

491

Wi

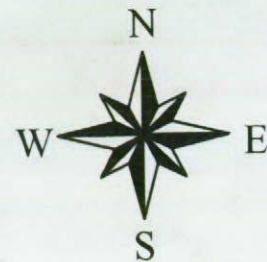
5600
SEP 29 1992

5600
SEP 29 1992

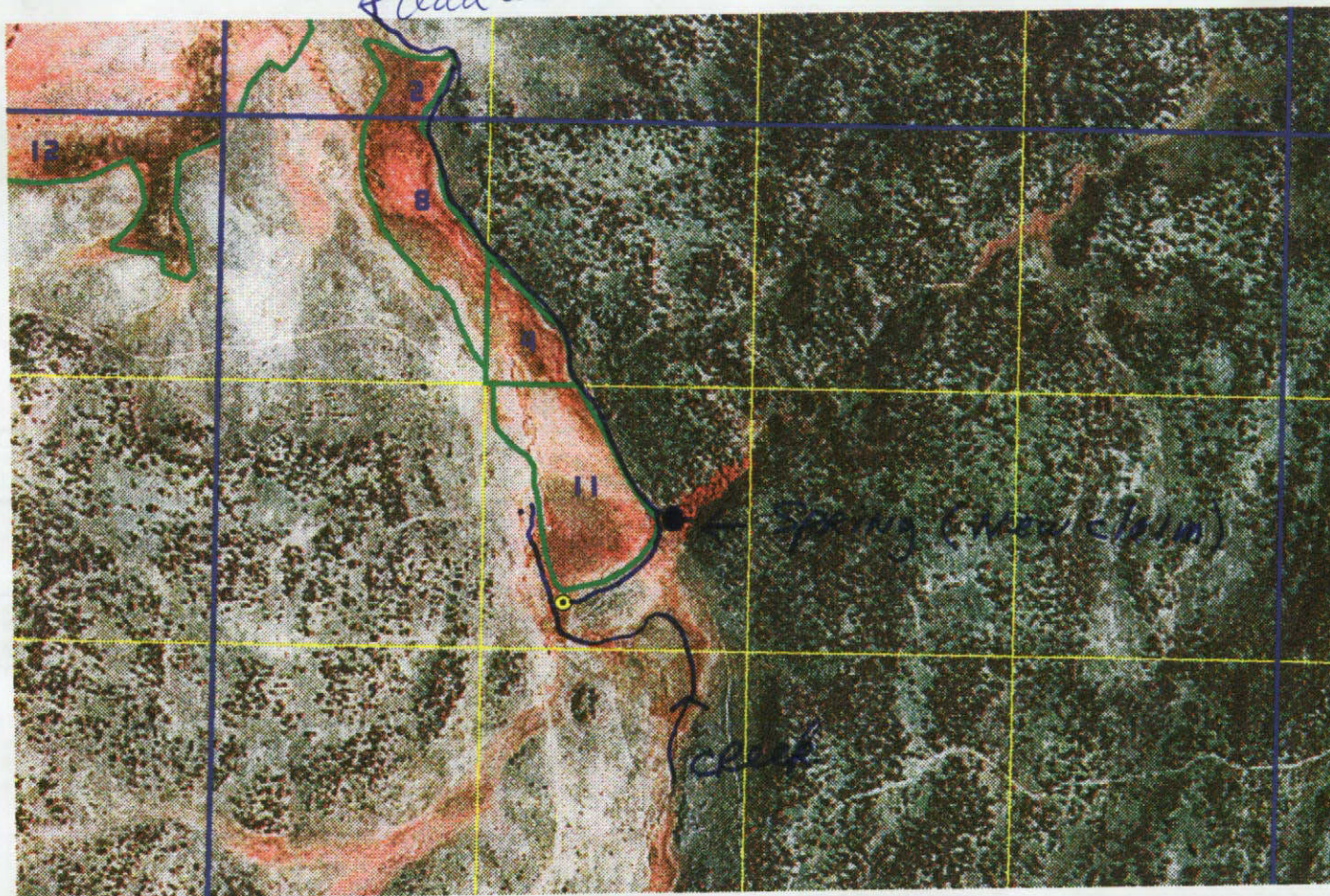
5a

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R04W, 517 & 520

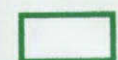


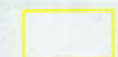
1987 NAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

