

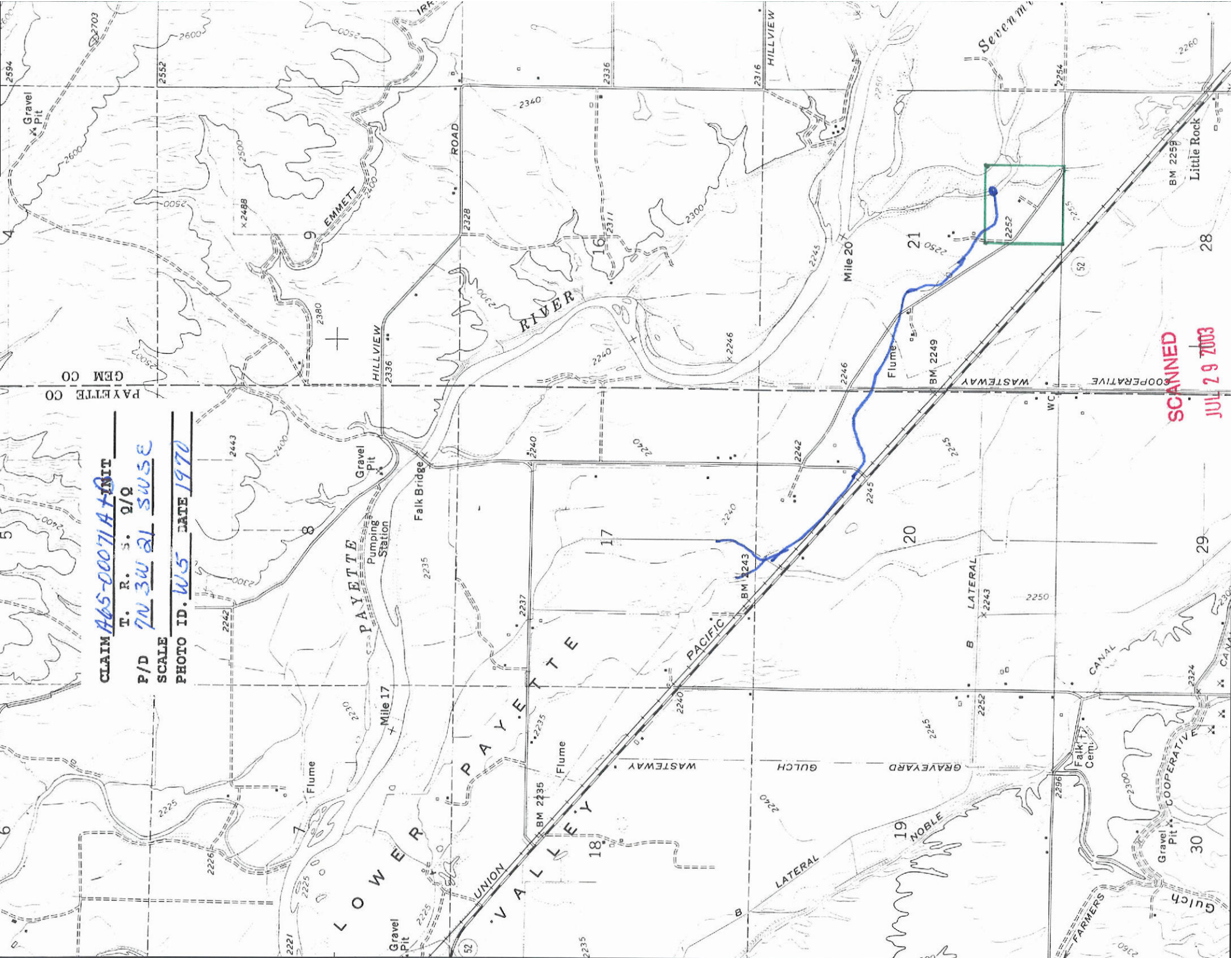
CLAIM A65-00071A + INIT

F. R. S. 2/2

P/D 7N3W 21 SWSE

SCALE

PHOTO ID. W5 DATE 1970

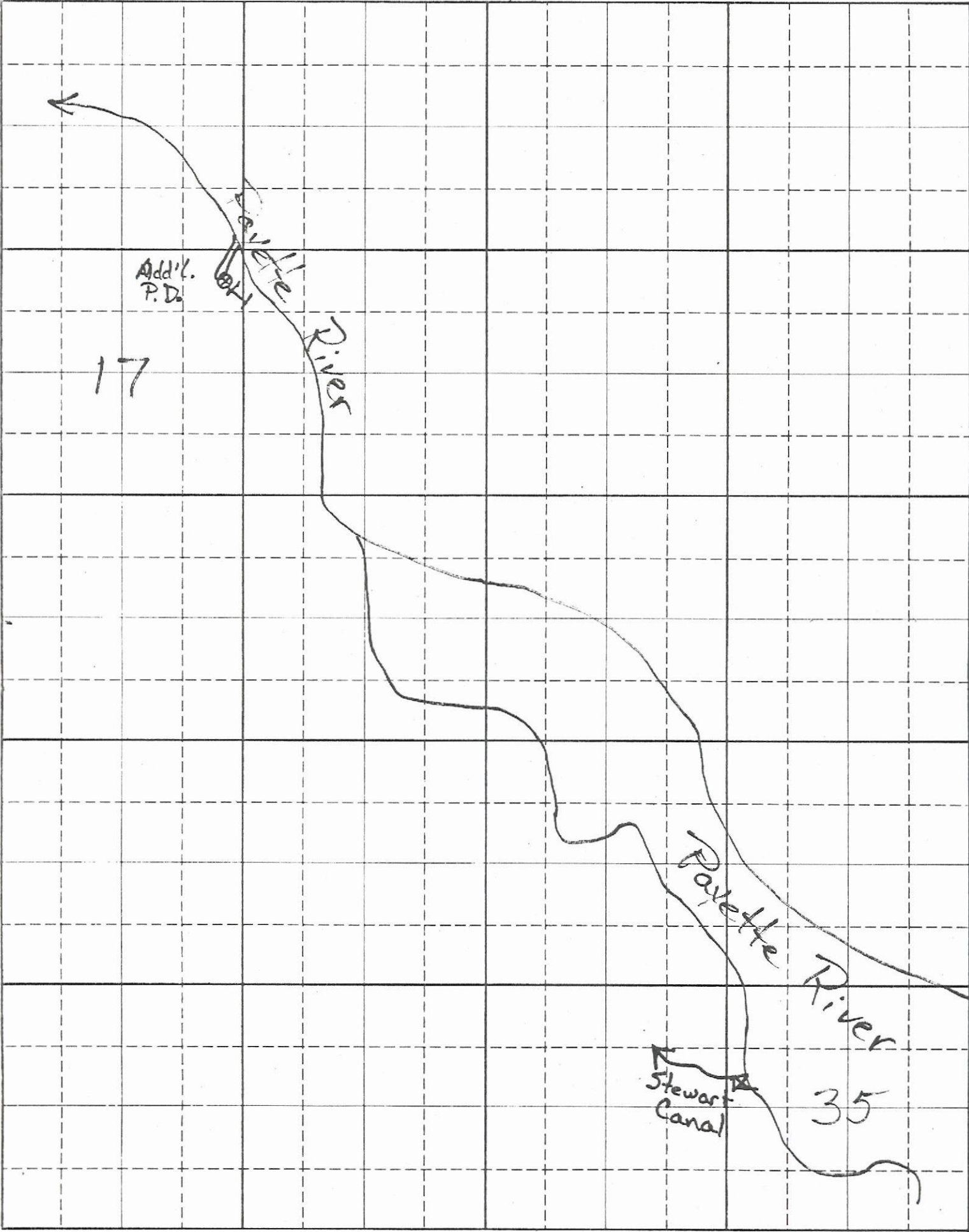


03
SCANNED

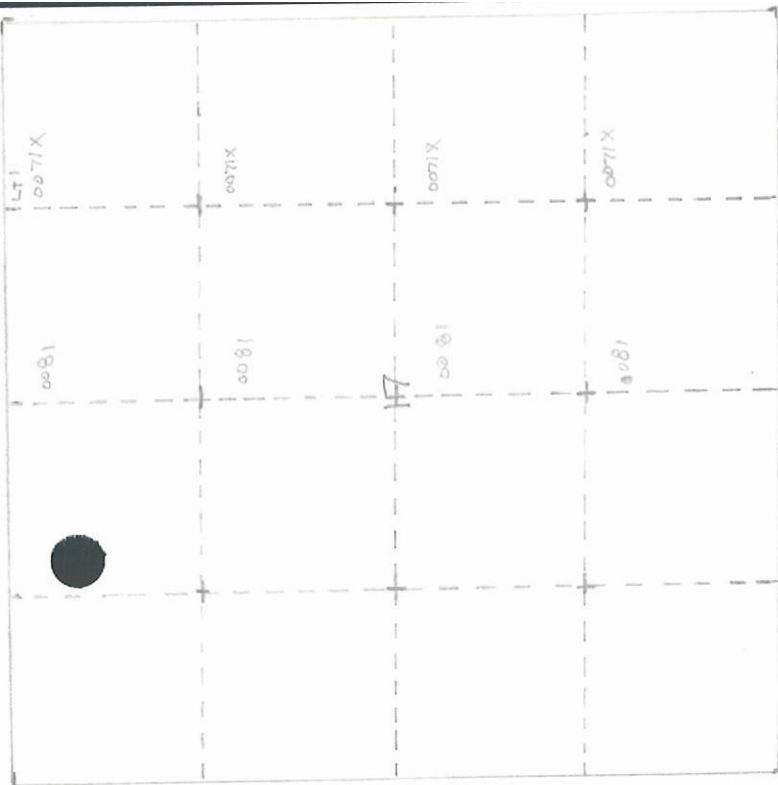
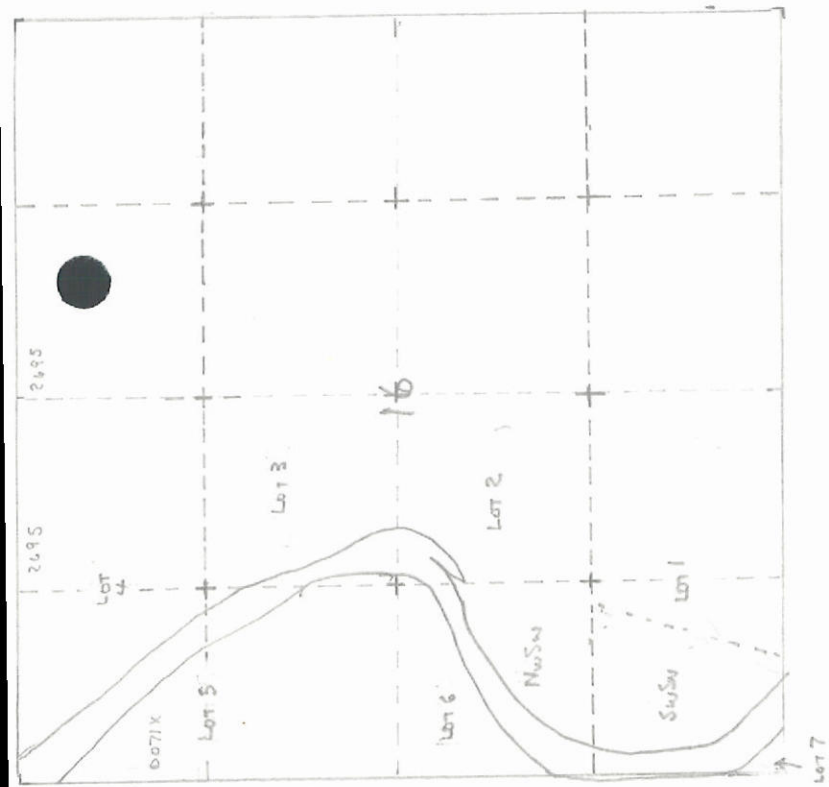
1111 29 2003

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

R 3 W



SCALE: 2 inches equal 1 mile. Draw plan in ink.



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

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

CIVIL CASE NUMBER: 39576

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

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

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

10. Place of Use: Continued

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

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

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

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

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

RECEIVED
APR 03 2000

WATER RESOURCES
WESTERN REGION

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

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

New Telephone Number: (208) 278-3806

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

SCANNED

JUL 29 2003

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

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

CIVIL CASE NUMBER: 39576

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

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

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

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11.660 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	SW	SE	9	IRR	29.0
			SE	SE	10	IRR	21.0
			Section Acres				152.0
		17	NW	NW		IRR	10.0
			SW	NW		IRR	34.0
			NW	SW		IRR	32.0
			Section Acres				76.0
		18	NE	NE		IRR	37.0
			NW	NE		IRR	38.0
			SW	NE		IRR	20.0
			SE	NE		IRR	31.0
			NE	NW		IRR	31.0
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			Section Acres				188.0
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11. Place of use in counties: GEM

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

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CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN
ADJUDICATION. 03/01/1996 MM.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

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

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

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

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

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

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

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Blatz

AUTHORIZED AGENT
STEWART DITCH CO.

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

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM																									
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER																													
65-00071A	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	11.66 CFS	BENEFICIAL USE																									
