

SEP 15 1992

SCANNED

1111 797003



don spot is n.
portion of trail,
largest average amount

762

ms. MH

Wm. J. Campbell

15 m = 7.2
2 m = 1.56

81-60181

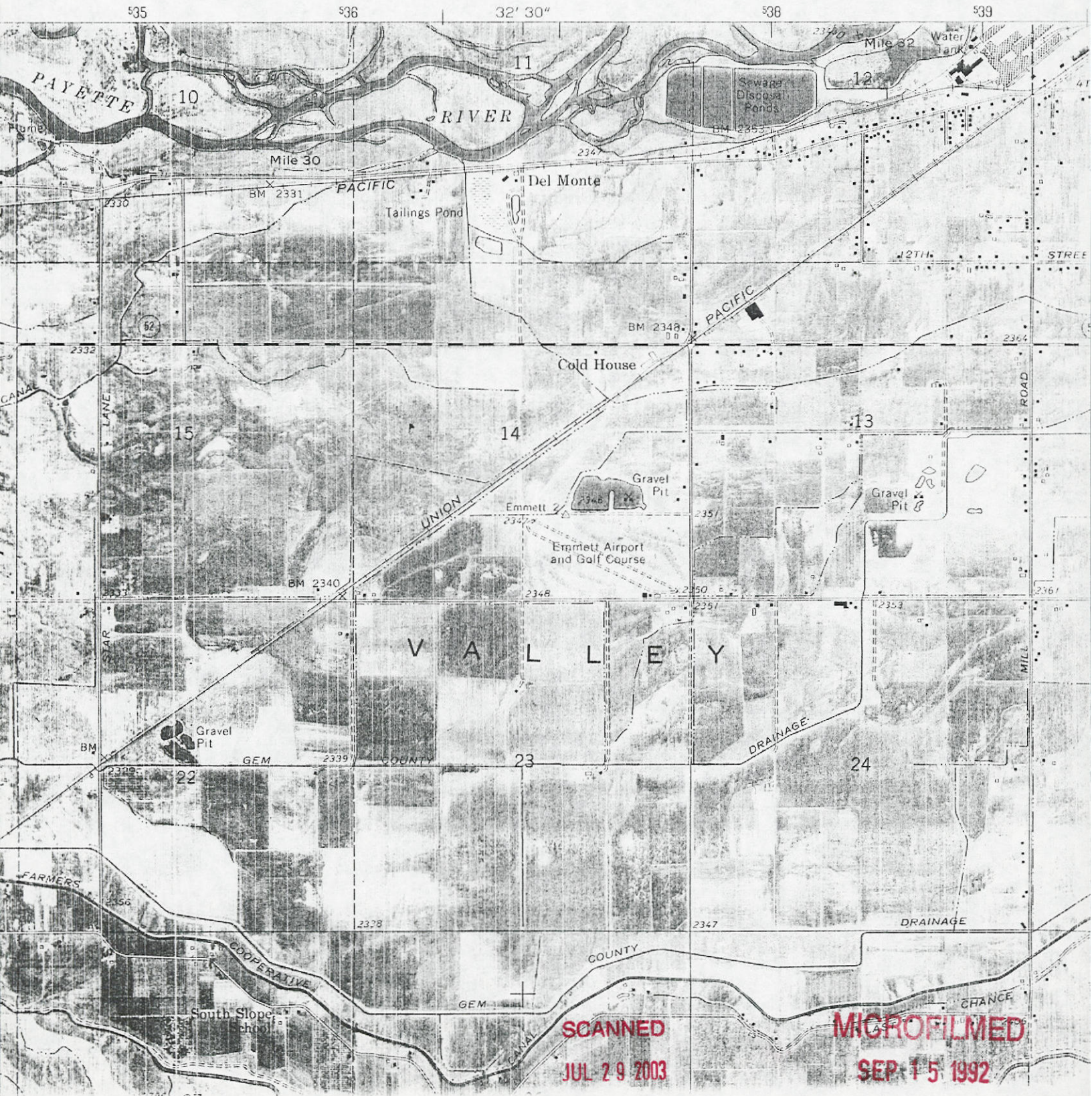
9.5
1.44

... REMOTE SENSING (TOPOGRAPHIC)

R2W

SOUTHWEST EMMETT C
IDAHO

7.5-MINUTE SERIES (ORTHO



SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

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

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

CIVIL CASE NUMBER: 39576

RECEIVED
FEB 8 1990

Ident. Number: A65-00054X
Date Received: 1/12/1990 2/1/90
Receipt No: X999999
Received By: *W*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: LAST CHANCE DITCH COMPANY 208-365-2727
Address: C/O W. L. CHARTERS
1525 JORDAN LANE
EMMETT, ID 83617