 1/4 1/4 LINES

 6 ACRES

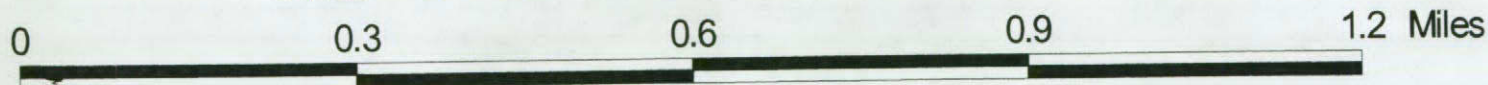
CLAIM(S) : 55-04077

OWNER(S): P P & H PARTNERSHIP

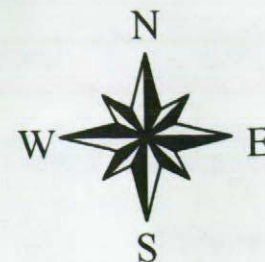
Prepared by: Mel Schulte

Date: 1/23, 1998

*Per NOE meeting in Marsing
on 3-30-98*



IDAHO DEPARTMENT OF WATER RESOURCES
T10S, R04W, S17 & 20



1987 NAPP PHOTO

 SECTION LINES

 POD

 POU

 1/4 1/4 LINES

6 ACRES

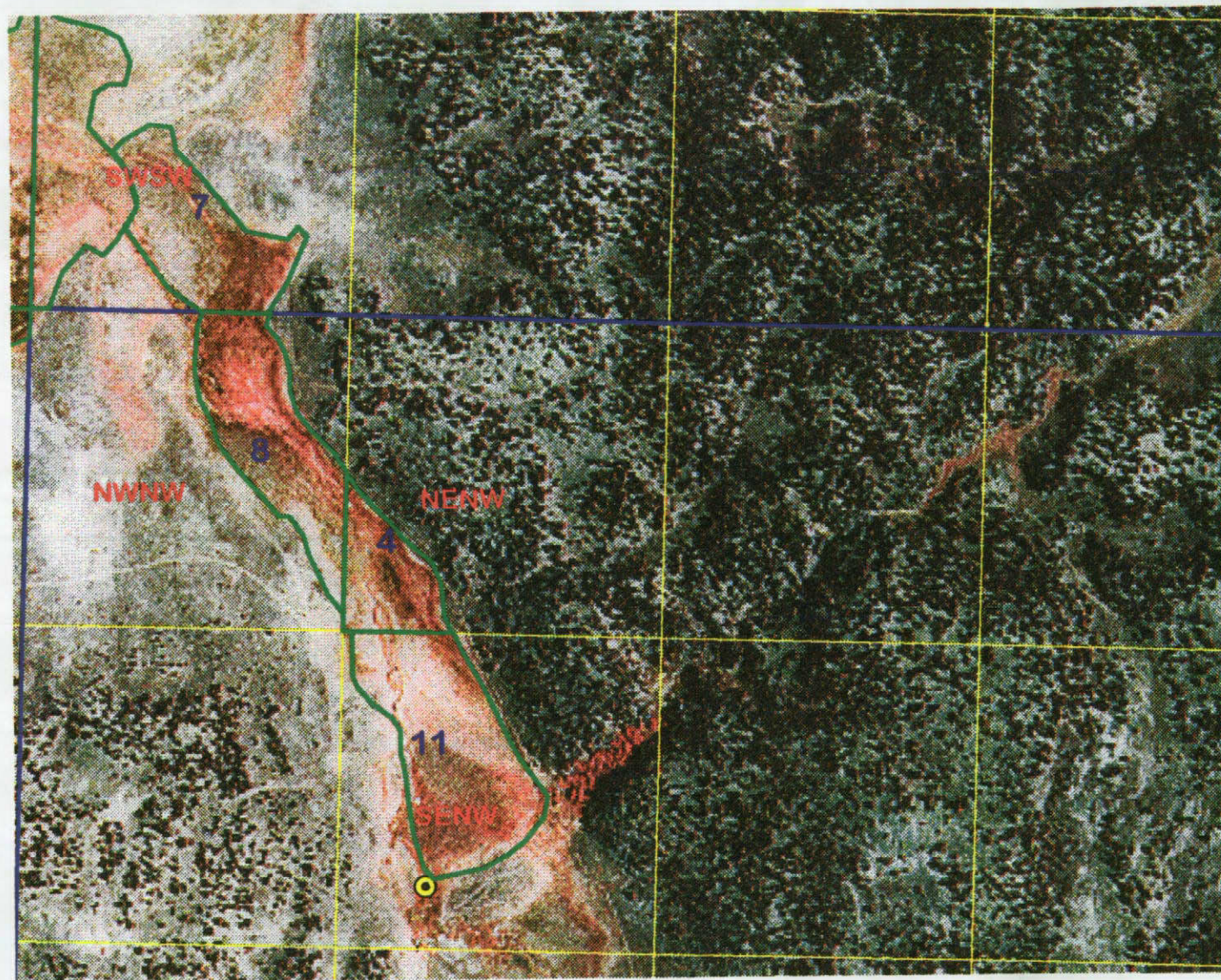
CLAIM(S) : 55-04077

OWNER(S): P P & H PARTNERSHIP

Prepared by: Mel Schulte

Date: 3/31/1998

TOTAL ACRES = 30



55-04077

1-23-98

Shape	Area	Perimeter	Acres	Acres.Decimal	
Polygon	9746.071	474.712	2	2.41	42
Polygon	34338.612	951.645	8	8.49	43
Polygon	44668.079	910.110	11	11.04	44
Polygon	16843.139	593.123	4	4.16	45

SWSW, S17

NWNW, S20

SENE, "

NENW, "

A55-04077

BB54 SW 5th c



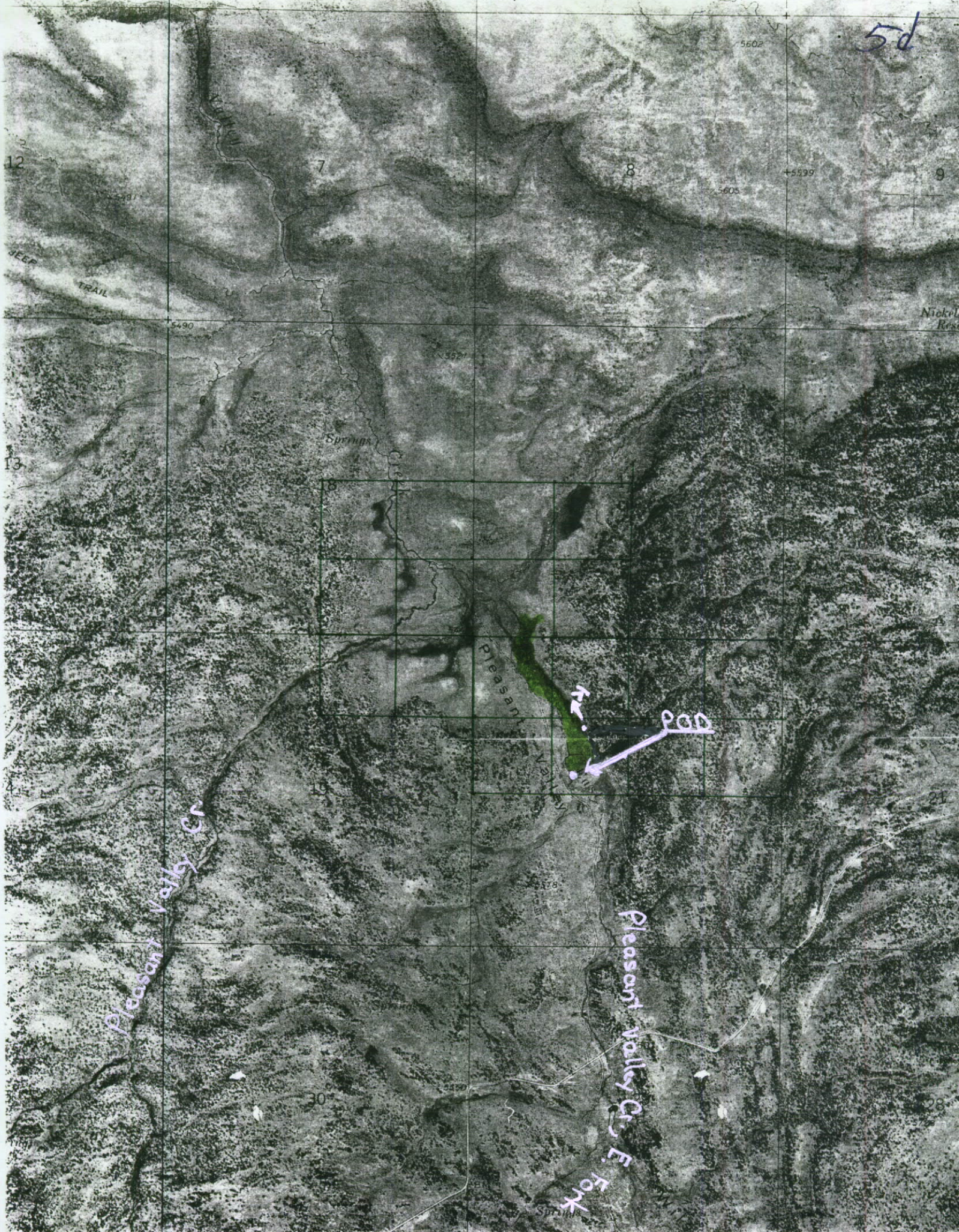
A55-~~4076~~ 4077

P. Payne

T10S R4W

X-tra

5d



A55-4077



6-15-93

Ditch which conveys water to SE portion of field.



