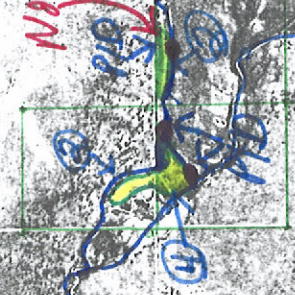


6a

BB53

A55-13456

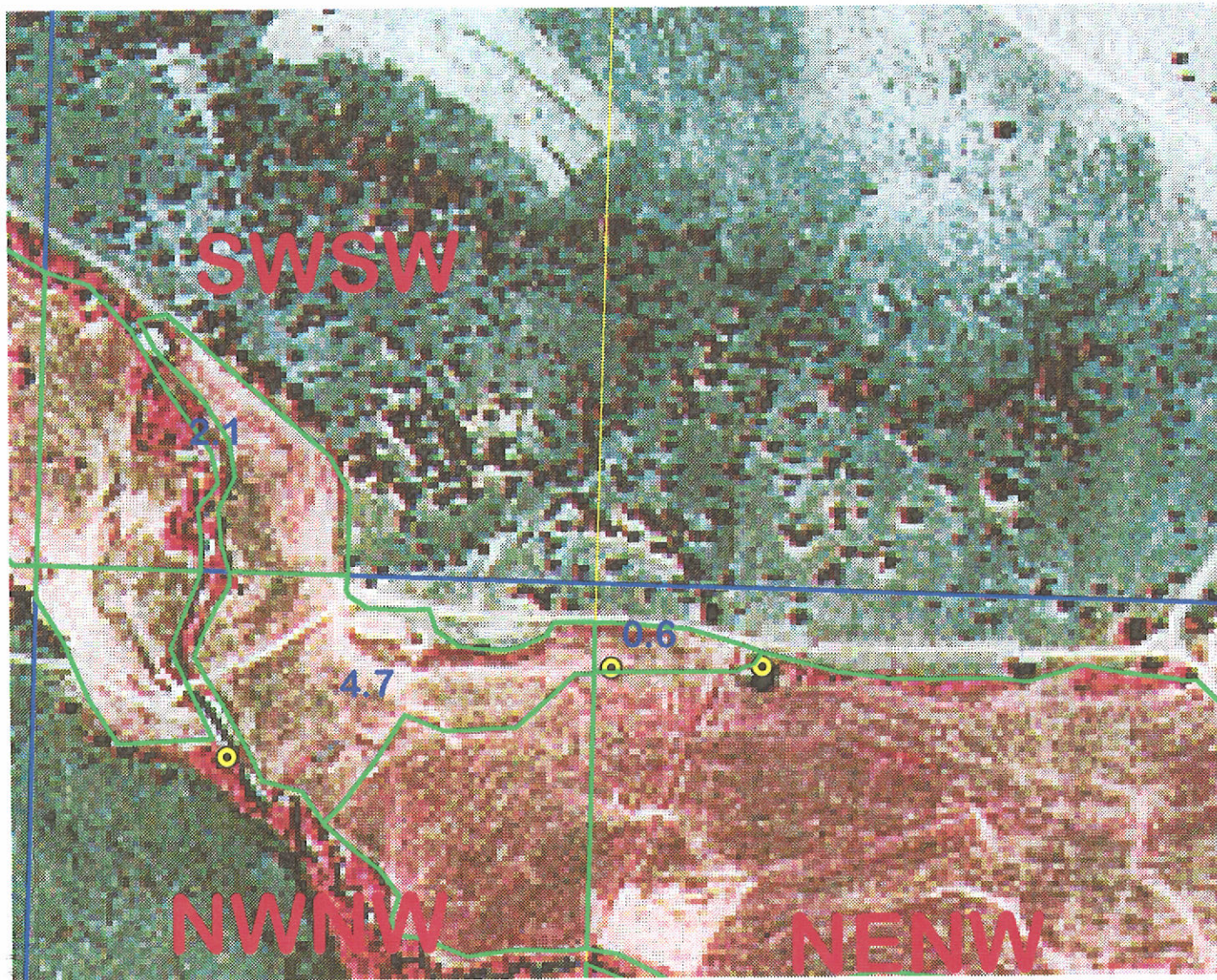
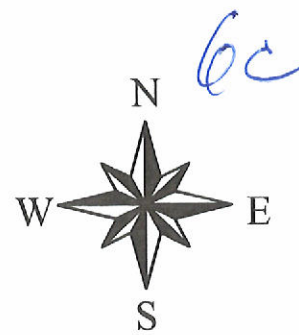
W + Irrigated GT-5
Per



