-00081 / 39.0			42.0
			SW	SE		LETHA IRRIGATION & WATER CO	INR65-00081 / 39.0	- /			
			SW	SE		RAHN, PHILLIP	A65-03526 /	65-03526 /			
			SW	SE		RAHN, PHILLIP	65-03526 /	- /			
07N	03W	20	NW	NE		LETHA IRRIGATION & WATER CO	INA65-00081 / 33.0	65-00081 / 33.0			40.0
			NW	NE		STEWART DITCH CO	A65-00071X / 1.0	65-00071X / 1.0			
			NW	NE		LETHA IRRIGATION & WATER CO	INR65-00081 / 33.0	- /			
			NW	NE		CONGER, WAYNE	A65-21782 /	- /			
			NW	NE		CONGER, WAYNE	65-21782 /	- /			
			NW	NE		DERRICK, H. M.		65-06276 /			
07N	03W	20	SE	NE		LETHA IRRIGATION & WATER CO	INA65-00081 / 1.0	65-00081 / 1.0			37.0
			SE	NE		WATSON, JAMES A	A65-11017A /	- /			
			SE	NE		BONFIGLIO, JOHN J	A65-11017B /	- /			
			SE	NE		LETHA IRRIGATION & WATER CO	INR65-00081 / 1.0	- /			
			SE	NE		WATSON, JAMES A	R65-11017A /	- /			
			SE	NE		STEWART DITCH CO	A65-00071X / 32.0	65-00071X / 32.0			
			SE	NE		WATSON, JAMES A.		65-11017 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-00081	446.00	446.00	495.00
		POU COUNTY: GEM		

*1146 acres
within Letha Irr.*

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
A65-00081	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	16.830	0.037		
A65-00071A	PAYETTE RIVER	STEWART DITCH CO	11.660	0.028		
A65-00071B	PAYETTE RIVER	STEWART DITCH CO	2.440	0.005		
A65-00071X	PAYETTE RIVER	STEWART DITCH CO	37.920	0.029		
R65-00081	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
65-21406	STOCKWATER	RASMUSSEN, JIMMIE	FROM 01-01 TO 12-31	0.020 CFS	
65-21406	DOMESTIC	RASMUSSEN, JIMMIE	FROM 01-01 TO 12-31	0.040 CFS	
65-21359	STOCKWATER	FOUST, ROBERT	FROM 01-01 TO 12-31	0.080 CFS	
65-21359	DOMESTIC	FOUST, ROBERT	FROM 01-01 TO 12-31	0.050 CFS	
A65-21406	STOCKWATER	RASMUSSEN, JIMMIE	FROM 01-01 TO 12-31	0.020 CFS	
A65-21406	DOMESTIC	RASMUSSEN, JIMMIE	FROM 01-01 TO 12-31	0.040 CFS	
65-05581	DOMESTIC	FOUST, VIRGINIA	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-05581	STOCKWATER	FOUST, VIRGINIA	FROM 01-01 TO 12-31	0.040 CFS	2.70 AF/A
A65-05581	DOMESTIC	FOUST, VIRGINIA	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05581	STOCKWATER	FOUST, VIRGINIA	FROM 01-01 TO 12-31	0.040 CFS	2.70 AF/A
A65-21359	STOCKWATER	FOUST, ROBERT	FROM 01-01 TO 12-31	0.080 CFS	
A65-21359	DOMESTIC	FOUST, ROBERT	FROM 01-01 TO 12-31	0.050 CFS	
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
A65-03526	DOMESTIC	RAHN, PHILLIP	FROM 01-01 TO 12-31	0.040 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-03526	STOCKWATER	RAHN, PHILLIP	FROM 01-01 TO 12-31	0.020 CFS	
65-03526	DOMESTIC	RAHN, PHILLIP	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03526	STOCKWATER	RAHN, PHILLIP	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
A65-21782	DOMESTIC	CONGER, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
A65-21782	STOCKWATER	CONGER, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
65-21782	DOMESTIC	CONGER, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
65-21782	STOCKWATER	CONGER, WAYNE	FROM 01-01 TO 12-31	0.040 CFS	
A65-11017A	DOMESTIC	WATSON, JAMES A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-11017B	DOMESTIC	BONFIGLIO, JOHN J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-11017A	DOMESTIC	WATSON, JAMES A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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 POB: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

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

NOTES: 446 acres within the boundaries of Letha Inc. Co.