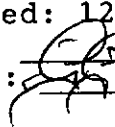
6-15-93

Ditch which conveys water to N end of field.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID.
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: 39570

Ident. Number: A55-04077
Date Received: 12/14/1988
Receipt No: M002176
Received By: 

RECEIVED
JAN 17 1989

Department of Water Resources
Western Regional Office

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

1. Name: P.P. & H., PARTNERSHIP
Address: P.O. BOX 114
JORDAN VALLEY, OR

503-586-2377

97910

2. Date of Priority: JUL 01, 1900

3. Source: UNNAMED STREAM

Trib. to: PLEASANT VALLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	04W	20	SE	SE	NW		OWYHEE

5. Description of diverting works:
DIVERSION DAM & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
STOCKWATER	01/01	12/31	0.120		

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

A.F.A.

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	04W	20	NE	NE		IRR	10.0
			NW	NE		IRR	40.0

A55-04077

Page 1

Date: 12/14/88

MICROFILMED

SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	04W	20	SW	NE		IRR	20.0
			SE	NE		IRR	30.0
Section Acres							100.0
Total Acres							100.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A55-04076

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read, understand the form entitled "How you will receive notice in the Snake Basin Adjudication." (b.) I/We do _____ do not f wish to receive and 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): J. R. Payne Date: Dec 14 1988

Date: _____

State of Idaho)
County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of Dec 19 88

M. J. R. R. R.
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 9-2-1994

Water Right Number - 55-04077

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
P P & H PARTNERSHIP

1 - P.O. BOX 114
2 -
3 -
City- JORDAN VALLEY
Phone - 208-000-0000

State- OR Zip- 97910

+ - - Priority Date - - +
07/01/1900

+ - - - Region - - - +
14 WESTERN

+ - - - Stage - - - +
S - STATUTORY CLAIM

+ - - - Status - - - +

+ - - - - Source - - - - - +
UNNAMED STREAM

+ - - - - - Tributary - - - - - +
PLEASANT VALLEY CREEK, EAST FK

+ - - - - Point of Diversion - - - - - +
Stream Index (Blank if no Index Code)

Twn	Rng	Sec	Tract	Lot	Rflg	County
10S	04W	20	SE NW			(73) OWYHEE

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/15		2.000	
04 - STOCKWATER		01/01	12/31		0.120	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.120

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	04W	20	NE NE		10.0	01	IRRIGATION	(73) OWYHEE
10S	04W	20	NW NE		40.0	01	IRRIGATION	(73) OWYHEE
10S	04W	20	SW NE		20.0	01	IRRIGATION	(73) OWYHEE
10S	04W	20	SE NE		30.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 100.0

+ - - Diversion Means - DIVERSION DAM & DITCHES

+ - - Non-Irrigation Use - S/500 RANGE

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
No Remarks found.

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

MICROFILMED
SEP 29 1992

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

05/24/91 12:16:49
Page 2

Water right number - 55-04077

Prefix Translation: WATER RIGHT

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
+ - - - - No Comments Found

+ - - Audit Fields - 01/17/86 04/30/88 CONVERT 07/20/89 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 - 01/17/1986	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Microfilm Roll No -	Presumption Flag -

MICROFILMED

SEP 29 1992

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	P P & H PARTNERSHIP PO BOX 114 JORDAN VALLEY OR 97910 (503) 586-2377	04/15/1917	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	0.60 CFS 0.12 CFS	
TOTAL DIVERSION:					0.72 CFS	

Water Source: PLEASANT VALLEY CREEK, EAST FK Tributary to: PLEASANT VALLEY CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R04W S20 SENW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
10S	04W	17	:					:					:					:						:	7.0	
10S	04W	20	:					:	04	08		11	:					:						:	23.0	
TOTAL ACRES																							30.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
55-04079 A55-04077 A55-04079 R55-04079

Other Water Rights Listing Overlapping Place(s) of Use:
A55-04076 R55-04076

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.
- H03 - IRRIGATION PERIOD OF USE IS CURRENTLY ON APPEAL TO THE IDAHO
- SUPREME COURT. THE SRBA COURT RULED "IRRIGATION SEASON" IS
- ADEQUATE AND APPROPRIATE TO DESCRIBE THE PERIOD OF USE.
- APPELLANTS ARGUE A SPECIFIC CALENDAR DESCRIPTION IS NECESSARY
- TO DESCRIBE THE PERIOD OF USE FOR A WATER RIGHT. IF THE IDAHO
- SUPREME COURT OVERTURNS THE DECISION OF THE SRBA COURT ON USING
- "IRRIGATION SEASON" THE SPECIFIC CALENDAR DESCRIPTION SHOWN MAY
- BE USED.
- H04 - POSSIBLE ALTERNATIVE PERIOD OF USE 04/15 10/15
- SEE EXPLANATORY MATERIAL BELOW.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-13680 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF .60 CFS.

AJ0749NP
No. R55-04077

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

DATE: 04/14/98
PAGE: 2

=====

Remarks: POU1 USE OF THIS RIGHT WITH RIGHT NO. 55-13680 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: 06/15/1993 Verified Date: 04/14/1998 Objection Filed Date:

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

Comments: Date: 03/04/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) H03 H04 ADDED IF NOT ALREADY PART
OF RECORD THRU

Date: 04/09/1998 User-ID: MSCHULTE Subject: NOTICE OF ERROR
THE RECOMMENDATION WAS AMENDED BASED ON INFORMATION PROVIDED BY
TED PAYNE AT THE NOTICE OF ERROR MEETING ON 3/30/1998.