TOTAL QUANTITY:					11.66 CFS																										
POINT OF DIVERSION: T07N R03W S21 SWSE																															
PLACE OF USE: IRRIGATION																															
<table border="0"> <tr> <td>T07N R03W S07</td> <td>Lot 7 (NESW)25.0</td> <td>Lot 6 (NWSW)24.0</td> <td>Lot 8 (SWSW)22.0</td> <td>SESW 31.0</td> </tr> <tr> <td></td> <td>Lot 9 (SWSE)29.0</td> <td>Lot 10 (SESE)21.0</td> <td></td> <td></td> </tr> <tr> <td>S17</td> <td>NWNW 10.0</td> <td>SWNW 34.0</td> <td>NWSW 32.0</td> <td></td> </tr> <tr> <td>S18</td> <td>NENE 37.0</td> <td>NWNE 38.0</td> <td>SWNE 20.0</td> <td>SENE 31.0</td> </tr> <tr> <td></td> <td>NENW 31.0</td> <td>Lot 1 (NWNW)28.0</td> <td>NESE 3.0</td> <td></td> </tr> </table>							T07N R03W S07	Lot 7 (NESW)25.0	Lot 6 (NWSW)24.0	Lot 8 (SWSW)22.0	SESW 31.0		Lot 9 (SWSE)29.0	Lot 10 (SESE)21.0			S17	NWNW 10.0	SWNW 34.0	NWSW 32.0		S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0		NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0	
T07N R03W S07	Lot 7 (NESW)25.0	Lot 6 (NWSW)24.0	Lot 8 (SWSW)22.0	SESW 31.0																											
	Lot 9 (SWSE)29.0	Lot 10 (SESE)21.0																													
S17	NWNW 10.0	SWNW 34.0	NWSW 32.0																												
S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0																											
	NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0																												
416.0 ACRES TOTAL																															
REMARKS: WATER IS DELIVERED THROUGH RASMUSSEN DITCH.																															
RIGHT NOS. 65-00071B AND 65-00081 ARE ALSO DIVERTED THROUGH																															
POINT OF DIVERSION DESCRIBED ABOVE.																															
USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A																															
TOTAL COMBINED DIVERSION RATE OF 14.10 CFS, A TOTAL COMBINED																															
ANNUAL CONSUMPTIVE USE VOLUME OF 1,456 AF, AND TO THE IRRIGATION																															
OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE IRRIGATION SEASON.																															
1.78 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES																															
IN DELIVERY OF THIS RIGHT.																															
A DIVERSION RATE OF .034 CFS PER ACRE ON 200 ACRES, .029 CFS																															
PER ACRE ON 64 ACRES AND .02 CFS PER ACRE ON 61 ACRES AT THE																															
FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE																															
OF USE DESCRIBED ABOVE. THE BALANCE OF THE PLACE OF USE DESCRIBED																															
ABOVE IS IRRIGATED WITH RIGHT NO. 65-00071B.																															
.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR																															
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.																															
2.57 CFS OF RIGHT NO. 65-00081 IS LIMITED TO USE FOR																															
CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00081.																															