2. Date of Priority: NOV 26, 1883

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	01W	22		7	GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	40.550		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	01W	4		1	IRR	14.0
				2	IRR	38.0
				3	IRR	38.0

A65-00054X

Page 1

Date: 01/12/90

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	01W	4		4	IRR	17.0
				5	IRR	24.0
			NE SW		IRR	3.0
			NW SW		IRR	36.0
			SW SW		IRR	35.0
			SE SW		IRR	31.0
					Section Acres	236.0
		5		1	IRR	29.0
				2	IRR	33.0
				3	IRR	44.0
				4	IRR	45.0
				9	IRR	35.0
				10	IRR	35.0
			NE SE		IRR	37.0
			SW SE		IRR	32.0
			SE SE		IRR	31.0
					Section Acres	321.0
		6		13	IRR	6.0
					Section Acres	6.0
		7	NE NE		IRR	20.0
			SE NE		IRR	20.0
			NE SE		IRR	22.0
			NW SE		IRR	10.0
			SW SE		IRR	9.0
			SE SE		IRR	21.0
					Section Acres	102.0
		8	NE NE		IRR	37.0
			NW NE		IRR	29.0
			SW NE		IRR	34.0
			SE NE		IRR	35.0
			NE NW		IRR	25.0
			NW NW		IRR	3.0
			NE SW		IRR	35.0
			NW SW		IRR	18.0
			SW SW		IRR	27.0
			SE SW		IRR	37.0
			NE SE		IRR	36.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	8	NW	SE		IRR	34.0
			SW	SE		IRR	37.0
			SE	SE		IRR	38.0
			Section Acres				425.0
		9	NE	NW		IRR	22.0
			NW	NW		IRR	35.0
			SW	NW		IRR	38.0
			SE	NW		IRR	38.0
			NW	SW		IRR	4.0
			Section Acres				137.0
		17	NW	NE		IRR	30.0
			SW	NE		IRR	16.0
			NE	NW		IRR	37.0
			NW	NW		IRR	37.0
			SW	NW		IRR	36.0
			SE	NW		IRR	36.0
			NE	SW		IRR	38.0
			NW	SW		IRR	38.0
			SW	SW		IRR	38.0
			SE	SW		IRR	38.0
			NW	SE		IRR	37.0
			SW	SE		IRR	37.0
			Section Acres				418.0
		18			1	IRR	38.0
					2	IRR	37.0
					3	IRR	35.0
			NE	NE		IRR	34.0
			NW	NE		IRR	26.0
			SW	NE		IRR	35.0
			SE	NE		IRR	25.0
			NE	NW		IRR	29.0
			SE	NW		IRR	17.0
			NE	SW		IRR	32.0
			SE	SW		IRR	16.0
			NE	SE		IRR	38.0
			NW	SE		IRR	39.0
			SW	SE		IRR	38.0
			SE	SE		IRR	37.0
			Section Acres				476.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	19			1	IRR	34.0
					2	IRR	38.0
					3	IRR	39.0
					4	IRR	32.0
			NE	NE		IRR	32.0
			NW	NE		IRR	39.0
			SW	NE		IRR	35.0
			SE	NE		IRR	36.0
			NE	NW		IRR	38.0
			SE	NW		IRR	39.0
			SE	SW		IRR	24.0
			NE	SE		IRR	23.0
			NW	SE		IRR	31.0
			SW	SE		IRR	2.0
						Section Acres	442.0
		20	NW	NE		IRR	27.0
			SW	NE		IRR	20.0
			NE	NW		IRR	37.0
			NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			SE	NW		IRR	39.0
			NE	SW		IRR	10.0
			NW	SW		IRR	20.0
						Section Acres	230.0
	02W	10			6	IRR	12.0
					7	IRR	8.0
					8	IRR	9.0
			SE	SW		IRR	28.0
			SW	SE		IRR	22.0
			SE	SE		IRR	38.0
						Section Acres	117.0
		11			5	IRR	11.0
					6	IRR	15.0
			SW	SW		IRR	38.0
						Section Acres	64.0
		13	NW	NE		IRR	37.0

A65-00054X

Page 4

Date: 01/12/90

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	02W	13	SW		NE		IRR	36.0
			SE		NE		IRR	37.0
			NE		NW		IRR	37.0
			NW		NW		IRR	38.0
			SW		NW		IRR	37.0
			SE		NW		IRR	34.0
			NE		SW		IRR	36.0
			NW		SW		IRR	37.0
			SW		SW		IRR	38.0
			SE		SW		IRR	36.0
			NE		SE		IRR	19.0
			NW		SE		IRR	24.0
			SW		SE		IRR	28.0
			SE		SE		IRR	38.0