Audit: 04/14/98 MSCHULTE

AJ0749NP
No. R55-04077

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

DATE: 02/27/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	P P & H PARTNERSHIP PO BOX 114 JORDAN VALLEY OR 97910 (503) 586-2377	04/15/1917	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	~~0.50 CFS~~ 0.12 CFS	.60 772
TOTAL DIVERSION:					0.62 CFS	

Water Source: PLEASANT VALLEY CREEK, EAST FK Tributary to: PLEASANT VALLEY CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R04W S20 SENW

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
10S	04W	17	:					:						:					:						:	7
10S	04W	20	:					:	04	08		11	:					:							:	23.0
TOTAL ACRES																								25.0	30	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: OWYHEE

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Remarks: EXP STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: 06/15/1993 Verified Date: Objection Filed Date:

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

Audit: 02/27/98 LHARRIS

- Per NOE
3/30/98

AJ0749NP
No. R55-04077

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

DATE: 02/01/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	P P & H PARTNERSHIP PO BOX 114 JORDAN VALLEY OR 97910 (503) 586-2377	04/15/1917	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	~~0.56 CFS~~ 0.12 CFS	.50
TOTAL DIVERSION: CONSUMPTIVE USE:					0.68 CFS 162	70.00 AFA <i>delete</i>

Water Source: PLEASANT VALLEY CREEK, E. FORK Tributary to: PLEASANT VALLEY CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R04W S20

SENV

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
10S	04W	17	:					:	4	8	↓	11	:					:					:	3.0
10S	04W	20	:					:	85	10	BLM	10	:					:					:	25.0
																							TOTAL ACRES	28.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 500 CATTLE

Dates: Exam Made Date: 06/15/1993 Verified Date:

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

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A55-04077

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>Y</u>	<u>6-15-93</u>					
PT. OF DIV.		<u>L. Werner</u>	<u>5</u>				DATA ENTRY COMPLETED BY <u>LRW</u> DATE <u>2-1-95</u>
SOURCE			<u>1, 4, 5</u>	<u>Y</u>			
PL. OF USE			<u>1, 4, 5</u>	<u>Y</u>			FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF			<u>5</u>	<u>Y</u>			
CONSUMPTIVE USE			<u>Dept. Std.</u>				
NATURE OF USE			<u>1, 4, 5</u>				
PERIOD OF USE			<u>Dept. Std.</u>	<u>Y</u>			
BASIS OF CLAIM	<u>Stat. Claim</u>		<u>J</u>				
REMARKS	<u>1</u>						

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: Need to request evidence of priority while in field;
needs field exam due to basis of claim - kw 5/11/92

* 7-6-93 - Claimant contact for source

LIST OF MAPS USED AND ATTACHMENTS

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

COPY INCLUDED
IN FILE?

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

☒ ORTHOPHOTOQUAD

DATE OF PHOTO

1979

IDWR ID NO.

BB54Y(☒) N(☐)page 5d☐ TOPOGRAPHIC

DATE FIELD CHECKED

IDWR ID NO.

Y(☐) N(☐)☒ NAPP

DATE OF PHOTO

8-1-87

IDWR ID NO.

BB54SWY(☒) N(☐)Page 5c☒ ~~ASCS AERIAL PHOTO~~ GIS

DATE OF PHOTO

1-23-98Page 5a + 5cY(☒) N(☐)☐ ASCS COLOR SLIDE

DATE OF PHOTO

3-31-98Y(☐) 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 GIS TableDATE 1-23-98Page 5bY(☒) 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

6-15-931☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☒ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

8-18-933Pages 7a-c☒ OTHER Priority EvidenceDATE VariousPages 9a-d☒ OTHER Statutory ClaimDATE 7-8-82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:25:05
05/23/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A55-04077

LAST: P.P. & H. PARTNERSHIP
ADDRESS: P.O. BOX 114
CITY: JORDAN VALLEY
PHONE NUMBER: 503-586-2377

FIRST:
STATE: OR ZIP: 97910

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

DATE OF FIELD EXAM: ____/____/____

ACCOMPANIED BY: _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

PHONE NUMBER: (____) ____-____

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

PHONE NUMBER: (____) ____-____

See phone conversation memo in A55-4076

A. AJ CLAIM: # A55-04077 PRIORITY DATE: 07-01-1900 STAGE: S
B. WR RECORD: # 55-04077 PRIORITY DATE: 07-01-1900 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y(☒) N(☐)
IF YES EXPLAIN.

REMARKS:

No info found in A.55.4076

*Need claimant contact due to source discrepancy.
Recommended date supported by water right notice dated
12-10-1884, patent filed 1-30-1917, affidavit dated 8-6-1891
and affidavit dated 9-13-1893 (see copies labeled 9a, b, c, d)*

RECOMMENDED PRIORITY DATE:

~~07-01-1900~~

*4-15-1917 - L. Werner
2-1-95*

REVIEWED BY

Linda Werner

DATE *7-6-93*

"Water Right"

Notice

I hereby give notice that I have taken up and Claim Five Hundred (500) inches of the waters of Bottomwood Creek; the point of diversion being at this notice near the mouth of the Canyon about two miles above Pleasant Valley in Owyhee County, Idaho Territory, the said water is Claimed and appropriated for Agricultural purposes, to irrigate my desert land on Entry in Pleasant Valley in said County, the means of diversion is a ditch Five (5) feet wide three (3) feet deep, and with a grade of One half inch to the foot.

Dated at Pleasant Valley

Dec 10th 1884

Filed Dec 12th 1884

James Synaue
Recorder

Julius Roberts

12-10-1884

"Water Right"

Notice

Is hereby given that the Undersigned Claims Four Hundred (400) inches of water for irrigating purposes to be taken out of Reynolds Creek, below Fred Brunzells ranch, One Quarter $\frac{1}{4}$ of a mile below the mouth of the Cañon. Two Hundred (200) inches on the East side of Reynolds Creek in a Ditch 3 feet wide on the bottom 5 feet wide on top & 3 feet deep; Two Hundred (200) inches on the West side of Reynolds Creek in a ditch 3 feet wide on the bottom 5 feet wide on top & 3 feet deep, said water to be used on the land adjoining said Creek.

Reynolds Creek I. T.