SCANNED
JUL 29 2003

MICROFILMED
OCT 18 1996

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-00071X	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	37.92	CFS BENEFICIAL USE
					TOTAL QUANTITY:	37.92
					CONSUMPTIVE USE:	4522.0
POINT OF DIVERSION:						
T07N R03W S17 LOT 1 (NENE)						
S35 SWNW						
PLACE OF USE: IRRIGATION						
T07N R03W S16 Lot 5 (SWNW) 34.0 Lot 6 (NWSW) 4.0 Lot 7 (SWSW) 2.0						
S17 Lot 1 (NENE) 33.0 SENE 37.0 NWSW 7.0 SWSW 32.0						
NESE 40.0 SESE 40.0						
S18 SWNE 1.0 SENE 3.0 NESE 13.0						
S20 NENE 38.0 NWNE 1.0 SWNE 34.0 SENE 32.0						
NENW 23.0 NWNW 40.0 SWNW 40.0 SENW 39.0						
NESW 39.0 NESE 34.0 NWSE 40.0 SESE 7.0						
S21 Lot 4 (NWNW) 30.0 Lot 5 (SENE) 35.0 Lot 6 (SWNE) 8.0 SWNW 30.0						
NESW 32.0 NWSW 34.0 SWSW 37.0 SESW 34.0						
NESE 38.0 NWSE 19.0 SWSE 28.0 SESE 27.0						
S28 NENE 37.0 NWNE 32.0 SWNE 37.0 SENE 31.0						
NENW 36.0 NWNW 35.0 SWNW 7.0 SENW 38.0						
NESW 17.0 NESE 24.0 NWSE 33.0						
1292.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH STEWART DITCH.						
3.11 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE						
LOSSES IN DELIVERY OF THIS RIGHT.						
A DIVERSION RATE OF .034 CFS PER ACRE FOR 379 ACRES, .029 CFS						
PER ACRE FOR 407 ACRES, AND .02 CFS PER ACRE FOR 506 ACRES AT THE						
FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE						
OF USE DESCRIBED ABOVE.						

SCANNED
JUL 29 2003

MICROFILMED
OCT 18 1996

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

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

CIVIL CASE NUMBER: 39576

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

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

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

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

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

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

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

9. Non-irrigation uses:

10. Place of Use:

MICROFILMED

AUG 22 1994

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

10. Place of Use: Continued

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

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

STEWART WATER DELIVERED BY RASMUSSEN DITCH.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

MICROFILMED

AUG 22 1994

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED

AUG 22 1994

RECEIVED

MAR 22 1993

Department of Water Resources
Western Regional Office

CHANGE IN ADDRESS OF NOTICE OF CLAIM

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

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

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

New Telephone Number: (208) 365-6835

[] Signature of Claimant: *Gary Stott*

Date: March 15, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-30-93

By: *[Signature]*

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 3-30-93

By: *[Signature]*

MICROFILMED

SCANNED

AUG 22 1994

JUL 29 2003

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-00071A
Date Received: ~~1/17/1990~~ 2/9/10
Receipt No: X999999
Received By: _____

RECEIVED
FEB 9 1990

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: DEC 27, 1880

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
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9. Non-irrigation uses:

10. Place of Use:

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

A65-00071A

Page 1

Date: 02/01/90

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
07N	03W	7	SE		SW		IRR	31.0	
			SW		SE	9	IRR	29.0	
			SE		SE	10	IRR	21.0	
			Section Acres						152.0
		17	NW		NW		IRR	10.0	
			SW		NW		IRR	34.0	
			NW		SW		IRR	32.0	
			Section Acres						76.0
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			NW		NE		IRR	38.0	
			SW		NE		IRR	20.0	
			SE		NE		IRR	31.0	
			NE		NW		IRR	31.0	
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12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

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STEWART WATER DELIVERED BY RASMUSSEN DITCH.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Harold R. Platt
Signature of Authorized Agent
PRESIDENT
LETHA IRRIGATION & WATER CO.
Title and Organization

FEBRUARY 6, 1990
Date

State of Idaho)
County of Payette) SS.

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

Cathy M. Meyer
Notary Public

Seal

Residing at New Plymouth
My Commission Expires 4-22-91

Water Right Number - 65-00071A

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***

STEWART DITCH CO.

1 - C/O LENARD PLATZ

2 - 1215 LITTLE ROCK RD.

3 -

City- EMMETT

State- ID Zip- 83617

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/27/1880 14 J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
PAYETTE RIVER SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07N 03W 21 SE SE (45) GEM

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

01 - IRRIGATION 03/15 11/15 7.760

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
7.760+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07N	03W	7	NE SW	7	25.0	01	IRRIGATION	(45) GEM
07N	03W	7	NW SW	6	24.0	01	IRRIGATION	(45) GEM
07N	03W	7	SW SW	8	22.0	01	IRRIGATION	(45) GEM
07N	03W	7	SE SW		31.0	01	IRRIGATION	(45) GEM
07N	03W	7	SW SE	9	29.0	01	IRRIGATION	(45) GEM
07N	03W	7	SE SE	10	21.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW NW		10.0	01	IRRIGATION	(45) GEM
07N	03W	17	SW NW		34.0	01	IRRIGATION	(45) GEM
07N	03W	17	NW SW		32.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE NE		37.0	01	IRRIGATION	(45) GEM
07N	03W	18	NW NE		38.0	01	IRRIGATION	(45) GEM
07N	03W	18	SW NE		20.0	01	IRRIGATION	(45) GEM
07N	03W	18	SE NE		31.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE NW		31.0	01	IRRIGATION	(45) GEM
07N	03W	18	NW NW	1	28.0	01	IRRIGATION	(45) GEM
07N	03W	18	NE SE		3.0	01	IRRIGATION	(45) GEM

Total Acres: 416.0

- Diversion Means -

JUL 29 2003
SCANNEDSEP 15 1992
MICROFILMED

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

JUL 29 2003

4/5/1989

Stewart

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Letha Snigs Water

CLAIM IDENT. NO.