Lowrey Ranch

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R05W, S18 & S19



1987 NAPP PHOTO

 SECTION LINES

 POD

 POU

 1/4 1/4 LINES

 ACRES

CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

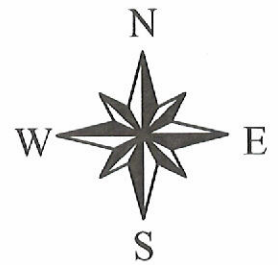
Date: 4/13/1998

TOTAL ACRES = 7.4

0.25

0.5 Miles

IDAHO DEPARTMENT OF WATER RESOURCES
T10S, R05W, S18 & S19



1987 NAPP PHOTO

 SECTION LINES

 POD

 PLACE OF USE

 1/4 1/4 LINES

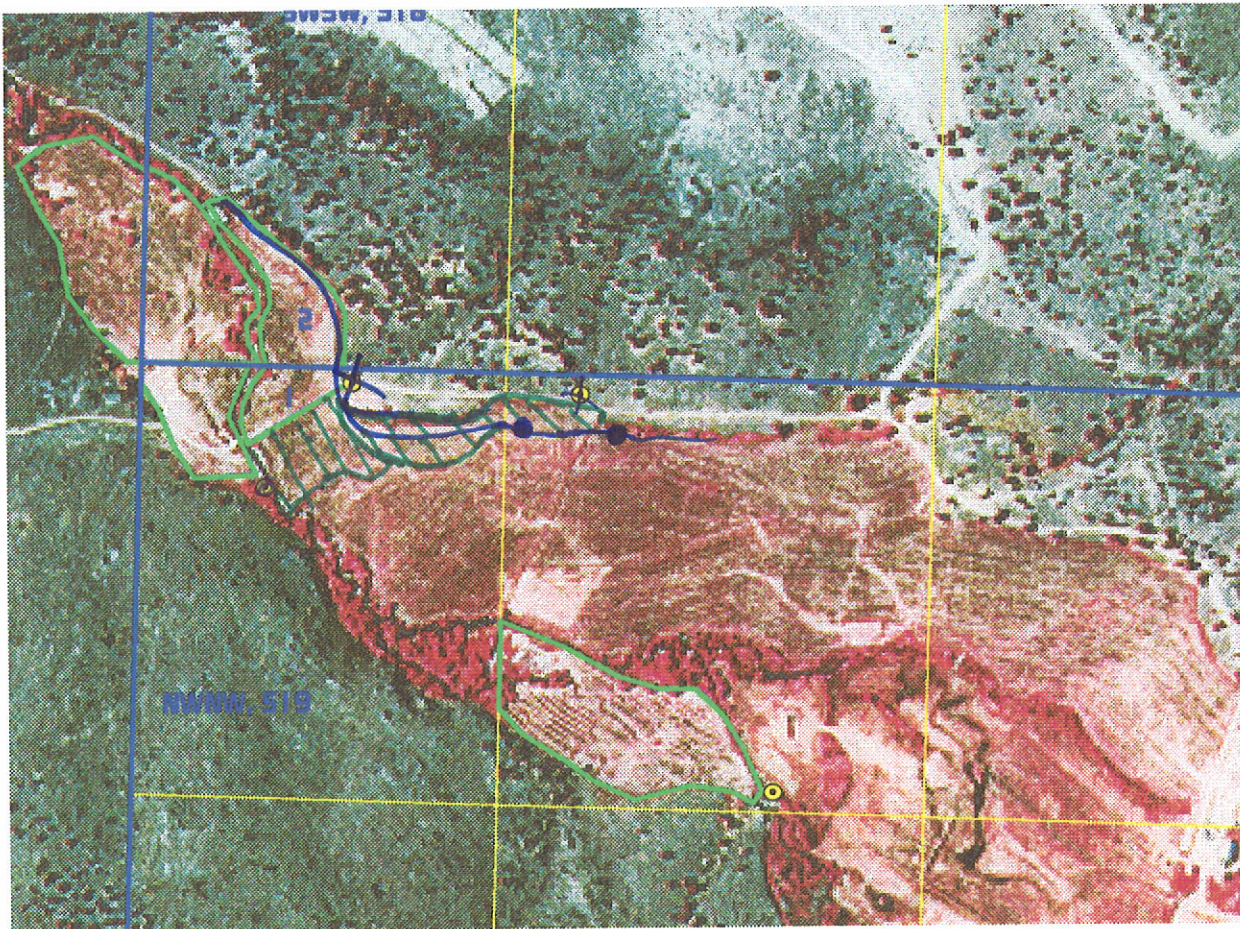
6 ACRES

CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

Date: 1/27/1998



Changes made 3/30/98 at Meeting Notice of Error meeting.

0.2

0.4

0.6

0.8 Miles



8-18-93

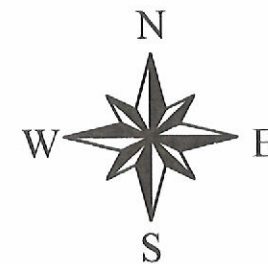
↑
Divisions 1 + 2 from Grave creek.
↓



8-18-93

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R05W, S18 & S19



1987 NAPP PHOTO



SECTION LINES



POD



POU



1/4 1/4 LINES

6

ACRES

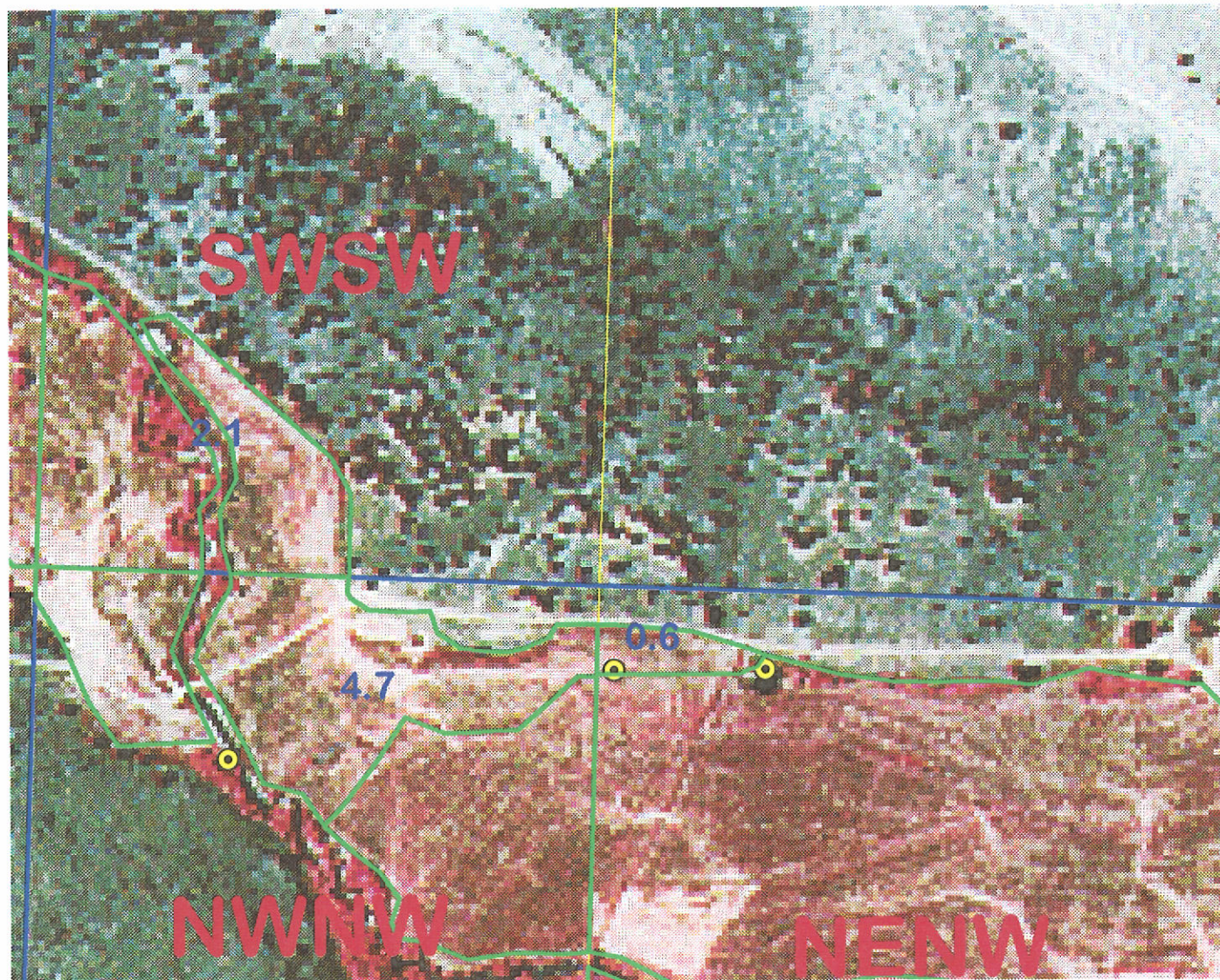
CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