Section Acres 512.0

14	NE	NE	IRR	37.0
	NW	NE	IRR	39.0
	SW	NE	IRR	37.0
	SE	NE	IRR	35.0
	NE	NW	IRR	34.0
	NW	NW	IRR	39.0
	SW	NW	IRR	39.0
	SE	NW	IRR	39.0
	NE	SW	IRR	34.0
	NW	SW	IRR	40.0
	SW	SW	IRR	34.0
	SE	SW	IRR	38.0
	NE	SE	IRR	16.0
	NW	SE	IRR	28.0

Section Acres 489.0

15	NE	NE	IRR	39.0
	NW	NE	IRR	39.0
	SW	NE	IRR	24.0
	SE	NE	IRR	39.0
	NE	NW	IRR	38.0
	SE	NW	IRR	38.0
	NE	SW	IRR	39.0
	NW	SW	IRR	31.0
	SW	SW	IRR	18.0
	SE	SW	IRR	36.0
	NE	SE	IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	15	NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	35.0
						Section Acres	495.0
		16	SE	NE		IRR	9.0
			NE	SE		IRR	11.0
						Section Acres	20.0
		22	NE	NE		IRR	34.0
			NW	NE		IRR	27.0
			SW	NE		IRR	38.0
			SE	NE		IRR	38.0
			NE	NW		IRR	25.0
						Section Acres	162.0
		23	NE	NE		IRR	27.0
			NW	NE		IRR	39.0
			SW	NE		IRR	39.0
			SE	NE		IRR	39.0
						Section Acres	144.0
		24	NE	NE		IRR	38.0
			NW	NE		IRR	38.0
			SW	NE		IRR	40.0
			SE	NE		IRR	39.0
			NE	NW		IRR	33.0
			SE	NW		IRR	39.0
			NE	SW		IRR	20.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	38.0
						Section Acres	403.0
		25	NE	NE		IRR	26.0
			NW	NE		IRR	37.0
			SW	NE		IRR	1.0
			NE	NW		IRR	2.0
			NW	NW		IRR	10.0

A65-00054X

Page 6

Date: 01/12/90

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	25	SW	NW		IRR	3.0
			SE	NW		IRR	5.0
					Section Acres		84.0
		26	NE	NE		IRR	23.0
			NW	NE		IRR	2.0
			SW	NE		IRR	9.0
			SW	NW		IRR	2.0
			SE	NW		IRR	7.0
					Section Acres		43.0
		27			10	IRR	7.0
			Section Acres		7.0		
32			4	IRR	37.0		
			Section Acres		37.0		
33			1	IRR	17.0		
		2	IRR	29.0			
		3	IRR	9.0			
		4	IRR	9.0			
		9	IRR	14.0			
	SE	NE		IRR	36.0		
	NE	SE		IRR	39.0		
	SW	SE		IRR	37.0		
	SE	SE		IRR	37.0		
		Section Acres		227.0			
	34		1	IRR	25.0		
		SW	NW		IRR	2.0	
	Section Acres		27.0				
Total Acres						5624.0	

11. Place of use in counties: GEM

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
A65-00054A, A65-00054B

A65-00054X

Page 7

Date: 01/12/90

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

14. Remarks:
DITCH COMPANY

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date: 1/21/1986

STATE OF IDAHO
Decree Plaintiff

vs A ~~MC~~ C CORP., ET AL.
Decree Defendant

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am Sec. Treasurer of
East Chance Ditch Co. that I have signed the foregoing
Organization
document in the space below as of
Title
 and that the statements contained in the
Organization
foregoing document are true and correct.

W. L. Charter
Signature of Authorized Agent

Sec. Treas.
Title and Organization

2/7/90
Date

State of Idaho)
County of GEN) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of Feb 19 90

[Signature]
Notary Public

Seal

Residing at Carmichael
My Commission Expires 3-16-94

04/18/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-54X

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAST CHANCE DITCH CO C/O W L CHARTERS 1525 JORDAN LN EMMETT, ID 83617 (208)365-2727

Priority Date: 11/26/1883
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
PAYETTE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	40.55 CFS		
Total Diversion			40.55 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER SWSE Lt 7 Sec. 22 Township 07N Range 01W GEM County

IRRIGATION Use:
Acre Limit: 5624

Place(s) of use: No POUs found for this right

Conditions of Approval:

1. C18 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.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5,624 ACRES WITHIN THE BOUNDARIES OF THE LAST CHANCE DITCH COMPANY IN A SINGLE IRRIGATION SEASON.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
---------------	-------------	----------------	----------------

SCANNED

JUL 29 2003

01/26/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-54X

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAST CHANCE DITCH COMPANY C/O W L CHARTERS 1525 JORDAN LANE EMMETT, ID 83617 (208)365-2727

Priority Date: 11/26/1883
Basis: Decreed
Status: Valid

<u>Source</u>	<u>Tributary to</u>
PAYETTE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
Total Diversion			40.55 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER	SWSE Lt 7	Sec. 22	Township 07N	Range 01W	GEM County
---------------	-----------	---------	--------------	-----------	------------

Place(s) of use: No POU's found for this right

Conditions of Approval:

- C18 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.