AUS-00071A

DATE RECEIVED

2-9-90

CK #

AMOUNT \$ exempt

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☐ 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 ☐ NO *
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 ☐ NO *
- Is the consumptive use correct? ☐ YES ☐ NO N/A ☐ NO *
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 ☐ NO *
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 ☐ NO *
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 ☐ NO *
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 *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO N/A ☐ NO *
22. Should this claim be data entered? ☐ YES ☐ NO *

Claim checked by: RRT

Date:

4/3/90

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

SCANNED

SEP 15 1992

JUL 29 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

November 12, 2002

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

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

Dear Water Right Holder(s):

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

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

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

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

Sincerely,

Adjudication Section
Western Region

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

Bruce Lysgaard
Signature of water right claimant

365-3338
Telephone number

SCANNED

JUL 29 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RECEIVED

NOV 20 2002

WATER RESOURCES
WESTERN REGION

All rights are
decreed.

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

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

65-00071 A
00071 B
00071 C
00071 X

NAME AND ADDRESS:

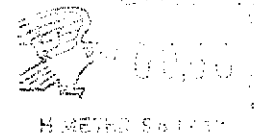
STEWART DITCH CO
C/O BRUCE LYSGAARD
2068 COUNTY LINE RD
EMMETT, ID 83617

COPIES:

DAVIDSON STUDY

83303-2707*9721

RECEIVED
JUL 17 2002
WATER RESOURCES
WESTERN REGION

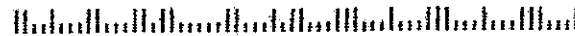


RECEIVED
JUL 16 2002

Department of Water Resources

LYSG069 83617-0001 158 05 07/10/02
FORWARD TIME EXP RTN TO SEND
LYSGAARD
2221 TANGLEWOOD LN
EMMETT ID 83617-9021

RETURN TO SENDER



SCANNED

JUL 29 2003

02/05/2001

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

RIGHT NUMBER: 65-71A

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

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 11.66 CFS

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

PRIORITY DATE: 12/27/1880

POINT OF DIVERSION: T07N R03W S21 SWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	3-15 11-15	11.66 CFS

PLACE OF USE:

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

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

AJ0749NP
No. R65-00071A

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

DATE: 04/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEWART DITCH CO C/O BRUCE LYSGAARD 2068 COUNTY LINE RD EMMETT ID 83617 (208) 278-3806	12/27/1880	IRRIGATION	03-15 11-15	11.660 CFS	
TOTAL DIVERSION:					11.660 CFS	
Water Source: PAYETTE RIVER		Tributary to: SNAKE RIVER		Stage: BENEFICIAL USE		
Point(s) of Diversion:		T07N R03W S21	SWSE		GEM County	
POU County:						

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

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

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

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

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

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

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

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

Audit: 04/03/00 MSCHULTE

SCANNED
JUL 29 2003

WR5809NP
No. 65-00071A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/30/00
PAGE: 1

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

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S21 SESE

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
07N	03W	7	:											07-25	06-24	08-22	31			:	152.0		
07N	03W	17	:							10	34				32					:	76.0		
07N	03W	18	:	37		38		20		31		31	01-28					03		:	188.0		
																			TOTAL ACRES				416.0

Pou County: GEM

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

Remarks: GEN STEWART WATER DELIVERED BY RASMUSSEN DITCH.

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

Misc: Water District Number: 65 Field Exam Fee:

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

SCANNED
JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:24:57
03/22/00
21

PAGE: 21
PROFILE REPORT

CLAIM NUMBER: A65-00071A

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

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R03W S21

SWSE

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07N	03W	7	:											07-25	06-24	08-22	31			:	152.0
07N	03W	17	:									10	34							:	76.0
07N	03W	18	:	37		38		20		31		31	01-28					03		:	188.0
																			TOTAL ACRES	416.0	

POU County: GEM

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

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

SCANNED

JUL 29 2003

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(☒) TOPOGRAPHIC	DATE FIELD CHECKED <u>1970 map</u> IDWR ID NO. <u>W5</u>	Y(☒) N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
(☒) OTHER <u>Summary sheet</u>	DATE <u>3-30-2000</u>	Y(☒) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
(☒) OTHER <u>Stipulation & Order</u>	DATE <u>2-8-93</u>	<u>3</u>	_____
(☒) OTHER <u>Order Correcting Channel Oversight</u>	_____	<u>3</u>	_____

SCANNED

JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:23:11
03/22/00

PAGE: 20
QUICKLOOK INFORMATION

20
CLAIM NUMBER: A65-00071A

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		MS In office 3-30-00	N		MS 3-30-00	MS 3-30-00	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE				Y				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

BARCODE UPDATED
WHOM/DATE

SCANNED

JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:23:11
03/22/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-00071A

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

FIRST:
STATE: ID ZIP: 83655

OWNER CODE: O

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

FIRST:
STATE: ID ZIP: 83617

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

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

SCANNED

JUL 29 2003

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

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

SCANNED
JUL 29 2003

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

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

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☒) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y(☐) N(☐)

LICENSE ISSUED N/A(☒) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☐) Y(☐) N(☒)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

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

RECOMMENDED PRIORITY DATE:

12-27-1880
REVIEWED BY *me Schulte*

DATE *3-30-2000*

SCANNED
JUL 29 2003

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

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

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

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

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

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

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

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

OTHER (DESCRIBE IN NOTES BELOW)

SCANNED
JUL 29 2003

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

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

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

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

REVIEWED BY:

Mel Schulte

DATE:

3-30-00

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

SCANNED

JUL 29 2003

A. ROOT WATER RIGHT NUMBERS:

A65-00071A
A65-00071B
A65-00071C
A65-00071X
R65-00071A
R65-00071X

B. POU LISTING

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

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JUL 29 2003

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

SCANNED
JUL 29 2003

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

ADDITIONAL POU FOUND

TOTAL ACRES A65-00071A 416.00 416.00 547.00

POU COUNTY: GEM

416 acres

SCANNED
JUL 29 2003

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

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

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

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

SCANNED
JUL 29 2003

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

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

SCANNED
JUL 29 2003

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

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

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

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A ()

REVIEWED BY: Mel Schulte

DATE: 3-30-2000

SCANNED
JUL 29 2003

A. AJ CLAIMED USES:

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

B. WR RECORDED USES:

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

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☐) N(☒)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

SCANNED

JUL 29 2003

NOTES:

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

SCANNED

JUL 29 2003

AJ CLAIM TOTAL DIVERSION RATE: 11.660 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 7.760 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N(☒)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

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

SCANNED
JUL 29 2003

NOTES:

See attached summary sheet

WR RECORD CONDITIONS/REMARKS:

SCANNED
JUL 29 2003

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ☒

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	11.660				0.0	
TOTAL FOR THIS RIGHT			11.660				0.0	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mike Schultz

DATE: 3-30-2000

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

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

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

Conveyance loss - = 1.78 cfs.
Diversion Rate -

SCANNED
JUL 29 2003

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

NA

ROOT WATER RIGHT NUMBER: 65-00071

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
49.130

EXAMINER

CFS

SPLITS:

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

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N

FIELD
EXAMINER
Y() N()

NOTES:

SCANNED
JUL 29 2003

AUTHENTICATION:

SIGNATURE:

McShulte

DATE:

3-30-2000

NAME OF FIELD EXAMINER:

TITLE:

SCANNED

JUL 29 2003

SCANNED
JUL 29 2003

Stewart Ditch Co.

3-30-2000

Summary of Diversion Rates & Acres

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

* same place of use.