Date: 4/13/1998

TOTAL ACRES = 7.4



0.25

0.5 Miles

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: A55-13456
Date Received: 9/14/1993
Receipt No: W016731
Received By: _____

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

1. Name: TED PAYNE 208-583-2477
Address: JORDAN VALLEY OR 97910

2. Date of Priority: APR 15, 1896

3. Source: GRAVE CREEK Trib. to: SQUAW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	05W	19	NW	NE	NW		OWYHEE
			NE	NW	NW		OWYHEE
			NW	NW	NW		OWYHEE

5. Description of diverting works:
DIRT TAMS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.160		
STOCKWATER	04/15	10/15	0.140		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 600 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	05W	18	SW	SW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	05W	18	SW	SW		STOCK	
						Section Acres	4.0
		19	NW	NW		IRR	4.0
			NW	NW		STOCK	
						Section Acres	4.0
						Total Acres	8.0

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:
SPRING

14. Remarks:

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

AJ0749NP
No. R55-13456

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

DATE: 04/14/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TED PAYNE JORDAN VALLEY OR 97910 (208) 583-2477	04/15/1920	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	0.14 CFS 0.14 CFS	
TOTAL DIVERSION:					0.28 CFS	

Water Source: GRAVE CREEK

Tributary to: SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R05W S19

NWNE

OWYHEE 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
10S	05W	18	:																	:	2.1
10S	05W	19	:							.6	01-04									:	5.3
TOTAL ACRES																				7.4	

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):
A55-13456

Other Water Rights Listing Overlapping Place(s) of Use:
A55-04041 A55-04042 R55-04041 R55-04042

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 NOS. 55-04042 AND 55-04043 IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.03 CFS.

=====

Remarks: POD TWO POINTS OF DIVERSION LOCATED IN T10S, R05W, S19, NENW.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 101.3 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 55-04042 & 55-04043.

EXP STOCKWATER, 600 RANGE CATTLE

Dates: Exam Made Date: 08/18/1993 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: 04/14/1998 User-ID: MSCHULTE Subject: NOTICE OF ERROR
CHANGES TO THE POINTS OF DIVERSION AND PLACE OF USE WERE MADE TO
THE RECOMMENDATION BASED ON INFORMATION PROVIDED BY THE CLAIMANT
AT THE NOTICE OF ERROR MEETING IN MARSING ON MARCH 30, 1998. THE
CHANGES WERE MADE ON A GIS MAP BUT ARE NOT DOCUMENTED WITH A
NOTICE OF ERROR FORM.

Audit: 04/14/98 MSCHULTE

Agent's Master Sheet

Agent's Name: *Mel / Susan H*

No.	Name	Claim No.	Issue Resolution/Comments
111	<i>John Miller Abn Miller Land Co.</i>	<i>55-02172 - OK -13658 → issue w/ priority date, gave evidence to firm priority date - OK -13659 → OK -02034 → OK -02031 → OK</i>	<i>- signed NDE form - OK ✓</i>
112	<i>Rich Bennett & Lois Bennette</i>	<i>55-10018 - OK 55-02144 - OK 55-02109 - less acres than recommended - 6 acres difference - OK ✓ ~~55-02~~</i>	
113	~~<i>Dorothy</i>~~ & <i>Ted Payne</i> <i>Dorothy</i>	<i>55-04041 - OK 55-13457 - OK 55-13456 - POD incorrect, marked map, add POV - marked map 55-04042 - Date - recommend 1911, wants 1896 priority date</i>	<i>Mel & Susan H will look at file, include #8 Stockwater to 750</i>
114		<i>55-04043 -</i>	<i>add stock water to claim - amended claim at NDE 750</i>
115			<i>4042 - add redirection to recommendation add POV - 4 acres - marked map, changed POD & moved but same 4 1/4</i>
116			<i>4043 -</i>
117	<i>PRH Partnership (Ted Payne Mother)</i>	<i>~~55-04077~~ new claim</i>	<i>- add POD - Mel will prepare claim for Ted for Spring (overlaps w/ 1040) & send it to him</i>
118		<i>55-04077 - ~~55-04076~~ → OK</i>	<i>add acres in SWSW Section 17</i>
119	<i>Brown Ridge Ranches (Ted Payne Partners)</i>	<i>~~55-04144~~ 55-04144 - OK 55-10255 -</i>	<i>Date, Ross will send evidence disallow claim b/c no evidence see map in 4/144</i>
120		<i>→ 4145 - OK - 10254 - - 10253 -</i>	<i>add domestic & stock water add Stockwater</i>

CLAIM NO. 155-13456

**IDWR SUPPLEMENTAL CLAIM VERIFICATION REPORT
FOR DOCUMENTING CHANGES TO CVR**

1. ☒ NAME - No change

☐ NEW OWNER: _____

(SUPPORTING DOCUMENTATION REQUIRED - ATTACH COPY)

☒ ADDRESS - No change

☐ NEW ADDRESS: _____

2. ☒ SOURCE - No change

☐ CHANGE - New source and/or tributary is: _____

3. ☐ QUANTITY - No change

☐ CHANGE - New amounts: I = 14.8
S = 14.0
28.8 CFS and/or _____ AFY

4. ☒ PRIORITY DATE - No change

☐ CHANGE - Priority date to: _____

(EVIDENCE OF PRIORITY REQUIRED - ATTACH COPY)

5. ☐ POINT OF DIVERSION - No Change

☒ CHANGE - New point of diversion is: T 10S, R 5W, S 19, NW 1/4, NE 1/4, NW 1/4 = 2.