RECOMMENDATIONS:

TOTAL ACRES: See above N/A ()

REVIEWED BY: Mel Schulte

DATE: 4-21-2000

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-00081 IRRIGATION	FROM 03-15 TO 11-15	16.830 CFS	
TOTAL DIVERSION RATE/VOLUME		16.830 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00081 IRRIGATION	FROM 03-15 TO 11-15	10.650 CFS	
TOTAL DIVERSION RATE/VOLUME		10.650 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:

The diversion rate is based on a formula developed in the PBA and includes 2.57 cfs for delivery loss.

AJ CLAIM TOTAL DIVERSION RATE: 16.830 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 10.650 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 446 x 0.02 CFS/ACRE = 8.92 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 = ~~1561.0~~ AF/A NA

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: _____

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	16.830	_____		_____	1561.0	_____ <i>NA</i>
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			16.830	_____		_____	1561.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: *Michael Schulte*

DATE: *4-21-2000*

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

*QNT
POU1*

EXP- F06

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

ROOT WATER RIGHT NUMBER: 65-00081

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
10.650

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00081	16.830	R65-00081	16.830	65-00081	10.650
TOTAL CFS		16.830		16.830		10.650

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:

AUTHENTICATION:

SIGNATURE:

Michael Schulte

DATE:

4-21-2000

NAME OF FIELD EXAMINER:

TITLE:

LARRY ECHOHAWK
Attorney General

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

RECEIVED

FEB 10 1993

Department of Water Resources

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. 65-00078,
	)	65-00079, 65-00084,
	)	65-00085, 65-00080,
	)	65-00081, 65-00082,
	)	65-00076, 65-02030,
	)	65-10337, 65-00077

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Letha Irrigation & Water Co. Inc. stipulate as follows:

1. That water right claim Nos. 65-00078, 65-00079, 65-00085, 65-00080, 65-00084, 65-00081, 65-00082, 65-00076, 65-02030, 65-10337, 65-00077, 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 Letha Irrigation & Water Co. Inc. withdraw 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 Plat Pres.
AUTHORIZED AGENT, LETHA
IRRIGATION & WATER CO. INC.

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				
65-00081	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD NEW PLYMOUTH ID 83655	12/30/1889	IRRIGATION	03-15 11-15	16.83	CFS
					TOTAL QUANTITY:	16.83
					CONSUMPTIVE USE:	1561.0
POINT OF DIVERSION: T07N R03W S21 SWSE PLACE OF USE: IRRIGATION						
T07N R03W S08 Lot 5 (SWSW)28.0 Lot 6 (SESW)36.0 Lot 7 (SWSE)20.0 S17 NWNE 37.0 SWNE 35.0 NENW 39.0 NWNW 23.0 SENW 39.0 NESW 40.0 SESW 38.0 NWSE 38.0 SWSE 39.0 S20 NWNE 33.0 SENE 1.0						
446.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH RASMUSSEN DITCH.						
A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029 CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-00071A AND 65-00071B.						
2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.						
1.78 CFS OF RIGHT NO. 65-00071A IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071A.						
0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.						

Letha Irrigation & Water Co.

Summary of diversion rates and acres claimed

	<u>D.R.</u>	<u>Ac.</u>
A65-00076	7.42 cfs.	184 ac.
-00077.	2.45	72
-00078	4.92	123
-00079	8.10	335
-00080	14.54	469
-00081	16.83	446
-00082	24.55	668
-00084	11.81	307
-00085	11.77	402
-02030	3.20	191 *
-10337	<u>3.79</u>	<u>191 *</u>
	109.38 cfs.	3197

* The same acres

$$109.83 \div 3197 = .0342 \text{ cfs/acre.}$$

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: A65-00081
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LETHA IRRIGATION & WATER CO INC 208-343-9438
Address: 400 COSTON STREET
BOISE ID 83712

2. Date of Priority: DEC 30, 1889

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	16.830		

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

8. Total consumptive use is 1561.0 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	8	SW	SW	5	IRR	28.0
			SE	SW	6	IRR	36.0
			SW	SE	7	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	84.0
		17	NW	NE	IRR	37.0
			SW	NE	IRR	35.0
			NE	NW	IRR	39.0
			NW	NW	IRR	23.0
			SE	NW	IRR	39.0
			NE	SW	IRR	40.0
			SE	SW	IRR	38.0
			NW	SE	IRR	38.0
			SW	SE	IRR	39.0
					Section Acres	328.0
		20	NW	NE	IRR	33.0
			SE	NE	IRR	1.0
					Section Acres	34.0
					Total Acres	446.0

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:

CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.