Points of Diversion overlaps

6N, 3W, S1, SWNW = A65-00071C, -00080, -00403A, -00403,
 7N, 3W, S17, NENE L+1 = A65-00071X,
 , S21, SWSE = A65-00071A, -00071B, -00081
 , S35, SWNW = A65-00071X, -00079

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

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

6.8
1,850

SCANNED

JUL 29 2003

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

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

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

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

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

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

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

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Blatz

AUTHORIZED AGENT
STEWART DITCH CO.

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

JAMES R. DOOLITTLE
District Judge

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

SCANNED

JUL 29 2003

RECEIVED

OCT 3 1979

Filed

Sept. 28, 1979

by Thelma R. Keteleir, Clerk
vs. Debbie Barrow, Deputy

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

Department of Water Resources

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

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

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

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

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

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

ORDER CORRECTING CLERICAL OVERSIGHTS - 1

SCANNED

JUL 19 2003

1 held by Orville Jackson and Floy L. Jackson.

2 DATED This 20th day of September, 1979.

3
4 1st Gilbert C. Norris
5 Gilbert C. Norris
6 District Judge
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Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone (208) 384-2400

ORDER CORRECTING CLERICAL OVERSIGHTS - 2

SCANNED

JUL 29 2003

INDICATES TOTAL

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

JUL 29 2003

SCANNED



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.

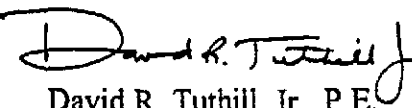
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use: No Change

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 30.83 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW ¼ NW ¼, Section 35 Township 7N
Range 3W, B.M., _____ Gem _____ County _____
Additional points Lot 1, Sec. 17, T 7N, R 3W, Payette County
- c. Description of diverting works Pump and pipeline. & present Headgate and canal.
- d. Describe the reasons for applying for a change in the point(s) of diversion More efficient delivery at end of present canal.

2. Change in place of use NO CHANGE

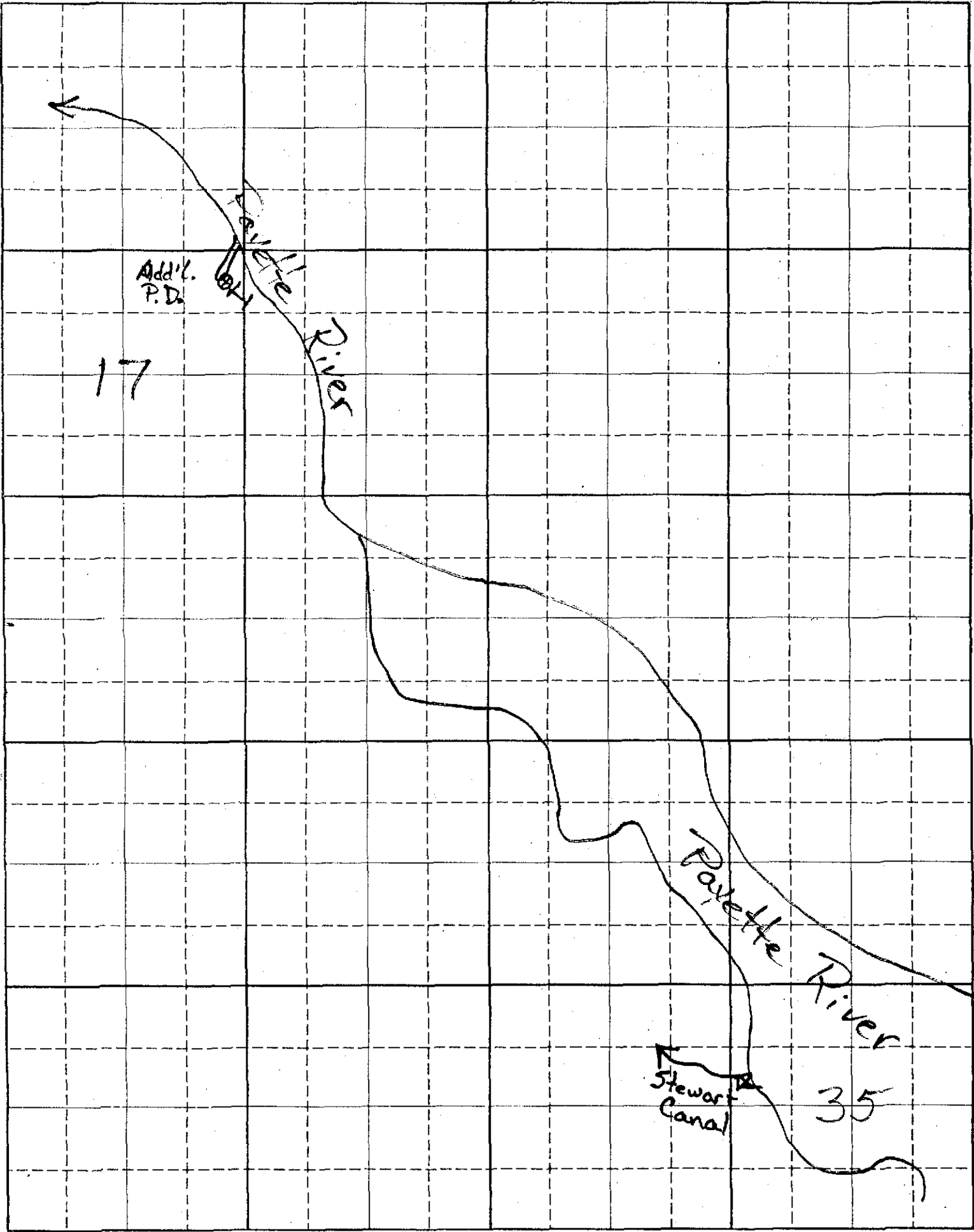
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

R 3 W



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Leonard Plot President
(Signature of applicant)

Subscribed and sworn to before me this 10th day of May, 1979.

J. J. J. J.
(Notary public)

My commission expires 7-15-80

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 65-0071 X and said application is hereby approved, subject to the following limitations and conditions:

(1) Approval of this transfer does not validate items identified on the claim. (2) Use of water under this Right is subject to control by the watermaster of State Water District No. 65, Payette River. (3) A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

Witness my hand this 9th day of October, 1979.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by AK Date 5/18/79^{4:00pm} Protest filed by _____

Prelim. check by CWB Fee 35.00 #13120

Receipted by AK Date 6/6/79

Published in Emmett Messenger Index Copies of protest forwarded by _____

Pub. dates 6/14 + 6/21/79 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. _____ by DBS Jan

09/25/78

MACALLISTER'S MODIFICATION OF MORITZ

LOSS CALCULATION FOR

* THE STEWART DITCH CO.

* WATER RIGHT NO. 65-0071*

Q DIVERTED: ~~30.13~~ 31.21
 Q DELIVERED: ~~25.26~~ 26.46
 PERCENTAGE LOSS: 19.3%
 70222 6780.4 AFA

TYPE OF SOIL: SANDY LOAM
 SOIL CONSTANT= 1.50 (FEET/DAY)
 LENGTH OF HEAD OF DITCH: 1.23
 LENGTH OF DELIVERY SECTION: 3.00

See Rasmussen (65-008(X)) for delivery loss for that portion of rights.
 \$65-0403X For Noble delivered water.

LOSS TABLE FOR HEAD OF DITCH

MILE	Q	LOSS
	(CFS)	(CFS)
1.00	28.78	1.34
1.23	28.48	.30

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	18.74	1.31	8.42
2.00	9.22	1.10	8.42
3.00	.00	.80	8.42

65-0071X

I. D. No. Map No.

\$ Fee Paid Receipt No.