Remarks:

- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5,624 ACRES WITHIN THE BOUNDARIES OF THE LAST CHANCE DITCH COMPANY IN A SINGLE IRRIGATION SEASON.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
sbock	1/26/01	POU	THIS RIGHT WAS DECREED FOR AND FILED ON FOR 5,624 ACRES. THE BOUNDARY MAP THAT IDWR CREATED WITH CLAIMANT TOTALS 8,254 ACRES.

Dates:

Licensed Date:
Claim Received Date: 02/08/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 01/21/1986
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

SCANNED

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAST CHANCE DITCH COMPANY C/O W L CHARTERS 1525 JORDAN LANE EMMETT ID 83617 (208) 365-2727	11/26/1883	IRRIGATION	03-15 11-15	40.550 CFS	
TOTAL DIVERSION:					40.550 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R01W S22 Lot07

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				SUM
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06N	01W	4	:									03	36	35	31			37		105.0
06N	01W	5	:															32	31	100.0
06N	01W	7	:	20												22	10	09	21	102.0
06N	01W	8	:	37	29	34	35	25	03			35	18	27	37	36	34	37	38	425.0
06N	01W	9	:					22	35	38	38		04							137.0
06N	01W	17	:			30	16	37	37	36	36	38	38	38	38		37	37		418.0
06N	01W	18	:	34	26	35	25	29			17	32			16	38	39	38	37	366.0
06N	01W	19	:	32	39	35	36	38			39			24		23	31	02		299.0
06N	01W	20	:		27	20		37	38	39	39	10	20							230.0
06N	02W	10	:											28				22	38	88.0
06N	02W	11	:											38						38.0
06N	02W	13	:		37	36	37	37	38	37	34	36	37	38	36	19	24	28	38	512.0
06N	02W	14	:	37	39	37	35	34	39	39	39	34	40	34	38	16	28			489.0
06N	02W	15	:	39	39	24	39	38			38	39	31	18	36	40	40	39	35	495.0
06N	02W	16	:				09									11				20.0
06N	02W	22	:	34	27	38	38	25												162.0
06N	02W	23	:	27	39	39	39													144.0
06N	02W	24	:	38	38	40	39	33			39	20				38	40	40	38	403.0
06N	02W	25	:	26	37	01		02	10	03	05									84.0
06N	02W	26	:	23	02	09				02	07									43.0
07N	01W	33	:				36										39		37	149.0
07N	01W	34	:							02										2.0
TOTAL ACRES																				5624.0

Lots Without 1/4 1/4 Description: IRRIGATION

06N 01W 4	01-14 02-38 03-38 04-17	05-24	SUM
06N 01W 5	01-29 02-33 03-44 04-45	09-35 10-35	131.0
06N 01W 6	13-06		221.0
06N 01W 18	01-38 02-37 03-35		6.0
06N 01W 19	01-34 02-38 03-39 04-32		110.0
06N 02W 10	06-12 07-08 08-09		143.0
06N 02W 11	05-11 06-15		29.0
07N 01W 27	10-07		26.0
07N 01W 32	04-37		7.0
			37.0

Boundary outline totals 8234 acres

POU4 K&C Sixteens w/ the boundaries of the Last C Dec. in a single IRR season

SCANNED
JUL 29 2003

AJ5809NP
No. A65-00054X

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/14/00
PAGE: 6

=====

Lots Without 1/4 1/4 Descriptions: IRRIGATION
07N 01W 33 01-17 02-29 03-09 04-09 09-14
07N 01W 34 01-25

SUM
78.0
25.0

POU County: GEM

Other Rights: A65-00054A, A65-00054B

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-00054A A65-00054B A65-01633 A65-02433 A65-02433C A65-09487 A65-09488

Other Water Rights Listing Overlapping Place(s) of Use:

A65-00034A	A65-00034X	A65-00038	A65-00041	A65-00054A	A65-00054B	A65-00066	A65-00067	A65-00074	A65-00075
A65-00560	A65-01007	A65-01305	A65-01358	A65-01649	A65-01976	A65-01977	A65-02626	A65-02645	A65-02646
A65-02646B	A65-02651A	A65-02651X	A65-02652	A65-02687	A65-02770X	A65-04993	A65-05011	A65-07026	A65-07377
A65-07484	A65-07660	A65-07660A	A65-07660B	A65-07846	A65-08803	A65-10555	A65-11077	A65-12184	A65-12217
A65-12585	A65-18319	A65-18338	A65-22107	R65-00034A	R65-00034X				

Remarks: GEN DITCH COMPANY

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 02/08/90 HARRINGT 03/30/95 POST-STD