T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4
(LOCATION OF POD(S) SHOULD BE SHOWN ON MAP)

6. ☒ PURPOSE AND PERIOD OF USE - No change

☐ CHANGE New purpose of use _____

New period of use _____

New amount(s) _____

_____ from _____ to _____ cfs _____ af

_____ from _____ to _____ cfs _____ af

_____ from _____ to _____ cfs _____ af

7. ☐ PLACE OF USE - No change

☒ CHANGE New place(s) of use: (LOCATION(S) AND ACRES SHOULD ALSO BE SHOWN ON MAP)

T	R	S	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>10S</u>	<u>5W</u>	<u>18</u>											<u>2.1</u>						<u>2.1</u>
		<u>19</u>					<u>.6</u>	<u>4.7</u>											<u>5.3</u>
																			<u>7.4</u>

REMARKS _____

CONDITIONS _____

Reviewer McSchultz

Date 4-14-98

AJ0749NP
No. R55-13456

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	TED PAYNE JORDAN VALLEY OR 97910 (208) 583-2477	04/15/1920	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	~~0.09 CFS~~ 0.14 CFS	1488
TOTAL DIVERSION:					~~0.23 CFS~~	288

Water Source: GRAVE CREEK

Tributary to: SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R05W S19

NWNENW ~~NENWNW~~

OWYHEE 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
10S	05W	18	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
10S	05W	19	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
																				2.0
																				2.1
																				4.1
																				4.7
																				101.3
																				7.4

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: QNT USE OF THIS RIGHT WITH RIGHT NOS. 55-04042 AND 55-04043 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF ~~2.0 CFS~~ 2.03

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~400~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 55-04042 & 55-04043.

EXP STOCKWATER, 600 RANGE CATTLE

Dates: Exam Made Date: 08/18/1993

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 02/27/98 LHARRIS

AJ0749NP
No. R55-13456

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

DATE: 02/21/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TED PAYNE JORDAN VALLEY OR 97910 (208) 583-2477	04/15/1920	IRRIGATION	04-15 10-15	0.16 CFS ~~0.14~~	109 ~~123~~ 20.00 AFA
					TOTAL DIVERSION: CONSUMPTIVE USE:	~~0.16 CFS~~

Water Source: GRAVE CREEK

Tributary to: SQUAW CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R05W S19

~~N~~NENW

NENWNW

~~N~~NENWNW

OWYHEE 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
10S	05W	18	:																	:	2.0
10S	05W	19	:																	:	6.0
																				TOTAL ACRES	8.0

POU County: OWYHEE

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 55-04042 AND 55-04043 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF ~~2.32 CFS~~, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF ~~290.00 AF~~, AND TO THE IRRIGATION OF A COMBINED TOTAL OF ~~116~~ ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 08/18/1993 Verified Date: 02/21/1995

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

QNT.
POU 1 - E14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:25:43
02/15/95

PAGE: 14
QUICKLOOK INFORMATION

14
CLAIM NUMBER: A55-13456

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		8-18-93	Y		2-16-95 LRW		
POINT OF DIV	Y		L. Wesner					
SOURCE	Y							
PLACE OF USE	Y			Y	MAPS	"		
DIV. AMOUNT CFS/VOLUME	Y				Dept. Std.			
CONSUMPTIVE USE	-				"			
PURPOSES OF USE	Y							
PERIOD OF USE	Y				Dept. Std.			
BASIS OF CLAIM	Y							
REMARKS								

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

IDWR ID NO.

Y() N()

☒ NAPP

DATE OF PHOTO

IDWR ID NO.

Y() N()

☒ ~~ASCS AERIAL PHOTO~~ GIS

DATE OF PHOTO

IDWR ID NO.

Y() N()

☐ ASCS COLOR SLIDE

DATE OF PHOTO

IDWR ID NO.

Y() N()

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

IDWR ID NO.

Y() N()

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

IDWR ID NO.

Y() N()

☐ SCS SOIL SURVEY MAP

DATE ISSUED

IDWR ID NO.

Y() N()

☐ SUBDIVISION PLAT MAP

DATE OF MAP

IDWR ID NO.

Y() N()

☐ OTHER

DATE

IDWR ID NO.

Y() N()

☐ OTHER

DATE

IDWR ID NO.

Y() N()

☐ OTHER

DATE

IDWR ID NO.

Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

IDWR ID NO.

NOTES

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

IDWR ID NO.

NOTES

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

IDWR ID NO.

NOTES

☐ SYSTEM DESCRIPTION

DATE DRAWN

IDWR ID NO.

NOTES

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

IDWR ID NO.

NOTES

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

IDWR ID NO.

NOTES

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

IDWR ID NO.

NOTES

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

IDWR ID NO.

NOTES

☒ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

IDWR ID NO.

NOTES

☒ OTHER Patent

DATE

IDWR ID NO.

NOTES

☐ OTHER

DATE

IDWR ID NO.

NOTES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:25:43
02/15/95

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A55-13456

LAST: PAYNE FIRST: TED
ADDRESS:
CITY: JORDAN VALLEY STATE: OR ZIP: 97910
PHONE NUMBER: 208-583-2477

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
N

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Ted Payne

PHONE NUMBER: () -

DATE OF FIELD EXAM: 8/18/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Saw phone conversation memo, A55-4041.

A. AJ CLAIM: # A55-13456 PRIORITY DATE: 04-15-1896 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

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: Patent dated 6-7-1920, w/ understanding that land had
to be developed, at least partially, before land patent is
given.

RECOMMENDED PRIORITY DATE:

4-15-1920
REVIEWED BY Linda Werner

DATE 2-15-95

United States, : Character of Instrument,
 Grantor, : Patent.
 to : Date of Instrument,
 David W. Lowry, : June 7th, 1920.
 Grantee. : Date of Record,
 : June 21st, 1926, at 9:20 o'clock A.M.
 : Book 9 of Patents, pages 31 & 32,
 : Owyhee County Records,

Boise 018799

Issued 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.

Executed by the President: Woodrow Wilson

By M. P. LeRoy, Secretary.

L. Q. C. Lamar, Recorder of the General Land Office.

(Seal of the General Land Office affixed.)

Recorded: Patent Number 753749.

Description---The southeast quarter of the southeast quarter of Section thirteen in Township ten south of Range six west and the Lot four of section eighteen and the Lot one and the Northeast quarter of the northwest quarter of Section nineteen in Township ten south of Range five west of the Boise Meridian, Idaho, containing one hundred forty-eight and five-hundredths acres.

Covenants---Subject to the usual water right reservations.

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.

MURPHY, IDAHO

S. 13
 SESE
 T10S
 R6W
 S. 18
 lot 4
 S. 19
 lot 1
 NENW
 T10S
 R5W

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
A55-13456	10S 05W	19	NW	NE	NW			OWYHEE		
A55-13456	10S 05W	19	NE	NW	NW			OWYHEE		
A55-13456	10S 05W	19	NW	NW	NW			OWYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A55-04041 NONE
A55-13455

WR RECORDS IN SAME 40 ACRE TRACT

55-02071
55-04041

SOURCE: GRAVE CREEK

TRIB: SQUAW CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

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 8-18-93 NAME OF EXAMINER L. Warner) Y(☐) N(☐)

OTHER (DESCRIBE IN NOTES BELOW)

claim filed as a result of field exam findings.