The extent and nature of said claim is as follows:

- 10/30/18

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

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

MAY 7 MAP NO.

TO A
WATER RIGHT

65-0071 Department of Reclamation

Notice is hereby given that

STEWART DITCH COMPANY

(Name of Claimant)

To Donald Vickrey, Rt 2 New Plymouth, Idaho

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) December 27, 1880

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) PAYETTE RIVER WATER DIVERTED THROUGH SEVEN MILE SLAUGH

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

Use Irrigation (Domestic, irrigation, stock, etc.)

Period of Use From APRIL 10 To OCT. 25 (Mo., Day) (Mo., Day) (Both Dates Inclusive)

Use Stock (Domestic, irrigation, stock, etc.)

Period of Use From Jan 1 To Dec 31 (Mo., Day) (Mo., Day) (Both Dates Inclusive)

Use (Domestic, irrigation, stock, etc.)

Period of Use From To (Mo., Day) (Mo., Day)

(4) Quantity of water claimed: 34.5 Cubic Feet Per Second, or Acre Feet Per Annum, and/or Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4 NW 1/4, Sec. 35, Twp. 7, Rge. 3W, B.M.; additional points:

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. DIVERSION DAM IN SEVEN MILE SLAUGH WITH 2-41" WIDE HEADGATES 42" HIGH WITH ABOUT 3/4 MILES OF DITCH IN A MEANDERING NORTHWESTERLY DIRECTION

(6) 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	
16																			
7	3W	16	33																41.2
7	3W	17	32.9																182.0
7	3W	20	38.5																390.3
7	3W	21																	353.9
7	3W	28	37.2	32.0	37.3	31.0	36.3	36.0	38.2	39.6	15.0								360.9

Total No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Used for water plungstock throughout the year. Could be as many as 600 head

(7) Effluent, sewage waste, or return water from this use is discharged into DRAIN DITCH IN SE 1/4 SW 1/4 OF SECTION 20 TOWNSHIP 7 RANGE 3W

(8) If you are claiming water as a member of an organization, list name of organization.

(9) Remarks

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

MAY 7, 1970 (Date)

(Signature of Claimant)

State of IDAHO

County of ADA

Organization Seal

Organization

Stewart Ditch Co. Thomas Pence, V. Pres.

(Signature of Authorized Agent)

On this 7 day of May, 1970, in the year

a notary public, personally appeared Thomas F. Pence known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at

My commission expires

MAY 1, 1972

REV 3/3/77

9K4

BOISE, IDAHO

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE
Payette, Idaho

April 8, 1970

Mr. Tom Pence
Star Route
Payette, Idaho 83661

Dear Tom:

As you requested, I have analyzed the water needs for the soils under the Stewart Ditch. Since there are several soils in that area, and usually two or more occurring in each field, I have used an average water requirement for all of the soils. My computations are attached.

Because of the droughtyness of the soils under the Stewart Ditch, as well as other problems such as saline-alkali, as you can see, it appears that more water will be needed to meet peak-use requirements than is normally assumed. According to my calculations a continuous flow of 1.2 mi. in. per acre is required, and this is based on a 6 day irrigation-return interval, but when calculated it actually figures out to about 5.5 day interval, so it could require slightly more water than this.

For your information, I am also enclosing a brief description of the most common soils that occur under your ditch. If I can be of any more help in this matter please let me know.

Sincerely yours,



R. L. Kane
District Conservationist

Stewart Ditch

R. Kane 4-8-70

Total Diversion Needs

Pasture

Given:

$$\begin{aligned} \text{Peak daily use} &= 0.26 \text{ in/day} \\ \text{Canal eff. (assumed)} &= 75 \% \\ \text{Irrig. eff. (assumed)} &= 60 \% \\ \text{Soil Water holding Capacity} &= 3.0 \text{ in.} \end{aligned}$$

$$1 \text{ mi. in} = \frac{1}{2.5} \text{ ac. fl./day} = 0.04$$

$$0.04 \times 12 = 0.48 \text{ ac. in/day}$$

$$\text{Crop Needs} = \frac{0.26}{0.48} = 0.54 \text{ mi. in.}$$

Volume needed in canal:

$$\frac{0.54}{.75 \times .60} = \frac{0.54}{0.45} = \frac{1.2 \text{ mi. in./ac.}}{\text{Cont. flow}}$$

Brief Soils Description

Stewart Ditch Area

Letha fine sandy loam: This is a light colored soil with slight to strong saline-alkali conditions. It has fine sandy loam textures down to the sandy and gravelly underlying materials at depths of 36 to 60 inches. The water table is usually between thirty and fifty inches. The subsoil contains slightly more clay than the surface soil.

Moulton fine sandy loam: This soil is fine sandy loam textured throughout and about 20 to 36 inches deep to the underlying gravel. It is moderately wet having a water table at the same depth as the gravel.

Notus shills: This soil has 8 to 20 inches of sandy loam, gravelly sandy loam, loamy sand or very gravelly sandy loam over the underlying gravels. It is very droughty. The gravels may hinder, but do not prevent cultivation. The water table in the underlying gravel has little effect on the soil. Some small areas may be affected by saline-alkali spots in the sandy loam areas.

THIS INDENTURE, Made this 5th day of January in the year of our Lord one thousand nine hundred and five between C. A. Chrestesen and Minnie Chrestesen His wife of Falks Store County of Canyon State of Idaho the part y of the first part, and Edward T. Hoagland of Falks Store the part y of the second part;

County of Canyon State of Idaho WITNESSETH, That the said part y of the first part, for and in consideration of the sum of Seven Thousand DOLLARS, lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, all the following described real estate situated in Canyon County, State of Idaho, to-wit:

Lots numbered Five (5) six (6) and seven (7) in Section sixteen (16); and the North East quarter (1/4) of the North East quarter (1/4); and the South East quarter (1/4) of the North East quarter (1/4) and the South East quarter (1/4) of the South east quarter (1/4) of section seventeen (17); all in township seven, north of Range three (3) West of Boise Meridian Also the North East quarter of the North East quarter (1/4) of section twenty (20) in said township seven (7) North of Range Three (3) West of Boise Meridian save and except therefrom the tract of ground from alley occupied by John Nelson lying near the South West corner of said tract of about seventy five feet frontage on the road and running back to a slough a distance of about one hundred feet, to be hereafter definitely measured and staked off, and another piece of land on the South end of said subdivision about three hundred feet in width at the west end on the west side of said subdivision and running East to the telephone line of poles when the same comes to a point on the South line of said subdivision, containing about three acres, which is also hereafter to be measured and staked off. And also an interest in and to the Steward ditch or canal covering said tract of land, and the water to flow therein in the same proportion to all the waters to flow therein, as the tracts above conveyed, bear to the whole tract of land heretofore irrigated from said ditch or canal. And also conveys the South West quarter (1/4) of the North West quarter (1/4) and lots numbered four (4) and five (5) of section twenty one (21), Township seven (7) North of Range three (3) West of the Boise Meridian. All in the County of Canyon, State of Idaho, Subject to a certain real estate mortgage securing a note of \$6000.00 payable to the Bank of Weiser, Weiser Idaho, which the grantee herein assumes and agrees to pay.

and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part y of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever.