Dec 10th 1884

Filed Dec 15th 1884

James Synaue-Recorder

Frank Schuster

Water Right

Notice

Is hereby given that I Claim One thousand (1000) inches of the

Feb 9 1917

Boise 015183

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Boise, Idaho, has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant JULIUS ROBERTS according to the provisions of the Act of Congress approved March 3, 1877, entitled "An Act to provide for the sale of desert lands in certain States and Territories," as amended by the Act of March 3, 1891, for the

southwest quarter of Section seventeen, the east half of the southwest quarter of Section eighteen, the northeast quarter of the northeast quarter of Section nineteen, and the north half of the northwest quarter and the southeast quarter of the northwest quarter of Section twenty in Township ten south of Range four west of the Boise Meridian, Idaho, containing four hundred acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General;

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the Thirtieth day of January, in the year of our Lord one thousand nine hundred and Seventeen and of the Independence of the United States the one hundred and Forty-First.

By the President: Woodrow Wilson,

By M. K. Gulick, Assistant Secretary.

(G. L. O. Seal)

L. Q. C. Lamar,

Recorder of the General Land Office.

RECORDED: Patent Number 564867

State of Idaho, :
Owyhee County. : ss.

Filed for record this 12th day of March, 1926, at 9:05 o'clock A. M., at request of E. A. Stauffer, and recorded in Book 9 of Patents, page 10, of the records of said County.

96
455-04077

9c

RECEIVED

MAY 3 1993

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

A 55-4076)
A 55-4077)

State of Idaho)
County of _____)

AFFIDAVIT

Department of Water Resources
Western Regional Office

2 SEGUNDO TOTORICA being first duly sworn,

deposes and says: In August 1936, TOTORICA Co.
a Corporation Owned and operated by my Father
my brothers and me purchased the Pleasant
Valley property containing 400 acres, more or
less. Our family held and operated this prop-
erty until the year 1974. We irrigated the Meadows
on the property from the ditches that already existed
at the time we purchased this land. The water sources
were a spring in a small canyon by the cabin and
also a creek on the property known as Cottonwood-creek.
From time to time during the years we owned the
Pleasant Valley land we made improvements
to irrigation ditches.

Segundo Totorica
(Signature)

Subscribed and sworn to before me this
day 6 of August, 1991.

Danell McHenry
(Notary Public)

SEAL

Residing at Bow

My Commission Expires 7-31-95.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
A55-04076 &)
A55-04077)
State of Idaho)
County of _____)

AFFIDAVIT

9d

_____ being first duly sworn,
deposes and says: Cotton Wood Creek is west of
Pleasant Valley about 3 miles and at a lower Elevation
it would be impossible to Run water from
Cotton wood to Pleasant Valley creek. I think
that when they wrote up the ~~first~~ water
Water Right they had to run ~~Cotton~~ Pleasant
Valley creek. It is too Rocky to have built a
ditch from cotton wood, it is at a lower Elevation

Pat Payne
(Signature)

Subscribed and sworn to before me this
day 13 of Sept, 1993.

SEAL

Kathleen A. Walker
(Notary Public)

Residing at Eagle, Idaho.
My Commission Expires 2-14-1999.

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-04077	10S	04W	20	SE	SE	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A55-04079 NONE

WR RECORDS IN SAME 40 ACRE TRACT
55-04079

SOURCE: UNNAMED STREAM

TRIB: PLEASANT VALLEY CREEK, EAST FK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-04077	10S	04W	20		SE	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
55-04079 NONE

SOURCE: UNNAMED STREAM

TRIB: PLEASANT VALLEY CREEK, EAST FK

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
	Y	N	Y	<u>N</u>
			N	<u>Y</u>

REMARKS:

Mr. Payne told me that the copy of the old water right refers to Cottonwood cr. as source but it should be Pleasant Valley cr. Ditches have been present. Cottonwood cr. is ^{SW} of this location. T10S, R5W.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>10S</u>	<u>4W</u>	<u>20</u>	<u>—</u>	<u>SE</u>	<u>NW</u>	<u>N/A</u>	<u>OWY</u>

SOURCE: ~~UNNAMED STREAM~~

Pleasant Valley Cr. E. Fork

TRIB: ~~PLEASANT VALLEY CREEK, EAST FK~~

Pleasant Valley Cr.

REVIEWED BY:

Linda W. Winters

DATE:

7-6-93

Source is Pleasant Valley cr., E. Fork. Will send claimant contact.

A. ROOT WATER RIGHT NUMBERS: A55-04077

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	04W	20	NE	NE	NW	P.P. & H. PARTNERSHIP	A55-04077 /10.0	55-04077 /10.0		10	10 8
			NE	NE		P.P. & H. PARTNERSHIP	A55-04076 /10.0	55-04076 /10.0		3	3 2
10S	4W	17	SW	SW							
10S	04W	20	NW	NE	NW	P.P. & H. PARTNERSHIP	A55-04077 /40.0	55-04077 /40.0			
			NW	NE		P.P. & H. PARTNERSHIP	A55-04076 /40.0	55-04076 /40.0		5	5 4
10S	04W	20	SW	NE		P.P. & H. PARTNERSHIP	A55-04077 /20.0	55-04077 /20.0			
			SW	NE		P.P. & H. PARTNERSHIP	A55-04076 /20.0	55-04076 /20.0			
10S	04W	20	SE	NE	NW	P.P. & H. PARTNERSHIP	A55-04077 /30.0	55-04077 /30.0			
			SE	NE		P.P. & H. PARTNERSHIP	A55-04076 /30.0	55-04076 /30.0			
TOTAL ACRES							A55-04077	100.00	100.00	10 28	10 11 28 * 25

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()
IF YES SEE ATTACHED SHEET:

Covered under A55-4076

* Based on GIS

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
X

PRESUMPTION FLAG:

REMARKS:

P.O.U. run on 1987 Napp & 1974 O-P quad. This is a wet, marshy area & those areas which aren't covered by water rights are sub-irr.

Acres based 1-23-98 GIS map.

RECOMMENDATIONS:

TOTAL ACRES:

28 25 *

REVIEWED BY:

Linda Werner

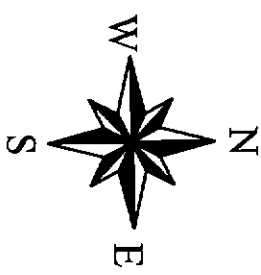
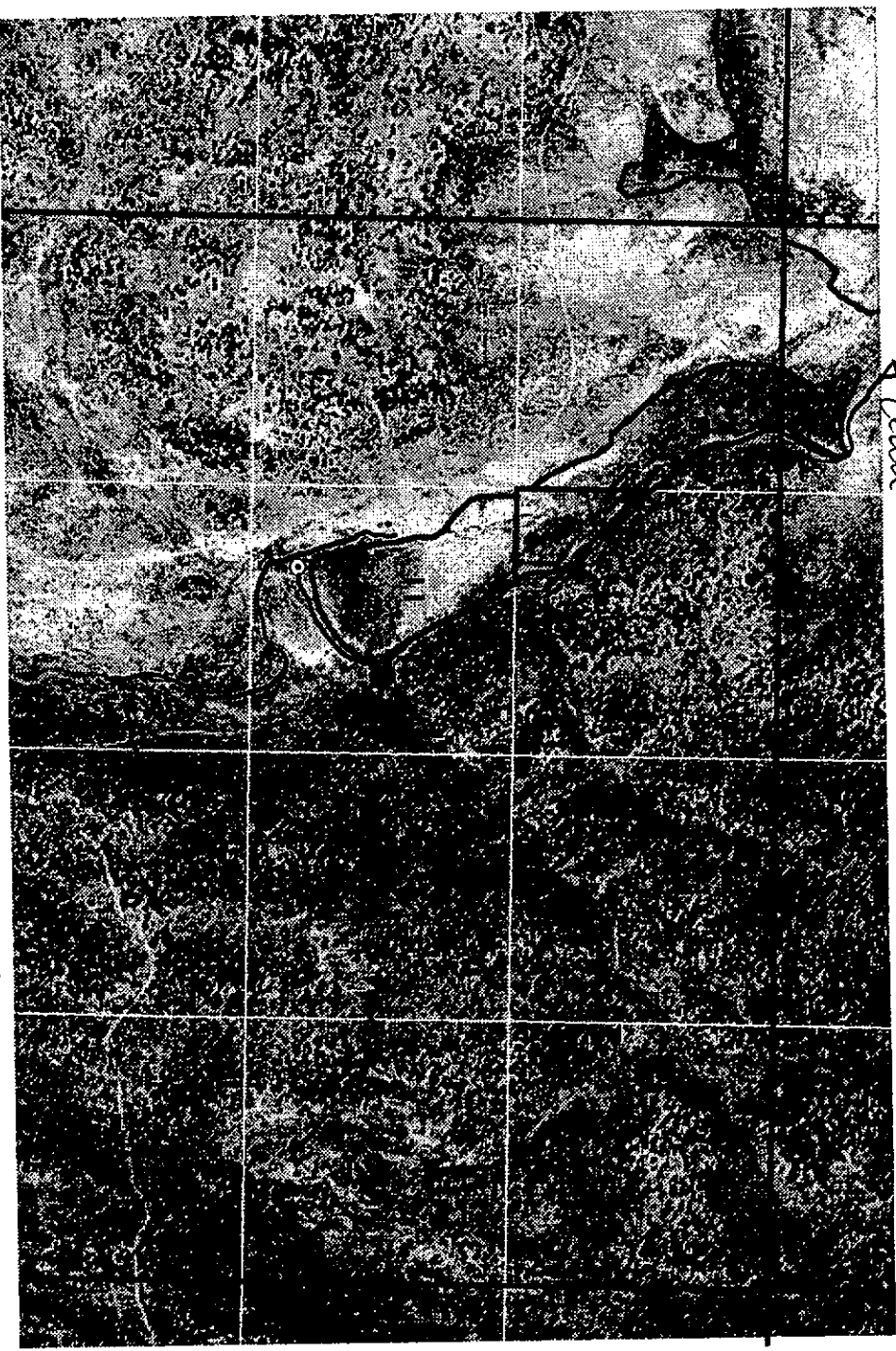
DATE:

7-6-93

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R04W, S17 & S20

Headwater



1987 NAPP PHOTO

SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

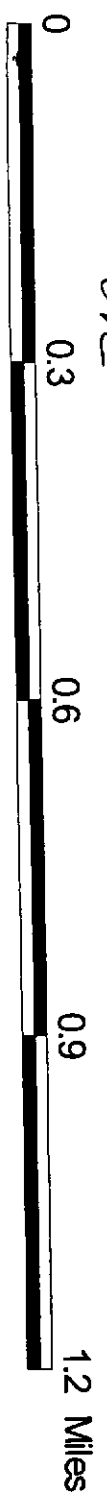
CLAIM(S) : 55-04077

OWNER(S) : P P & H PARTNERSHIP

Prepared by: Mel Schulte

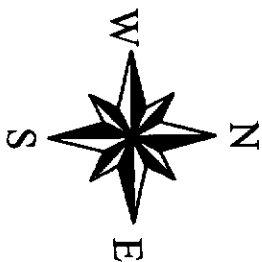
Date: 1/23, 1998

Per NOE meeting on 3-30-98



IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R04W, S17 & 20



1987 NAPP PHOTO

 SECTION LINES

 POD

 POU

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04077

OWNER(S): P P & H PARTNERSHIP

Prepared by: Mel Schulte

Date: 3/31/1998

TOTAL ACRES = 30



0 0.25 0.5 0.75 1 Miles

55-04077

1-23-98

Shape	Area	Perimeter	Acres	Acres Decimal	
Polygon	9746.071	474.712	2	2.41	42
Polygon	34338.612	951.645	8	8.49	43
Polygon	44668.079	910.110	11	11.04	44
Polygon	16843.139	593.123	4	4.16	45

SWSW, S17
NWNW, S20
SENE, "
NENE, "