WATER IS DELIVERED THROUGH RASMUSSEN DITCH.

A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029 CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-00071A AND 65-00071B.

2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

1.78 CFS OF RIGHT NO. 65-00071A IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071A.

0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.

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: _____

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 _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A65-00076, -00077, -00078,
-00079, -00080, -00081, -00082,
-00084, -00085, -02030, -10337

[] Old Mailing Address: Letha Irrigation & Water Co.
6550 Dallas Rd.
New Plymouth, ID 83655

[✓] New Mailing Address: Letha Irrigation & Water Co.
400 Coston Street
Boise, ID 83712.

New Telephone Number: (208) 343-9438

[✓] Signature of Claimant: X Marcia J. Herr
PRESIDENT
Date: 3-27-2000

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:

RECEIVED

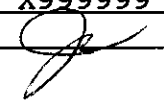
MAR 28 2000

WATER RESOURCES
WESTERN REGION

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: **A65-00081**
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: LETHA IRRIGATION & WATER CO INC 208-278-3040
Address: 6550 DALLAS RD
NEW PLYMOUTH ID 83655

2. Date of Priority: DEC 30, 1889

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	16.830		

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

8. Total consumptive use is 1561.0 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	8	SW	SW	5	IRR	28.0
			SE	SW	6	IRR	36.0
			SW	SE	7	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	84.0
		17	NW	NE	IRR	37.0
			SW	NE	IRR	35.0
			NE	NW	IRR	39.0
			NW	NW	IRR	23.0
			SE	NW	IRR	39.0
			NE	SW	IRR	40.0
			SE	SW	IRR	38.0
			NW	SE	IRR	38.0
			SW	SE	IRR	39.0
					Section Acres	328.0
		20	NW	NE	IRR	33.0
			SE	NE	IRR	1.0
					Section Acres	34.0
					Total Acres	446.0

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:

CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.

WATER IS DELIVERED THROUGH RASMUSSEN DITCH.

A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029 CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

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0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.

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: _____

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 _____

LARRY ECHOHAWK
Attorney General

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

RECEIVED
FEB 10 1993
Department of Water Resources

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
TO THE USE OF SURFACE AND
GROUNDWATERS OF THE PAYETTE
RIVER DRAINAGE BASIN

CIVIL NO. 3667

STIPULATION RESOLVING
OBJECTIONS TO WATER
RIGHT NOS. 65-00078,
65-00079, 65-00084,
65-00085, 65-00080,
65-00081, 65-00082,
65-00076, 65-02030,
65-10337, 65-00077

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Letha Irrigation & Water Co. Inc. stipulate as follows:

1. That water right claim Nos. 65-00078, 65-00079, 65-00085, 65-00080, 65-00084, 65-00081, 65-00082, 65-00076, 65-02030, 65-10337, 65-00077, 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 Letha Irrigation & Water Co. Inc. withdraw 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 P. Res.
AUTHORIZED AGENT, LETHA
IRRIGATION & WATER CO. INC.

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				
65-00081	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD NEW PLYMOUTH ID 83655	12/30/1889	IRRIGATION	03-15 11-15	16.83	CFS BENEFICIAL USE
					TOTAL QUANTITY: 16.83	CFS
					CONSUMPTIVE USE: 1561.0	AFY
POINT OF DIVERSION: T07N R03W S21		SWSE				
PLACE OF USE: IRRIGATION						
T07N R03W S08 Lot 5 (SWSW) 28.0 - Lot 6 (SESW) 36.0 - Lot 7 (SWSE) 20.0 -		NWNW 23.0 -				
S17 NWNE 37.0 - SWNE 35.0 - NENW 39.0 -		NWSE 38.0 -				
SENW 39.0 - NESW 40.0 - SESW 38.0 -						
SWSE 39.0 - SENE 1.0 -						
NWNE 33.0 -						
S20						
446.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH RASMUSSEN DITCH.						
A DIVERSION RATE OF .034 CFS PER ACRE FOR 264 ACRES AND .029						
CFS PER ACRE FOR 182 ACRES AT THE FIELD HEADGATE IS INCLUDED IN						
THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF						
DIVERSION DESCRIBED ABOVE: 65-00071A AND 65-00071B.						
2.57 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES						
IN DELIVERY OF THIS RIGHT.						
1.78 CFS OF RIGHT NO. 65-00071A IS LIMITED TO USE FOR						
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071A.						
0.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR						
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.						