SCANNED
JUL 29 2003

WR5809NP
No. 65-00054X

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/30/00
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	LAST CHANCE DITCH COMPANY C/O W. L. CHARTERS 1525 JORDAN LANE EMMETT ID 83617 (208) 365-2727	11/26/1883	IRRIGATION	03/15 11/15	40.550 CFS	
TOTAL DIVERSION:					40.550 CFS	
C	LAST CHANCE DITCH CO. C/O W. L. CHARTERS 1525 JORDAN LN. EMMETT ID 83617					

Water Source: PAYETTE RIVER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T07N R01W S22 Lot 07()

GEM 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		
06N	01W	4	:	01-14	02-38			:	03-38	04-17			:	03	36	35	31	:					:	212.0
06N	01W	5	:	10-35	09-35		01-29	:					:			04-45	03-44	:	37		32	31	:	288.0
06N	01W	6	:					:					:					:				13-06	:	6.0
06N	01W	7	:		20		20	:					:					:	22	10	09	21	:	102.0
06N	01W	8	:	37	29	34	35	:	25	03			:	35	18	27	37	:	36	34	37	38	:	425.0
06N	01W	9	:					:	22	35	38	38	:		04			:					:	137.0
06N	01W	17	:		30	16		:	37	37	36	36	:	38	38	38	38	:		37	37		:	418.0
06N	01W	18	:	34	26	35	25	:	29			17	:	32			16	:	38	39	38	37	:	366.0
06N	01W	19	:	32	39	35	36	:	38			39	:				24	:	23	31	02		:	299.0
06N	01W	20	:		27	20		:	37	38	39	39	:	10	20			:					:	230.0
06N	02W	10	:					:					:	06-12			28	:	08-09	07-08	22	38	:	117.0
06N	02W	11	:					:					:		05-11	38	06-15	:					:	64.0
06N	02W	13	:		37	36	37	:	37	38	37	34	:	36	37	38	36	:	19	24	28	38	:	512.0
06N	02W	14	:	37	39	37	35	:	34	39	39	39	:	34	40	34	38	:	16	28			:	489.0
06N	02W	15	:	39	39	24	39	:	38			38	:	39	31	18	36	:	40	40	39	35	:	495.0
06N	02W	16	:				09	:					:					:	11				:	20.0
06N	02W	22	:	34	27	38	38	:	25				:					:					:	162.0
06N	02W	23	:	27	39	39	39	:					:					:					:	144.0
06N	02W	24	:	38	38	40	39	:	33			39	:	20				:	38	40	40	38	:	403.0
06N	02W	25	:	26	37	01		:	02	10	03	05	:					:					:	84.0
06N	02W	26	:	23	02	09		:			02	07	:					:					:	43.0
07N	01W	27	:					:					:		10-07			:					:	7.0
07N	01W	32	:					:					:					:			04-37		:	37.0
07N	01W	33	:	04-09		03-09	36	:					:		09-14	01-17		:	39		37	37	:	198.0
07N	01W	34	:					:	01-25	02			:					:					:	27.0
TOTAL ACRES																							5624.0	

Lots Without 1/4 1/4 Description: IRRIGATION
06N 01W 4 05-24

SUM
24.0

SCANNED
JUL 29 2003

✓
5624 ACRES

WR5809NP
No. 65-00054X

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/30/00
PAGE: 5

=====

Lots Without 1/4 1/4 Descriptions: IRRIGATION

	SUM
06N 01W 5 02-33	33.0
06N 01W 18 01-38 02-37 03-35	110.0
06N 01W 19 01-34 02-38 03-39 04-32	143.0
07N 01W 33 02-29	29.0

Pou County: GEM

Dates:	App. Received:	Priority Date:	11/26/1883
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 09/05/86 04/30/88 CONVERT 03/15/90 HARRIS 08/05/92 NAME-ADD

SCANNED
JUL 29 2003

035



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

RECEIVED
AUG 08 1989

August 2, 1989

Mr. David Vaughn
2745 Mill Road
Emmett, Id. 83617

Department of Water Resources

Re: Water Right 65-00054X

Dear Sir:

My recent letter to you of 7/31/89 discussed the place of use for the above decreed right and the need to correct the water right record. However, additional information relayed to me by Dave Shaw, Adjudication Bureau Chief in the Idaho Department of Water Resources State Office, shows that your pasture is entirely in the SENE of Sec. 13. Apparently, some distortion occurred in copying the topographic map that I used in determining the pasture boundary. Therefore, no action is required to update the water right record.

Please disregard my comments in the previous letter concerning the description of 65-00054X. An adjudication claim should still be filed to retain the right, but the claim can be filed during the Gem County claims-taking period of 10/30/89 to 2/14/90. I apologize for my error and any subsequent inconvenience.