A55-04077

BB54 SW 5c



A55-~~4077~~ 4077

P. Payne

T10S R4W

X-tra

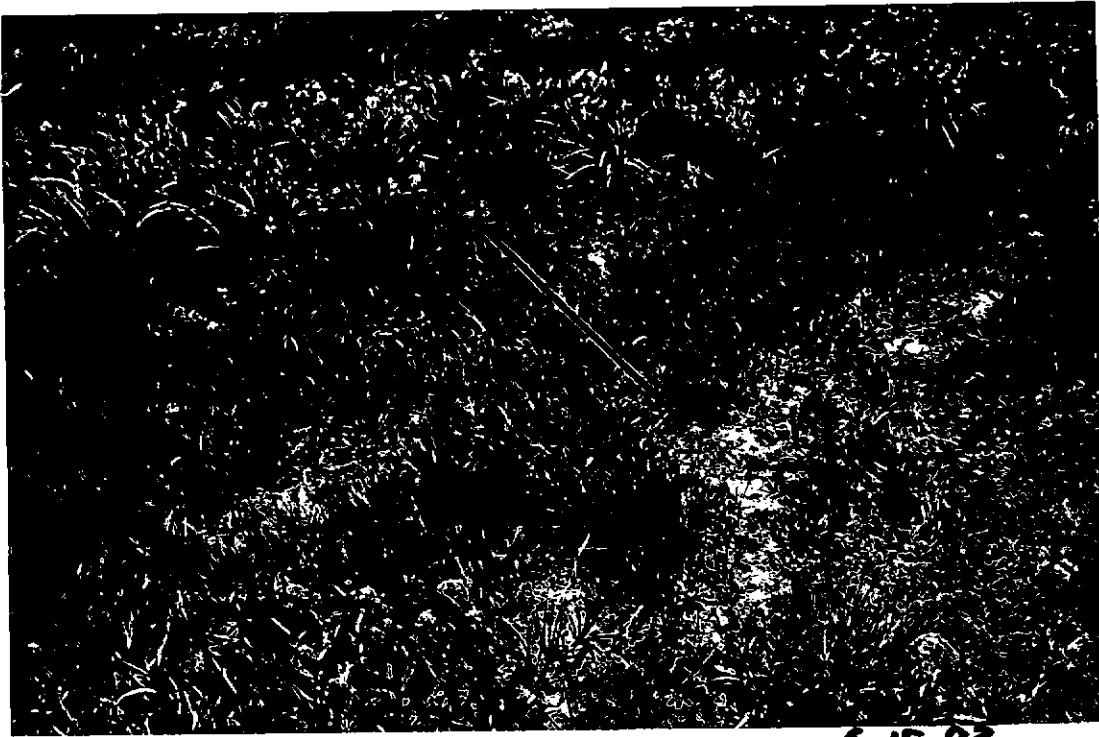


Pon

Pleasant Valley C. E. Fox

Pleasant

A55-4077



6-15-93

Ditch which conveys water to SE portion of field.



6-15-93

Ditch which conveys water to N end of field.

A. AJ CLAIMED USES:

PURPOSES
A55-04077 IRRIGATION
A55-04077 STOCKWATER

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

DIVERSION QUANTITY
2.000 CFS
.120 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.120 CFS

B. WR RECORDED USES:

PURPOSES
55-04077 IRRIGATION
55-04077 STOCKWATER

MONTH/DAY
FROM 04-15 TO 10-15
FROM 01-01 TO 12-31

DIVERSION QUANTITY
2.000 CFS
.120 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.120 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	(Y/N)	MONTH/DAY	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)		
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)		
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)		

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N() Explain in remarks, below.

REMARKS:

4.15 to 10-15

Stockwater usage for 500 head cattle on a year-round basis.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 2.120 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.120 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

FIELD EXAMINER ☒ DATABASE EXAMINER

B. FLOW MEASUREMENT 8-18-93

MEASUREMENT METHOD Manning's ditch capacity SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A55-04076

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-04077	UNNAMED STREAM	P.P. & H. PARTNERSHIP	2.120	0.021		
A55-04076	PLEASANT VALLEY CREEK	P.P. & H. PARTNERSHIP	6.920	0.020		
NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION						

4 were full at time of exam. Will try to get back up there to do a monmt.

No monmt. conducted due to lack of time. Ditch has will carry 28 inches

7a
MANNING EQUATION CHANNEL CAPACITY RESULTS

08-19-1993

File Number: A55-04077

Claimant: PAT PAYNE

Channel measured:

DITCH FROM DIVERSION ON THE EAST FORK OF PLEASANT VALLEY CR

Date of measurement: 8/18/93

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 172 feet.

The upstream and downstream rod readings are 3.42 and 5.62 feet.

The channel cross section is 2.69 ft-sq.

The wetted perimeter is 6.67 feet.

The hydraulic radius is 0.40 feet.

The slope is 0.0128

The roughness coefficient is 0.0550

The flow velocity is 1.674 ft/sec.

The rate of flow is 4.51 cfs.

CROSS SECTION NUMBER 1

For File Number A55-04077 for the
DITCH FROM DIVERSION ON THE EAST FORK OF PLEASANT VALLEY CR

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.40	0.40	1.00
3	0.62	0.62	2.00
4	0.56	0.56	3.70
5	0.44	0.44	5.00
6	0.00	0.00	6.50

The area for this cross section is 2.69 square feet
and the wetted perimeter is 6.67 feet.

Claim Number(s): A55-04077 7C
Name of Claimant(s): P. Payne
Name of Ditch, Canal, or Stream: Ditch from E. Fork Pleasant Valley Cr.
Date of Measurement: 8-18 Data Collected By: LRW
Measurement Location: NE 1/4 NW 1/4 Section 20 T10S R4W

Cross Section Data

Basis: high water mark(☒) maximum capacity()

Note: minimum of five depth or rod readings; first and last must be equal or zero

	depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
RED 1.	<u>0</u>	<u>0</u>	7.	<u> </u>
2.	<u>.40</u>	<u>1.0</u>	8.	<u> </u>
3.	<u>.62</u>	<u>2.0</u>	9.	<u> </u>
4.	<u>.56</u>	<u>3.7</u>	10.	<u> </u>
5.	<u>.44</u>	<u>5.0</u>	11.	<u> </u>
6.	<u>0</u>	<u>6.5</u>	12.	<u> </u>

Slope Data

Basis: high water mark(☒) channel bottom() land surface()

Level Readings: upstream downstream

upper stadia 3.78 6.10

center 3.42 5.62

lower stadia 3.06 5.16

channel
length

stadia difference. (78 + 94) x 100 = 172'

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes()

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	✓	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010	✓	(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000		(1)	low	.005		(1)
minor	.005	✓	(2)		.010		(2)
moderate	.010		(3)	medium	.015	✓	(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000		(1)	minor	1.00	✓	(1)
occasional	.005	✓	(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

D.

1a. ^{Found} IRRIGATION RATE x 0.02 CFS/ACRE = ¹⁵⁰~~28~~ ~~56~~ CFS
ACRES ²⁵ (Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 250.0 AF/A

ACRES ~~28~~ x CONSUMPTIVE VOL. AF/A FOR AREA ~~25~~ = ~~NA~~
TOTAL CONSUMPTIVE USE ~~70~~ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = N/A AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =
TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

No overlap

RECOMMENDATIONS:

PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
* IRRIGATION	4-15	10-15	2.000	0.58,50	250.0
STOCKWATER	01-01	12-31	0.120	0.12	7040

TOTAL FOR THIS RIGHT 2.120 8.58,62 7040 114

REVIEWED BY Linda Werner DATE: 7-6-93

* Recommendation based upon response to my comment concerning access.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

N/A

ROOT WATER RIGHT NUMBER: 55-04077

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.120

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

- A55-04077

2.120

-

55-04077

2.120

TOTAL CFS

2.120

2.120

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 sheet attached? (Y/N)