NOTES: _____

=====

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
10S	05W	19	NW	NE	NW			OWYHEE		
10S	05W	19	NE	NW	NW			OWYHEE		
10S	05W	19	NW	NW	NW			OWYHEE		
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

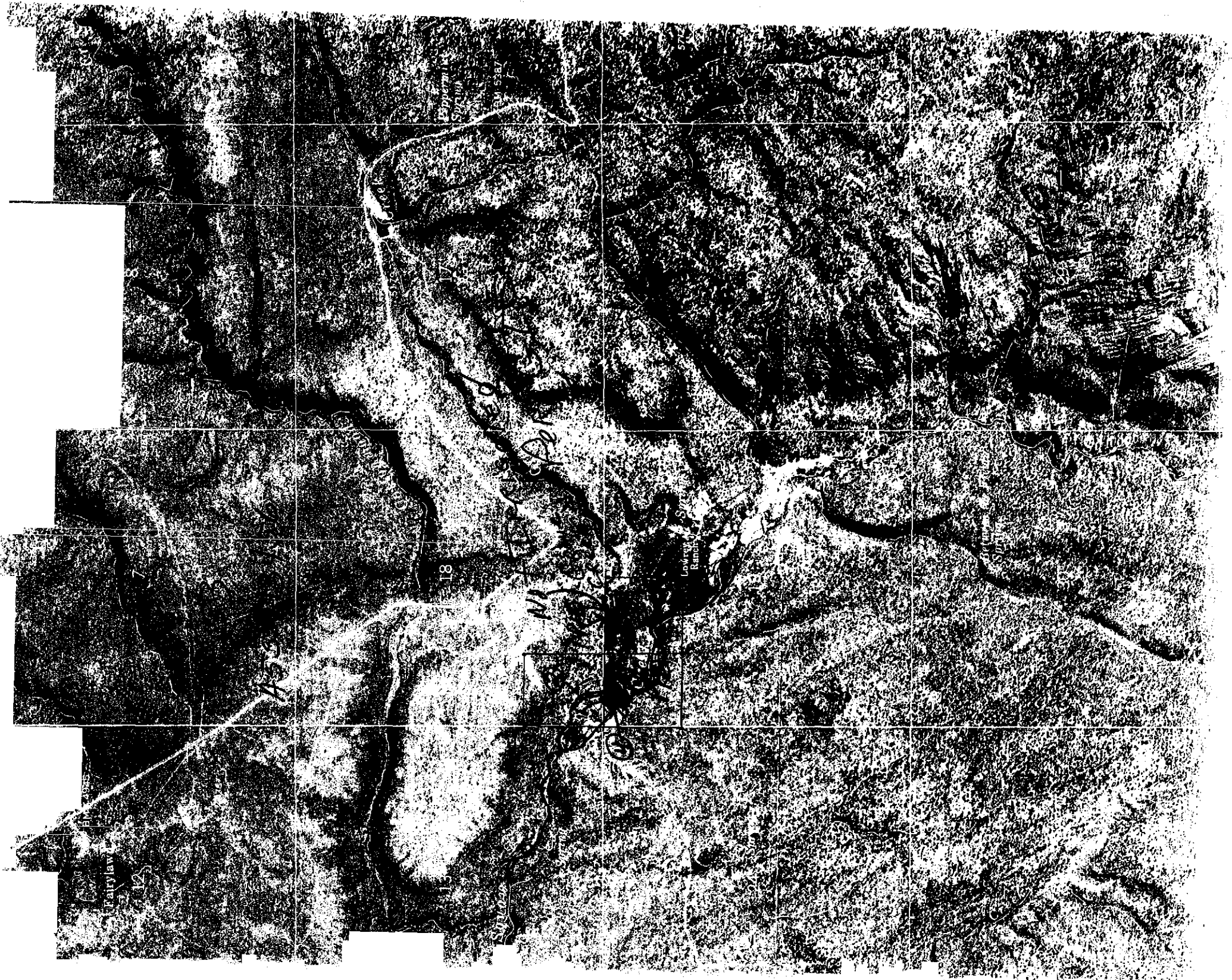
SOURCE: Arroyo Cr. TRIB: Saguaro Cr.

REVIEWED BY: Anda Werner DATE: 2-15-95

=====

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

Dirt Dams & ditches, flood irrigation.