Sincerely,


Steve Lester
Sr. Water Resource Agent

SL:sl
CC:IDWR Adjudication Bureau

SCANNED

JUL 29 2003

MICROFILMED
SEP 15 1992

CONVERSATION MEMORANDUM

DATE 8/2/89

FILE David Vaughn/
Last Chance

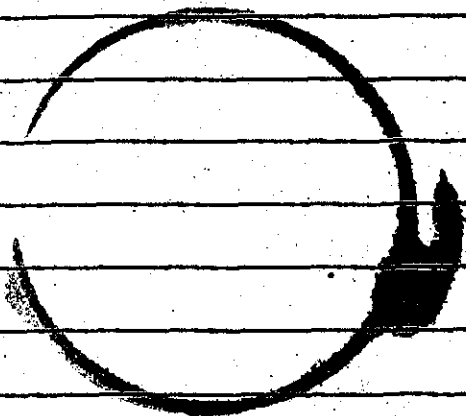
NAME OF PARTY Steve Lester

EMPLOYEE David Shaw

RE: Location of Water Use

I told Steve my review of the location of the P/U was not the same as his & did not show an illegal use.

He said he would send a letter to Vaughn correcting the issue of legal description.



SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

035



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

July 31, 1989

Mr. David Vaughn
2745 Mill Road
Emmett, Id. 83617

Re: Water Use Complaint

Dear Sir:

RECEIVED
AUG 01 1989

Department of Water Resources

This letter concerns complaints filed with the Idaho Department of Water Resources (IDWR) regarding your use of Payette River water for irrigation and stockwater uses in the pasture south of Highway 52 and west of Mill Road. The pertinent water right is decreed right 65-00054X through the Last Chance Ditch Company. The right describes 37 acres of irrigation in the SENE Sec. 13, T6N, R2W.

A chronology of events is provided for your consideration. The following information summarizes the situation.

7/5/89 - Helen Ranstrom called the IDWR State Office to complain about excessive watering of your pasture and related damage to her property.

7/11/89 - The Western Regional Office received the 7/7/89 memo from the State Office concerning the Ranstrom complaint.

7/13/89 - I called the Ranstrom residence twice but no one was home.

7/17/89 - Mr. Ranstrom returned my call of 7/13. A field visit appointment was made for 7/20/89 to investigate the complaint.

7/18/89 - Juanita Quick called me to complain about your water use practices. The complaint was similar to H. Ranstrom's.

7/20/89 - The field visit occurred.

The following people were present during all or part of the on-site investigation: D. Vaughn, H. Ranstrom, J. Quick, Sally Graham, Eddy (last name unknown), and me.

The inspection revealed that a low point exists in the portion of the field adjacent to Hwy. 52. Parts of the pasture were saturated and had standing water several inches deep. Drainage of part of the area is insufficient to prevent significant standing water. Our discussion of this lead to suggestions to improve the situation. The best recommendation was to construct an adequate drain ditch to drain water to the west into what was identified as the Last Chance drain ditch. It was not possible during the visit to determine the cause of the obvious damage to the complainants' property. For more information on improving irrigation practices, please contact the local SCS and/or ASCS offices in Emmett.

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1989

Letter to D. Vaughn
page 2

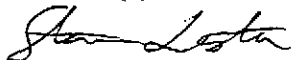
The statutory authority of the IDWR does not extend to such situations involving complaints of property damage due to water use. These are civil matters between the involved private parties. As with other property damage issues, a water user may be liable for damages caused by irrigation and other water use practices.

Additional research shows that irrigation rights in the Payette River Decree imply stockwater use as an incidental use in the same lands described for irrigation. Therefore, the stockwater use is covered by right 65-00054X. The irrigation and implied stockwater use under 65-00054X are decreed in the SENE Sec. 13. However, the field investigation revealed that part of your irrigated pasture, approximately two acres, falls within the NENE Sec. 13 and is therefore not protected by the present description of the water right. This discrepancy should be corrected in one of two ways. One, an Application for Transfer could be filed to correct the water right record. Two, an Adjudication Claim may be filed to show the current situation as long as the area in the NENE (part of field bordering Hwy. 52) was irrigated prior to the beginning of the Snake River Basin Adjudication, which commenced on 11/19/1987.

As part of the Snake River Basin Adjudication, an Adjudication Claim must be filed to retain decreed right 65-00054X. The same is true for most existing water rights. Gem County claims-taking is scheduled to start on 10/30/1989. Because a claim must be filed anyway, I recommend that you use the Adjudication Claim alternative to clarify and protect your water right. The use of the Last Chance Ditch Co. right 65-00054X is not legally protected in the NENE Sec. 13 until the water right record is corrected. Your interests are served by acting immediately in this matter. I strongly urge you to correct this matter within 30 days to avoid the possibility of an illegal diversion.