DATABASE

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: Shanda W. Brown

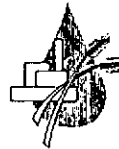
DATE: 7-6-93 @ 2:1-95

NAME OF FIELD EXAMINER: A. Werner

TITLE: Sr. WDR Agent

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that P. P. & H., Partnership

(Name of Claimant)

P. O. Box 114

Jordan Valley, OR

97910

Telephone No. 503-586-2377

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 7/1/1900

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

unnamed stream tributary to Pleasant Valley Creek, East Fork

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>2.0 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>4/15</u>	To <u>10/15</u>
Quantity	<u>0.12</u>	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity	<u>2.12 cfs</u>	Use	Period of Use From	To

- (4) TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 NW 1/4, Sec. 20 Twp. 10S Rge. 4W B.M., County of Owyhee

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diversion Dam & gravity ditches

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

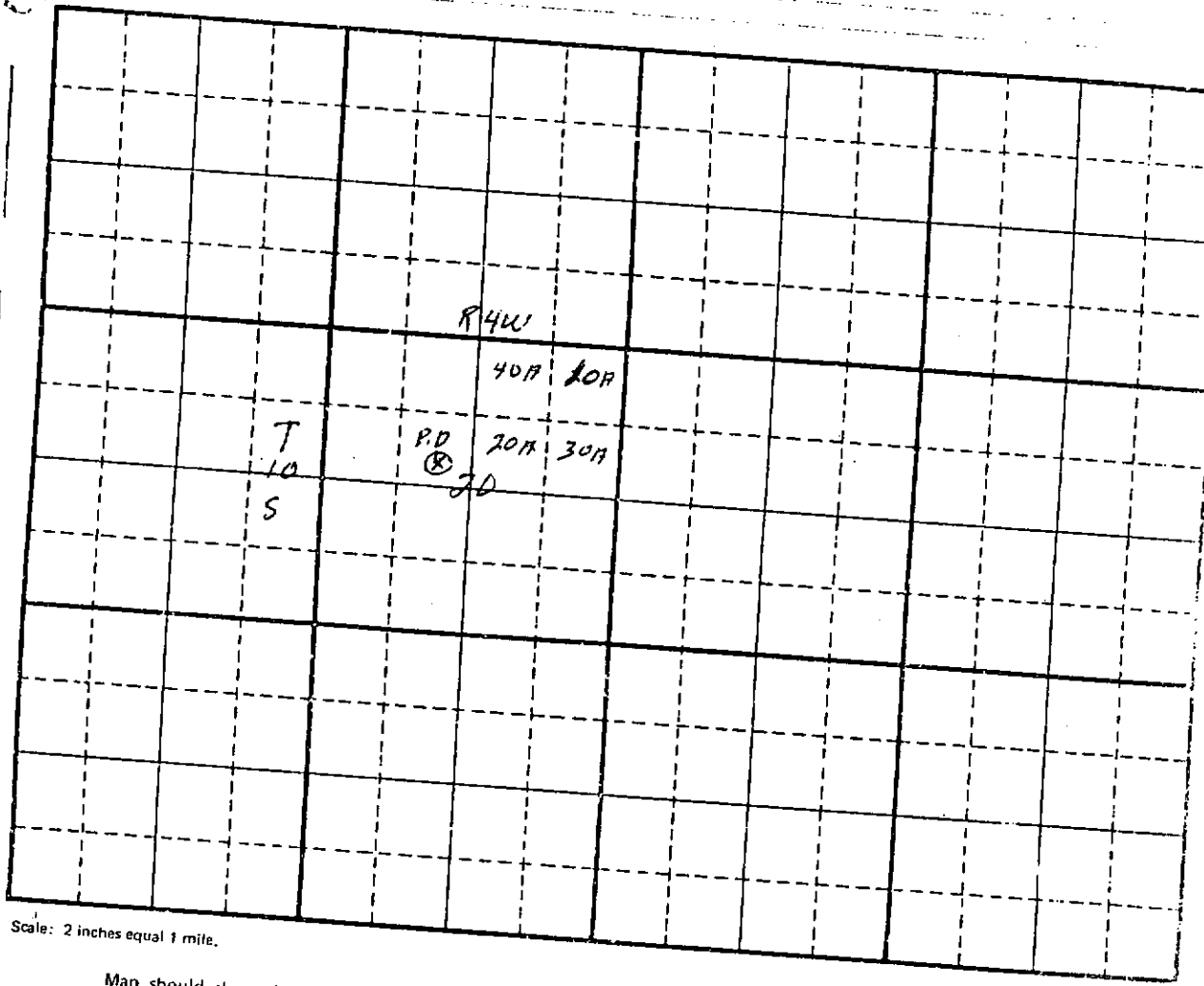
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	4W	20	10	40	20	30													100

No. of acres 100

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: S/500 hd/range

- (7) If you are claiming water as a member of an organization, list name of organization:



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Gem) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 8 day of July

Pat Payne Carter
(Claimant)
19 92

[Signature]
Notary Public
Residing at Emmett

My commission expires lifetime

FOR DEPARTMENT USE ONLY

Received by AKN Date 7/8/92
Prelim. check by ELS Date 7/25/92
\$30.00 fee received by AKN Date 7/8/92
Published in Emmett
Dates 7/8/92 to 8/5/92

Exception filed by:

Forwarded to claimant by: Date

#24037



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

MAILING DATE: April 5, 1993
RESPONSE DATE: May 5, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

PP & H PARTNERSHIP
PAT PAYNE
PO BOX 114
JORDAN VALLEY OR 97910

RE: NOTICE OF CLAIM NO[S]: A55-04076, A55-04077 & A55-4078

Dear Mr. Payne;

We are currently in the process of preparing the above referenced Notice(s) of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claims listed above. All claims with an A55 prefix number are being reviewed at this time. The above claims require the following information:

Evidence of Priority

These claims were filed based on beneficial use of water dating back to the early 1900's. On June 28, 1991, the Department sent you a letter requesting that you submit evidence supporting the priority date you have listed on the claims. This evidence has not been received in our office.

Before the Department can make a recommendation to the Court for decree of these claims, some evidence of the priority date claimed must be submitted. We are enclosing a brochure outlining types of evidence you may submit. **If we do not receive the requested information, these claims will be recommended for disallowal due to lack of evidence supporting any priority date.**

If you have any questions, be sure to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

A55-04076 *JUNE 28, 1991*
P.P. & H. PARTNERSHIP
P.O. BOX 114

RE: Claim No(s): A55-04076

A55-04077

JORDAN VALLEY OR 97910

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by August 1, 1991, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

MICROFILMED

SEP 29 1992