A53

18

19

Lewrey Ranch

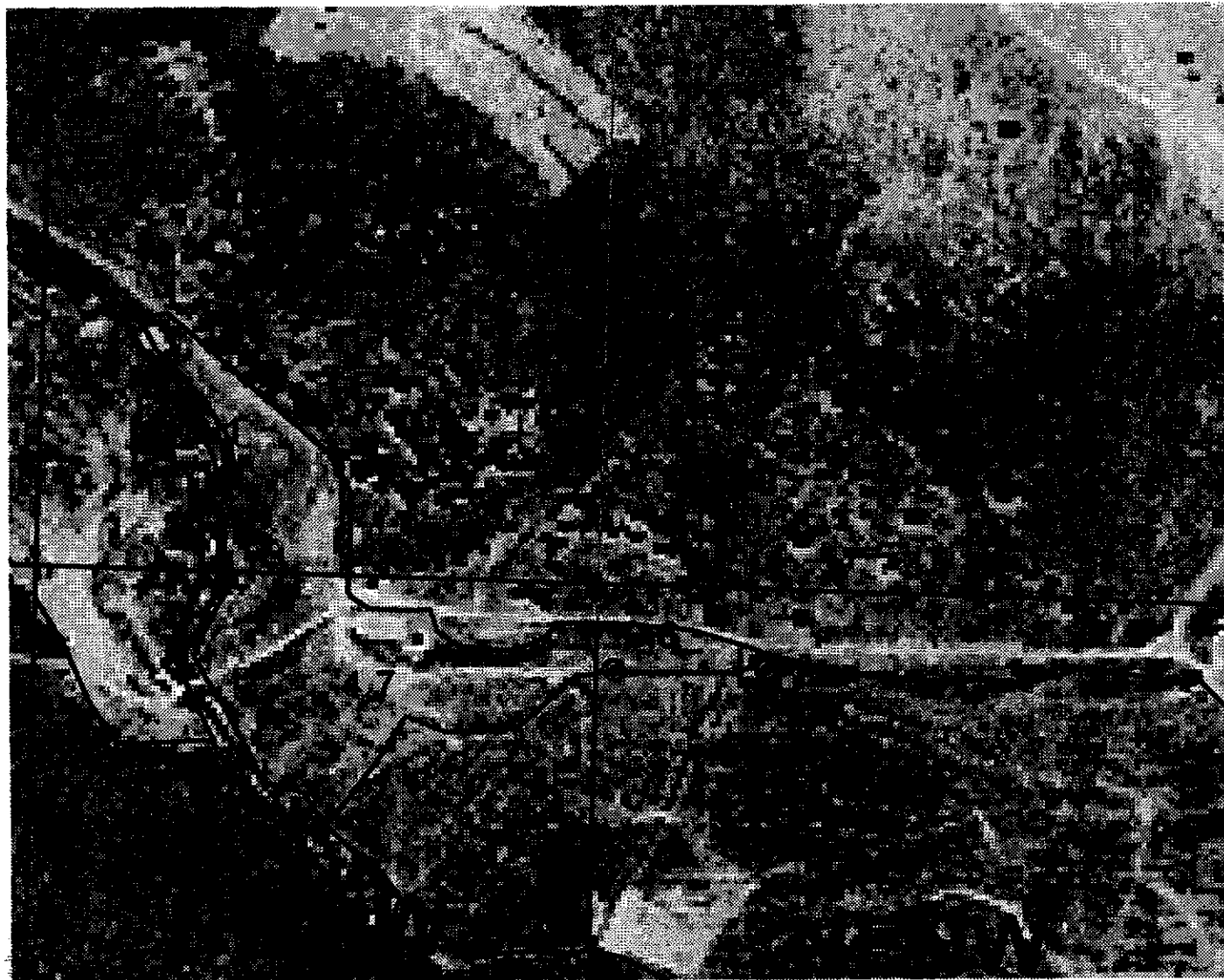
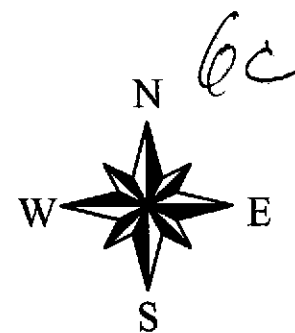
Lewrey Ranch

Lewrey Ranch

19

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R05W, S18 & S19



1987 NAPP PHOTO



SECTION LINES



POD



POU



1/4 1/4 LINES

6

ACRES

CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

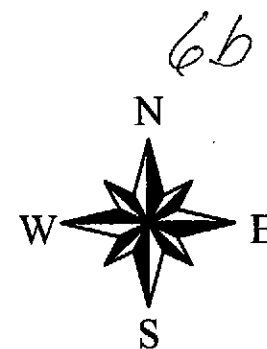
Date: 4/13/1998

TOTAL ACRES = 7.4

0.25

0.5 Miles

IDAHO DEPARTMENT OF WATER RESOURCES
T10S, R05W, S18 & S19



1987 NAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

Date: 1/27/1998

Changes made 3/30/98 at Missing Notice of Error meeting.

0.2 0.4 0.6 0.8 Miles

A. ROOT WATER RIGHT NUMBERS: A55-13456

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	05W	18	SW	SW	4	PAYNE, TED	A55-13456 / 4.0	- /		2	2
			SW	SW		PAYNE, TED	A55-04041 / 4.0	55-04041 / 4.0			
			SW	SW		PAYNE, TED	A55-04042 / 4.0	55-04042 / 4.0			
			SW	SW		PAYNE, TED	A55-13455 /	- /			
10S	05W	18	SW	SW		PAYNE, TED	A55-13456 /	- /			
			SW	SW		PAYNE, TED	A55-04041 / 4.0	55-04041 / 4.0			
			SW	SW		PAYNE, TED	A55-04042 / 4.0	55-04042 / 4.0			
			SW	SW		PAYNE, TED	A55-13455 /	- /			
10S	05W	19	NW	NW	1	PAYNE, TED	A55-13456 / 4.0	- /		4	4
			NW	NW		PAYNE, TED	A55-04041 / 3.0	55-04041 / 3.0			
			NW	NW		PAYNE, TED	A55-04042 / 20.0	55-04042 / 20.0			
			NW	NW		PAYNE, TED	A55-13455 /	- /			
10S	05W	19	NW	NW		PAYNE, TED	A55-13456 /	- /		2	2
			NW	NW		PAYNE, TED	A55-04041 / 3.0	55-04041 / 3.0			
			NW	NW		PAYNE, TED	A55-04042 / 20.0	55-04042 / 20.0			
			NW	NW		PAYNE, TED	A55-13455 /	- /			

ADDITIONAL POU FOUND

8 8 3 *

TOTAL ACRES A55-13456

8.00

POU COUNTY: OWYHEE

Per GIS calculations

See list of maps

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 10 N/A()

REVIEWED BY: Linda Werner

DATE: 2.15-95

Rec.
NOTES:

Stockwater usage @ POC year around.
Need to get amended claim for this.

* Stockwater usage recommended under 55-13455, instream
flow, year round DRW 2-21-95

AJ CLAIM TOTAL DIVERSION RATE: 0.160 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 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 Mannings ditch msmt., SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 3
ACRES 8 x 0.02 CFS/ACRE = 0.16 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 = 20.0 AF/A

ACRES 8 x CONSUMPTIVE VOL. AF/A FOR AREA 20 = NA

TOTAL CONSUMPTIVE USE 20 AF/A

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

Stock @ 600 cattle = 0.14 cfs NA

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-20-1993

109

File Number: ~~UNCLAIMED~~ A55-13456
Claimant: TED PAYNE
Channel measured: DITCH FROM POD 1 ON GRAVE CREEK
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 270 feet.
The upstream and downstream rod readings are 3.89 and 5.32 feet.
The channel cross section is 5.03 ft-sq.
The wetted perimeter is 7.24 feet.
The hydraulic radius is 0.70 feet.
The slope is 0.0053
The roughness coefficient is 0.0550
The flow velocity is 1.547 ft/sec.
The rate of flow is 7.79 cfs.

CROSS SECTION NUMBER 1

10b

A55-13456

For File Number ~~UNCLAIMED~~ for the DITCH FROM POD 1 ON GRAVE CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.86	0.86	0.40
3	0.80	0.80	1.60
4	0.87	0.87	2.60
5	0.88	0.88	3.60
6	1.00	1.00	4.70
7	0.96	0.96	5.60
8	0.00	0.00	6.10

The area for this cross section is 5.03 square feet
and the wetted perimeter is 7.24 feet.