I hope the above information proves useful in settling the controversy between the involved parties.

Sincerely,



Steve Lester
Sr. Water Resource Agent

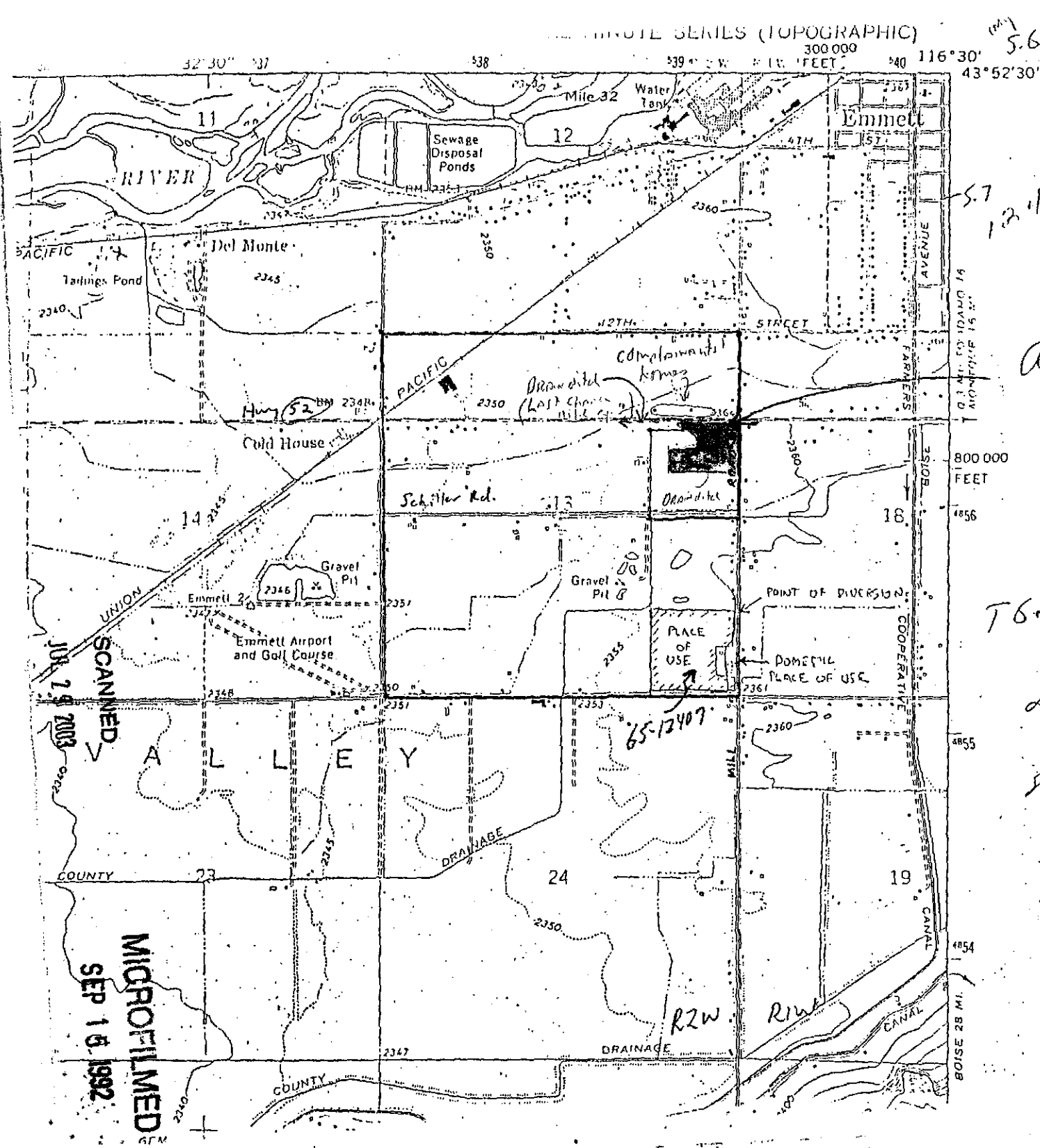
SL:sl
CC:Ranstroms
Quicks
Grahams
IDWR Adjudication Bureau