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: A65-00081
Date Received: 12/12/1989 2/9/90
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LETHA IRRIGATION & WATER CO. INC.
Address: C/O NELDA PLATZ
6550 DALLAS RD
NEW PLYMOUTH, ID 83655

208-278-3040

RECEIVED
FEB 9 1990

2. Date of Priority: DEC 30, 1889

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER
Department of Water Resources

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	21	SW	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	17.840		

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

A.F.A.

8. Total consumptive use is 1561.0 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	8	SW	SW	5	IRR	28.0
			SE	SW	6	IRR	36.0
			SW	SE	7	IRR	20.0

Section Acres 84.0

A65-00081

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Date: 02/01/90

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	03W	17	NW		NE		IRR	37.0
			SW		NE		IRR	35.0
			NE		NW		IRR	39.0
			NW		NW		IRR	23.0
			SE		NW		IRR	39.0
			NE		SW		IRR	40.0
			SE		SW		IRR	38.0
			NW		SE		IRR	38.0
			SW		SE		IRR	39.0
								Section Acres
		20	NW		NE		IRR	33.0
			SE		NE		IRR	1.0
						Section Acres	34.0	
						Total Acres	446.0	

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:

LANDS IRRIGATED BY ANDREW 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 x 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 President _____ of
Letha Irrigation & Water Co. _____, that I have signed the foregoing
Organization
document in the space below as President _____ of
Letha Irrigation & Water Co. _____ and that the statements contained in the
Organization
foregoing document are true and correct.

Howard Blatz
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

Seal

Cathy M. Meyer
Notary Public

Residing at New Plymouth

My Commission Expires 4-22-91

Water Right Number - 65-00081

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

LETHA IRRIGATION & WATER CO. INC.

1 - C/O NELDA PLATZ

2 - RT. 2

3 -

City- NEW PLYMOUTH

State- ID Zip- 83655

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/30/1889 14 J - BENEFICIAL USE

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

+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07N 03W 21 SW SE (45) GEM

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 10.650

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
10.650

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

07N	03W	8	SW SW	5	28.0	01	IRRIGATION	(45) GEM
07N	03W	8	SE SW	6	36.0	01	IRRIGATION	(45) GEM
07N	03W	8	SW SE	7	20.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW NE		37.0	01	IRRIGATION	(45) GEM
07N	03W	17	SW NE		35.0	01	IRRIGATION	(45) GEM
07N	03W	17	NE NW		39.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW NW		23.0	01	IRRIGATION	(45) GEM
07N	03W	17	SE NW		39.0	01	IRRIGATION	(45) GEM
07N	03W	17	NE SW		40.0	01	IRRIGATION	(45) GEM
07N	03W	17	SE SW		38.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW SE		38.0	01	IRRIGATION	(45) GEM
07N	03W	17	SW SE		39.0	01	IRRIGATION	(45) GEM
07N	03W	20	NW NE		33.0	01	IRRIGATION	(45) GEM
07N	03W	20	SE NE		1.0	01	IRRIGATION	(45) GEM

Total Acres: 446.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

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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	-

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4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Lester S. Swate CLAIM IDENT. NO. AW5-0081DATE RECEIVED 2-9-90 CK # AMOUNT \$ exempt

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 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. | | | |
| 3. (a) Is a source entered? | ☐ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☐ | ☐ | * |
| 5. Is there a description of the diverting works? | ☐ | ☐ | |
| 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. | ☐ | ☐ | * |
| Is the period of use included? | ☐ | ☐ | |
| Is a quantity claimed for each use? | ☐ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☐ | ☐ | |
| 8. If required is a consumptive use entered? | ☐ | ☐ | |
| Is the consumptive use correct? | ☐ | ☐ | |
| 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. | ☐ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☐ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☐ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☐ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☐ | ☐ | |
| 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.) | ☐ | ☐ | |
| 15. Is the basis of the claim indicated? | ☐ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☐ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☐ | ☐ | |
| 22. Should this claim be data entered? | ☐ | ☐ | |

Claim checked by: clad Date: 4/3/90Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)
 Receipt Prepared by: Date:
 Claim data entered by: Date:
 Sent to claimant by: Date:
Comments:

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