Claim Number(s): A55-13456 10c
Name of Claimant(s): T. Payne
Name of Ditch, Canal, or Stream: Ditch from POB 1 on Haines Cr
Date of Measurement: 8-18-93 Data Collected By: S. Wernor
Measurement Location: NW 1/4 NW 1/4 Section 19 T10S R5W

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
REP 1.	<u>0</u>	<u>0</u>	7.	<u>.96</u>	<u>5.6</u>
2.	<u>.86</u>	<u>.4</u>	8.	<u>0</u>	<u>6.1</u>
3.	<u>.80</u>	<u>1.6</u>	9.		
4.	<u>.87</u>	<u>2.6</u>	10.		
5.	<u>.88</u>	<u>3.6</u>	11.		
6.	<u>1.0</u>	<u>4.7</u>	12.		

Slope Data

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

Level Readings:	upstream	downstream	
upper stadia	<u>4.56</u>	<u>6.01</u>	
center	<u>3.89</u>	<u>5.32</u>	
lower stadia	<u>3.22</u>	<u>4.65</u>	channel length
stadia difference	<u>(1.34 + 1.36)</u>		<u>x 100 = 270'</u>

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			
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			
gradual	.000		(1)	minor	1.00	/	(1)
occasional	.005	/	(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				



8-18-93

↑
Diversion 1 + 2 from Grave creek.
↓



8-18-93

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
IRRIGATION	04-15 10-15	DATABASE 0.160 EXAMINER 0.16	DATABASE 0.160 EXAMINER 0.16	DATABASE 20.0 EXAMINER 20.0
~~STOCKWATER~~	~~04-15 10-15~~	~~0.140~~		~~20.0~~
* ~~Stockwater~~	~~1-1 12-31~~	~~0.14~~		
~~Stockwater~~	~~1-1 12-31~~	~~0.14~~		
TOTAL FOR THIS RIGHT		0.16 1.23		20.0 NA

NON-IRRIGATION USES CLAIMED: STOCKWATER, 600 CATTLE

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

* May change due to claimant contact response

REVIEWED BY: Linda Turner

DATE: 2-16-95

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE): E01: 55-4042 & 55-4043, Acres-¹⁰⁰~~119~~¹¹⁶, Flow: ^{2.0}~~2.32~~^{2.38} cfs; CU: ^{290.0}~~297.5~~

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-13456

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-13456	0.160	-	-	-	-
TOTAL CFS		0.160				

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:

Linda Werner

DATE:

1-16-95 & 2-21-95

NAME OF FIELD EXAMINER:

Linda Werner

TITLE:

Sr. WR Agent

9-14-93

Ted Payne

1 Claim for Squaw cr. - In-stream stock
& all cr. running thru property - 1890
2 Power - 1951.

3 Squaw cr. - Use patent dates on ir. &
Abol the spring.

Power. all H_2O goes thru the plant
generate elec. for lights for house, barn &
shop.

1/ location of spring. SUSE? or on
line dividing w/ 1/2 & 1/2

Affidavit

Inquiry cr. - Pri. = Patent date
Actual ir. acres is 7 as orig. filed
Add stock during ir. season. # of cattle
600 - Ibid.

Hot map.

Fee's Due.

1. Power claim	=	\$ 50
2. Grave creek		50
3. Instream stock		25



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: August 23, 1993

RESPONSE DATE: September 23, 1993

<ADDRESS ADDED TO ORIGINAL>

RE: NOTICE OF CLAIM NO[S]: A55-04041, A55-04042, A55-04043

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. The following claims require the information or changes listed:

A55-04041. Squaw creek

This claim was originally filed without a stockwatering usage. I can recommend stockwater usage during the irrigation season at the amount of water used by 600 head of cattle which is 0.14 cfs. However, I cannot increase the total amount of water originally claimed which was 0.38 cfs. I found 17 irrigated acres rather than 19 acres. The recommendation would be for 0.34 cfs for irrigation plus 0.14 cfs for a total of 0.38 cfs. This limits the stockwatering usage to the irrigation season only. If the stock are drinking from the creek during the non-irrigation season you may want to file a Notice of Claim for instream stockwatering. I will enclose one along with a copy of the map which will help you to determine the location of the places of use.

Also, I found that there was a license issued for irrigation from Squaw creek and Elderberry spring. This license is *Not Claimed* numbered 55-02071, has a priority date of March 16, 1916 and covers land in section 13, T10S, R6W. The problem is that the field exam (which was done in 1920) and the proof of completion of works and proof of application of beneficial use shows that the land irrigated is in portions of section 19 which is where your irrigated land is located. You have the option of filing a claim on this if you like. The information in the file supports the irrigation in section 19 rather than section 13. However, the statutory claims that have already been filed cover the irrigation of all your lands from all three sources.

/A55-04042, Elderberry spring

The affidavits you submitted as evidence of the priority date were incomplete in that they did not support a first usage dating back to 1896. They also did not refer to the power usage. I have documents relating to the above license (55-02071) which do mention usage from the spring back to 1911 and usage from Squaw creek back to 1916 for irrigation. These are the two dates I am recommending as priority for the spring and the creek.

I am unable to recommend the power usage on your claim without any documents supporting this usage. If the power generation was added to the spring at a later date you may want to file an additional claim, with evidence of first usage, for the power generation. If you feel that the above dates are inaccurate and that the usage began as early as 1896, please submit further documentation to support this.

Also, I have checked the records here at the region and at the state office and there is nothing there relating to the power plant which will assist me in making a determination as to the water quantity. If you would like to include power generation on your claim, please send me the following information:

1. Horsepower of the pump.
2. Rated flow in cubic feet/second (if known).
3. Head in feet. This is the distance of fall between the pumping plant and the generator.

15' from top of H₂O to bottom of ditch. 12" pipe thru gen. out 10" tailpipe discharge to ditch

/A55-04043, Chiquita creek

The evidence of priority submitted for this claim only supported a date of first usage of 1935. The information in the above mentioned license file did not refer to a usage from this creek when the field exam was made in 1920 on Squaw creek and the spring. Because of this I am unable to recommend a priority date earlier than 1935. If you have information supporting an earlier date please feel free to submit it.

Also-when the early statutory claim was filed it included only 7 acres of irrigation with 0.14 cfs of water. You claimed 19 acres in the adjudication and I found 15 acres during the exam. The ditch measurement yielded a ditch capacity of 2.69 cfs or 134.5 inches. Is 15 acres and 0.30 cfs a more accurate representation of the early irrigation?

If so, your claim will need to be amended to reflect this amount and we will need further evidence to support the increase in acreage and flow back to the date of first usage. The stockwater usage can be added to your claim during the non-irrigation season as long as the total flow is not increased.