SCANNED

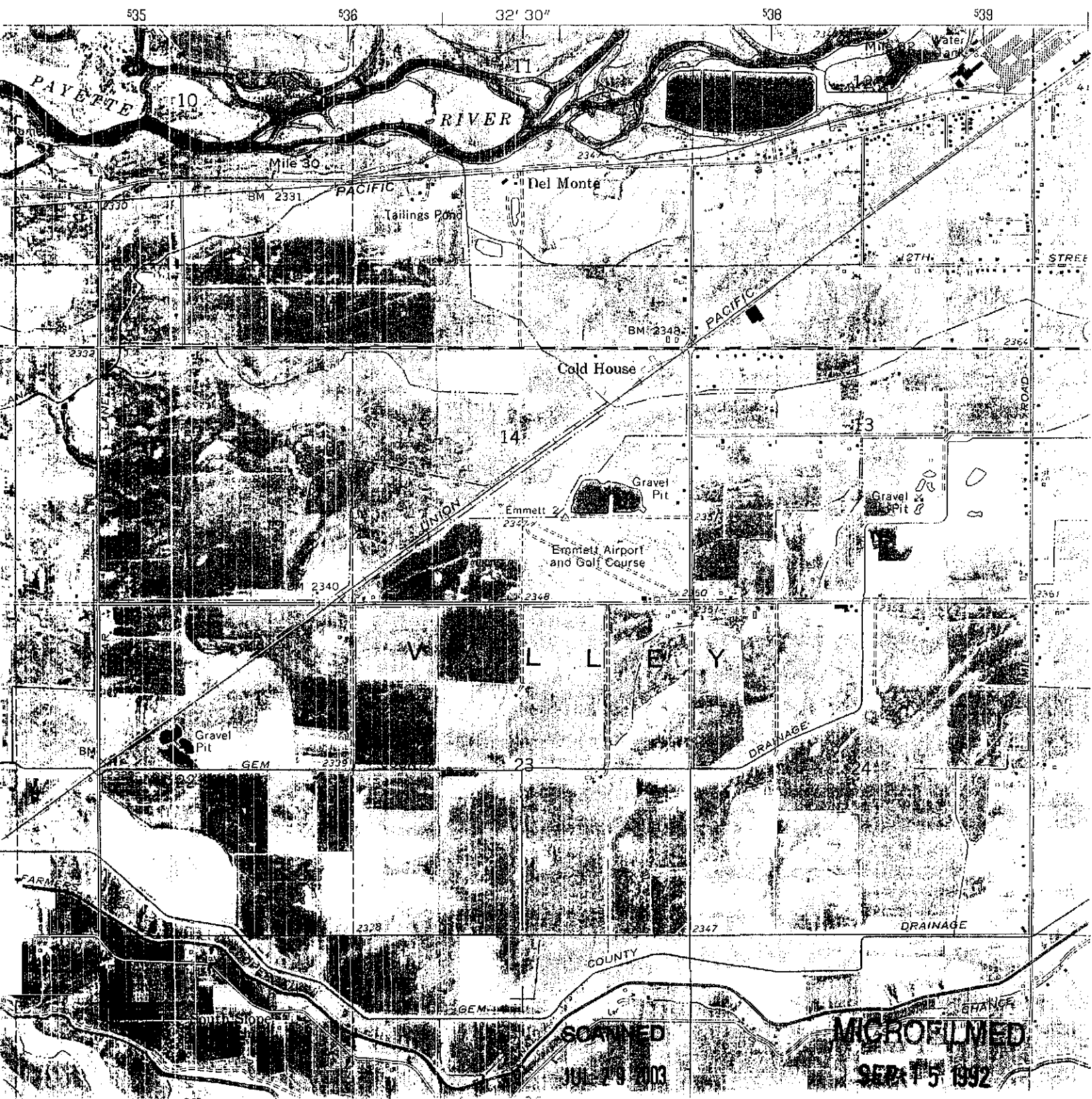
JUL 29 2003

MICROFILMED

SEP 15 1992



SOUTHWEST EMMETT C
IDAHO
7.5-MINUTE SERIES (ORTH



4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Last Chance DitchCLAIM IDENT. NO. AGS-00034XDATE RECEIVED 2/8/90

CK # _____

AMOUNT \$ exempt

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☐ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☐ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ YES ☐ NO *
3. (a) Is a source entered? ☐ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO N/A
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO *
5. Is there a description of the diverting works? ☐ YES ☐ NO
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐ YES ☐ NO *
- Is the period of use included? ☐ YES ☐ NO
- Is a quantity claimed for each use? ☐ YES ☐ NO *
7. Is a total quantity claimed entered? ☐ YES ☐ NO
8. If required is a consumptive use entered? ☐ YES ☐ NO N/A
- Is the consumptive use correct? ☐ YES ☐ NO N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO
12. Is the ownership of p.u. checked? ☐ YES ☐ NO
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☐ NO N/A
15. Is the basis of the claim indicated? ☐ YES ☐ NO
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☒ NO Exempt ☒ YES ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO N/A
22. Should this claim be data entered? ☒ YES ☐ NO

Claim checked by: RLM

Date: _____

Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by: _____

Claim data entered by: RLM

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: RLMDate: 2/8/90

Comments: _____

SCANNED

MICROFILMED

JUL 29 2003

SEP 15 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

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

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

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

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

Sincerely,

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

SCANNED

JUL 29 2003