Grave creek

We do not have any record on file of an irrigation usage from Grave creek. A Notice of Claim to a Water Right should be filed for this usage. Without a claim the usage will not be decreed in the Adjudication. I will enclose a claim form. We will also need proof of usage back to the priority date you will be claiming.

The ditch capacities from the sources measured during the exam are as follows:

Squaw creek

82" from the first ditch and 415" from the second ditch.

Spring

696.5" from the first ditch and 379.5" from the second.

Chiquita creek

134.5"

Grave creek

389.5"

There will be additional filing fees on any new claims that you file. The instream-stockwater claim will be \$25.00, the claim for power generation will be \$50.00 and the claim for Grave creek will be \$50.00. There will be no variable fee as the acreage fees were paid under the previous claim filings along with the kilowatt fee for the power generation from the spring. The fee you paid was for 7 1/2 kilowatts. I assume this is correct.

Please contact me if you have any questions regarding the information in this letter, or if you need assistance in completing the claim forms.

Sincerely,

Linda Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

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 A55-13456Date Received 9-14-93Receipt Number W16731

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ted Payne Phone (208) 583-2477Mailing Address Jordan Valley, Oregon Zip 979102. Date of Priority (Only one (1) per claim) April 15, 18963. Source of water supply (a) Grave Creek
which is tributary to (b) Squaw Creek4. a. Location of existing point of diversion is: Township T10S Range R5W Section 19NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of OroghoeAdditional points of diversion if any: NE 1/4 of NW 1/4 of NW 1/4 — NW 1/4 of NE 1/4 of NW 1/4 Section 19

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. dirt dams — ditches

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount 0.16 or _____

For Stockwater purposes from 4-15 to 10-15 amount 0.14 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 20 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater, 600 cattle

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10S	5W	19						4/5											4
		18											4/5						4

Total number of acres irrigated 8

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Spring or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Ted Payne Date Sept 14, 93

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day of Sept 19 93

SEAL

Notary Public Linda Werner

Residing at LINDA WERNER

RESIDING AT EAGLE, IDAHO

My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

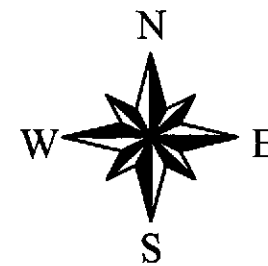
Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Extra

IDAHO DEPARTMENT OF WATER RESOURCES

T10S, R05W, S18 & S19



1987 NAPP PHOTO



SECTION LINES



POD



POU



1/4 1/4 LINES

6

ACRES

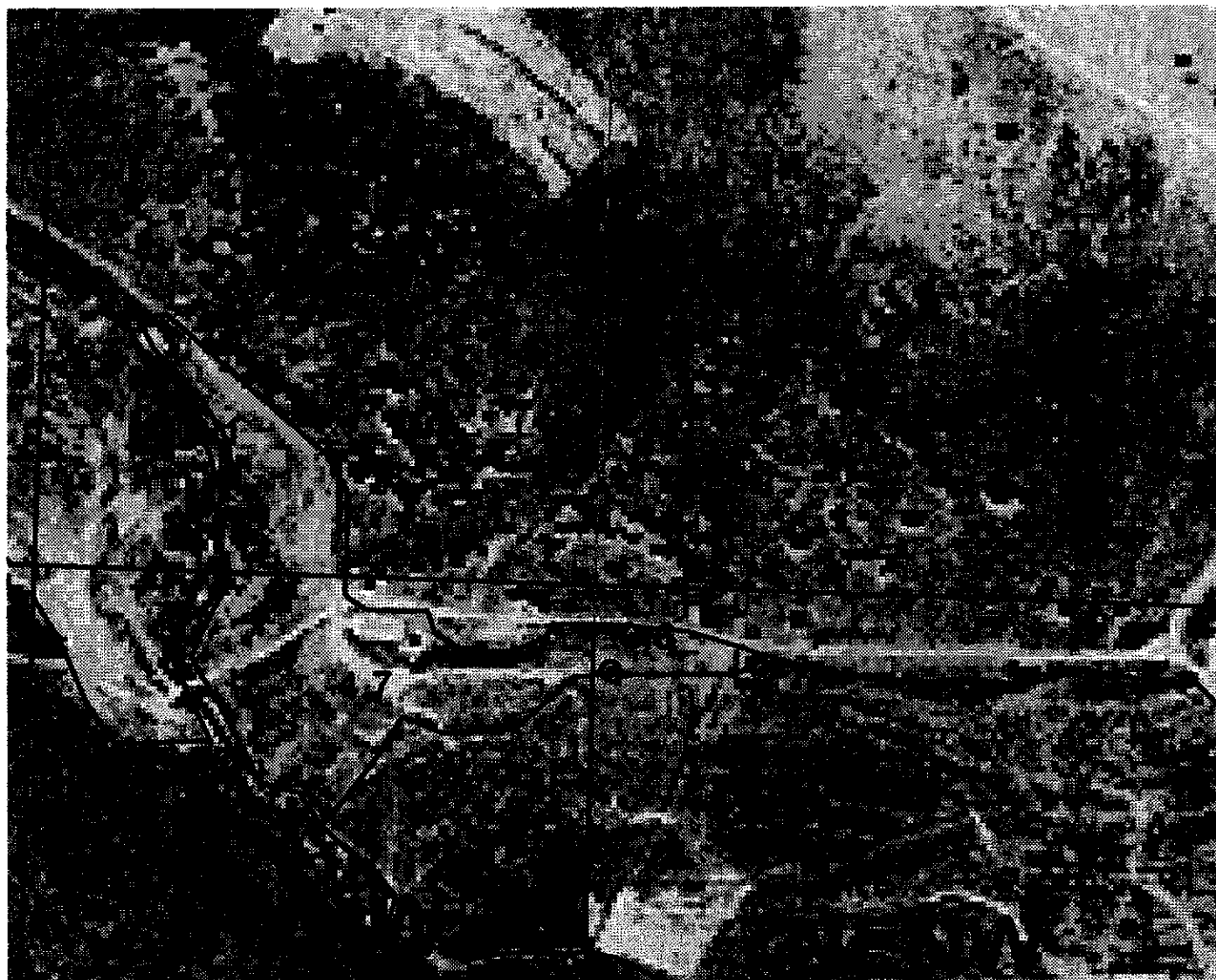
CLAIM(S) : 55-13456

OWNER(S): TED PAYNE

Prepared by: Mel Schulte

Date: 4/13/1998

TOTAL ACRES = 7.4



0.25

0.5 Miles