And the said part y of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part, and his heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Geo P Rhea
Evert Rhea

C. A. Chrestesen [SEAL]
Minnie Chrestesen [SEAL]
[SEAL]
[SEAL]

STATE OF IDAHO,)
County of Washington) ss. On this fifth day of January in the year 1905, before me, Geo. P. Rhea, a Notary Public in and for said County, personally appeared C. A. Chrestesen known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same, and on this fifth day of January in the year 1905, before me, the officer above described, personally appeared Minnie Chrestesen known to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Geo. P. Rhea
Notary Public

STATE OF IDAHO,)
County of Canyon,) ss.

I hereby certify that this instrument was filed for record at the request of

Idaho Title and Trust Co

at 26 minutes past
By A. O. Christopher

o'clock A M., this
Deputy.

13th day of
OV. Badley

August 1907
Ex-Officio Recorder.

CONFIRMED

William Stuart

Locator

Payette River

Notice.

Whereas, It is the intention of the undersigned to construct a ditch or canal commencing in the outside Slough, on the South side of the Payette River, and about four hundred (400) yards South Easterly from the corners of Sections 26, 27, 34 and 35 in Township No 7 North, of Range No. 3 West, of the Boise Meridian, and also about one hundred and fifty (150) yards westerly from the head of said Slough said canal to be in size and capacity as follows: twelve feet wide on the bottom and sixteen feet wide wide on the top, and sufficiently deep to carry twenty thousand cubic inches of water.

The whole line and location of said ditch or canal to be on the South side of said Payette River, and to follow when completed a meandering course in a North Easterly direction, and I do hereby appropriate, and claim the right to appropriate, and divert, and take from the waters of said Slough at stake number one (1), containing this notice the number of cubic inches above stated, for the purpose of milling, manufacturing, agricultural, and for irrigating and subjecting waste and desert land to settlement use and cultivation, and which rights and privileges I claim under and by virtue of the laws of the United States, and the customs usages rules and regulations governing such rights and privileges.

Boise City, Idaho Territory, December 27th 1880

William Stuart of
Falks Store, Ada Co. I T.
per Rinearson

Recorded at the request of Wm. Stuart Dec. 27th 1880 at 24 min. past 10 A.

N. M. Hanthorn
Recorder

J. C. Sims & C. N. Nichols

Payette River.

Notice.

Whereas, It is the intention of the undersigned, to construct a ditch or canal commencing on the big slough, on the South side of Payette River, and about two hundred (200) yds South Easterly from the corners of Sections 26, 27, 34 and 35 in Township No 7, North of Range No 3 West, of the Boise Meridian and thence westerly across the outside slough to a point 200 yds below Stuarts upper head gate. The said canal to be in size and capacity as follows: ten feet (10) wide on the bottom and sufficiently deep to carry Thirty thousand (30000) inches of water. The whole line and location of said ditch or canal to be on the South side of Payette River, and to follow when completed, a meandering course in a North westerly direction, for a distance of twelve (12) miles and emptying in the Payette River Lower end of Hunts place, and I do hereby appropriate and divert and to take the waters from said Slough at the point designated above, and the number of inches of water above stated for the purpose of Milling, manufacturing, agricultural and for Irrigating, and subjecting waste and desert land to settlement, use and cultivation, and which rights and priveleges, I claim under and by virtue of the Laws of the United States and the customs, usages, rules, and regulations governing such rights and priveleges.

Boise City, Idaho Territory, March 30th 1881.

J. C. Sims
C. N. Nichols
by J. C. Sims

Recorded at the request of J. C. Sims March 31st 1881 at 7 A. M.

D Heron,
Recorder

STATE OF IDAHO }
COUNTY OF GEM } ss.

I, Donald H. Woodman, Ex-Officio Recorder in and for Gem County, Idaho, do hereby certify that the foregoing is a full, true and correct copy of the instrument of record on page 280 of Book 2 of Miscellaneous Records of Gem County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 31st day of March, 1970.

Donald H. Woodman
Ex-Officio Recorder

By _____ Deputy

IN THE PROBATE COURT OF COUNTY OF CANYON
STATE OF IDAHO

In the Matter of the estate of)
William Stuart Deceased) Decree of Distribution of Estate

The petition of A B Anderson, Administrator praying for the distribution of the residue of the estate of William Stuart deceased, in the hands of said administrator among the persons entitled thereto, coming on regularly for hearing, and it appearing that due and legal notice of such hearing has been given as directed by the order of this Court heretofore made and entered herein, that all claims against said estate are fully paid that the final account of said administrator has been duly made and has been confirmed by this Court, that all taxed due from said estate has been paid that the whole of said residue is the community property of said decedent and his surviving widow, Sarah E Stuart, who as such survivor is entitled to one half thereof.

The said deceased, died intestate, and his only heirs at law are his widow, Sarah E Stuart, William A B Anderson, and Emma B Anderson heirs of Rebecca E Anderson deceased a daughter of deceased, Margaret L Pool, daughter of deceased, Annie McCrossen daughter of deceased, Charles A Patton assignee of William E Stuart son of deceased Emma B Stuart, daughter of deceased, and Elizabeth Stuart daughter of deceased, all residents of Canyon County, State of Idaho, who as such heirs are each entitled to the following: the widow one half, and to the sons and daughters a one seventh each, of the balance.

It is therefore ordered adjudged, and decreed that said residue of said estate lying and being in Canyon County Idaho be distributed as follows, to wit:

* situate To Sarah E Stuart widow, of deceased, The South east quarter of the South west quarter and lot seven section six, the North half of the South east quarter and South half of the North east quarter of section twenty the North east quarter of the North west quarter and lot five section seven, the lots five and six section six the south west quarter of the south east quarter, and lot one section sixteen, and the lot four section seven all in township seven north of range three, west of the Boise Meridian and the lots one, two, three four five and six section one and lot one section twelve in township seven north of range four west of the Boise Meridian. Also all water rights and ditches belonging to the William Stuart estate located and situate on the North side of the Payette River in township seven north of range three and four west of the Boise Meridian in Idaho.

To William A B Anderson and Emma B Anderson minor heirs of Rebecca E Anderson deceased daughter of the deceased. The south half of the north east quarter of section nine, and the north east quarter of the North east quarter of section twenty in township seven north of range three, west of the Boise Meridian containing one hundred and twenty acres.

Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch located by William Stuart December 27th 1880. Commencing on the South side of the Payette River, about four hundred yards south easterly from the corner of sections 26, 27, 34, and 35 in township seven, north of range three west of the Boise Meridian directed from Out Side enough and about one hundred and fifty yards from the head thereof, running thence in a north westerly direction, as appears of record in Book 1 of water rights at page 19 Canyon County Idaho To Margaret L Pool's daughter of deceased the lot five in section sixteen, lot two in section eighteen township seven north of range three west of the Boise Meridian and the south east quarter of the north east quarter of section seven in township seven north of Range four, west of the Boise Meridian containing one hundred and twenty four and ninety two hundredths acres. Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch as described above.

To Annie McCrossen, daughter of deceased the lots six and seven in section sixteen, the southeast quarter of the southwest quarter section eighteen the north west quarter of the north east quarter and the north east quarter of the north west quarter section nineteen, all in township seven, north of range three, west of the Boise Meridian.

Also an undivided one seventh interest in and to the interest of said estate in the Stuart ditch.

To Charles A Patton Assignee of William Stuart son of deceased, the south east quarter of the south east quarter of section seventeen and the north east quarter of the north east quarter of section nineteen all in township seven north of Range three West of the Boise Meridian containing eighty acres.

Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch as described above.

To Emma B Stuart, daughter of deceased the south east quarter of the north east quarter of section seventeen township seven north of range three, west of the Boise Meridian, containing forty acres.

Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch, as described above.

To Bertha M E Patton daughter of deceased , the lot three and the north east quarter of the south west quarter of section eighteen and the North west quarter *of section twenty in township seven north of range three west of the Boise Meridian containing one hundred nineteen and ninty two hundredth acres .

* of Northwest quarter

Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch as described above.

To Nellie L Stuart daughter of the deceased the north east quarter of the north east quarter of section seventeen and the north half of the south east quarter of section nineteen in township seven north of range three west of the Boise Meridian containing one hundred and twenty acres.

Also an undivided one seventh interest in and to the interest of said estate in the Stuart Ditch as described above.

That the property affected by this decree is described as follows

In the body of said decree following the names of heirs as they appear, all valued at Three Thousand Nine Hundred Seventy four Dollars and Twenty cents as stated in the inventory.

Dated February 15th 1897.

George Little

Judge of the Probate Court

Filed Feb 15 1897

George Little
Judge

State of Idaho)

County of Canyon)

I hereby certify that the foregoing instrument was filed for record at request of Geo Little at 3 .01 o'clock P M May 22nd 1897.

Fees \$2.40

W C Dunbar Jr
Recorder Canyon County

THIS INDENTURE, Made this fourth day of December in the year of our Lord one thousand nine hundred and

William E. Stuart
of Ontario County of Malheur State of Oregon, part y
of the first part, and C. A. Christensen

County of Canyon State of Idaho of Folks Store the part y of the second part;

WITNESSETH, That the said party of the first part, for and in consideration of the sum of

Two Hundred and eighty

DOLLARS,

money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, he granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate situated in County, State of Idaho, to-wit:

The Southeast Quarter (1/4) of the Southeast Quarter (1/4) of Section Seventeen (17) in Township seven (7) North of Range three (3) West Boise Meridian in the said County of Canyon State of Idaho and also an interest in and to the Stuart Ditch or cannal covering said tract of land and the waters to flow therein in the same portion to all the waters to flow therein as the tract hereby conveyed bears to the whole tract of land heretofore irrigated from said ditch or cannal

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, ~~and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part of the first part~~

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever.

And the said part y of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part, and his heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said part y of the first part ha s hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

E. Coborn

I.N. King

William E. Stuart

[SEAL]

[SEAL]

[SEAL]

[SEAL]

STATE OF IDAHO, Oregon

County of Malheur

me, Gilbert L. King

On this 15th day of Feby

in the year 1901

a Notary Public

in and for said County, personally

appeared

William E. Stuart (not married)

known to me to be the

person whose name is

subscribed to the within instrument, and acknowledged

to me that

he executed the same, and on this

day of

in the year 19

before me, the officer above described, personally appeared

Known

to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Gilbert L. King, Notary Public

for Oregon

My Commission expires Mar. 5, 1904

STATE OF IDAHO,)

County of Canyon,) ss.

I hereby certify that this instrument was filed for record at the request of

C. A. Chrestesen

at 37 minutes past

9

o'clock A M., this

20th

day of

August

19 03

Recorders

By Deputy.

John A. Tucker

Ex-Officio Recorder.

Fee, \$ 1.20

Book 29 of Deeds page 194 Canyon Co. records

THE CANYON PRINTERS, LTD., CALDWELL, IDAHO 16726

THIS INDENTURE, Made this fourth day of December in the year of our Lord one thousand nine hundred and -

between
Emma B. Stuart (unmarried)
 of the Canyon County of Idaho State of Idaho, party
 of the first part, and C. A. Christensen
 of Falks Store
 County of Canyon State of Idaho the part y of the second part;

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Two hundred and eighty DOLLARS, of the United States of America, to her in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, ~~has~~ granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, ~~all~~ the following described real estate situated in County, State of Idaho, to-wit:-

The Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of Section Seventeen (17) in Township Seven (7) North of Range three (3) West Boise Meridian in the said County of Canyon, State of Idaho, and a porportionate interest in and to the Stuart ditch or cannal and the waters to flow therein in the same proportion to all the waters to flow therein as the tract of land hereby conveyed bears to the whole tract heretofore irrigated from said cannal

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, ~~and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part of the first part.~~

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the part y of the second part, and to his heirs and assigns forever.

And the said part y of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part, and her heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Frank Harris

Emma B. Stuart

[SEAL]
[SEAL]
[SEAL]
[SEAL]

STATE OF IDAHO,)
 County of Washington) ss. On this 8th day of December in the year 19 00, before
 me, Frank Harris, a Notary Public in and for said County, personally
 appeared Emma B. Stuart
 known to me to be the person whose name is subscribed to the within instrument, and acknowledged
 to me that she executed the same, and on this 8th day of December in the year 19 00, be-
 fore me, the officer above described, personally appeared Emma B. Stuart known
 to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an exam-
 ination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she
~~acknowledged to me that she executed the same, and that she does not wish to retract such execution.~~

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Frank Harris
Notary Public

STATE OF IDAHO,)
 County of Canyon,) ss.

I hereby certify that this instrument was filed for record at the request of

C. A. Chrestesen

at 38 minutes past 9 o'clock A M., this 20th day of August 19 03
 By John A. Tucker Deputy. Ex-Officio Recorder.

Fee, \$ 1.20

Book 29 of Deeds page 195 Canyon Co. records.

THIS INDENTURE, Made this fourth day of December in the year of our Lord one thousand nine hundred and Nellie L. Stuart between
of Washington County of ---- State of Idaho, party
of the first part, and C. A. Christensen of Falks Store, the party of the second part;

County of Canyon State of Idaho
WITNESSETH, That the said party of the first part, for and in consideration of the sum of Two Hundred and eighty DOLLARS, money of the United States of America, to her in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, ha granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, all the following described real estate situated in County, State of Idaho, to-wit:

The Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section Seventeen (17) in Township Seven (7) North of Range three (3) West of Boise Meridian in the said County of Canyon State of Idaho, and an interest in the Stuart ditch or cannal covering said land and the waters to flow therein in the same proportion to all the waters to flow therein that the tract of land hereby conveyed bears to the whole tract of land heretofore irrigated by the waters of said ditch or canal.

And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said party of the first part, and her heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

And the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said party of the first part, and her heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF
H.W. Dunton
Nellie L. Stuart [SEAL]
[SEAL]
[SEAL]
[SEAL]

STATE OF IDAHO,)
County of Ada) ss. On this 6th day of December in the year 19 00, before
me, H.W. Dunton, a Notary Public in and for said County, personally
appeared Nellie L. Stuart
known to me to be the person whose name is subscribed to the within instrument, and acknowledged
to me that she executed the same, and on this day of in the year 19 00, before me, the officer above described, personally appeared known
to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an exam-
ination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she
acknowledged to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
(SEAL) H.W. Dunton
Notary Public

STATE OF IDAHO,)
County of Canyon,) ss. I hereby certify that this instrument was filed for record at the request of
C. A. Chrestesen
at 39 minutes past 9 o'clock A.M., this 20th day of August 19 03
Recorders By Deputy. John A. Tucker Ex-Officio Recorder.
Fee, \$ 1.20
Book 29 of Deeds page 196 Canyon Co. records.

Wm. Stuart
To
S. E. Stuart

This Indenture made the twelveth day of October in the year of our Lord One thousand eight hundred and eighty eight Between William Stuart of Fells Store Ada County Territory of Idaho party of the first part and Mrs. Sarah E. Stuart of same place the party of the second part, Witnesseth, That the said party of the first part for and in consideration of the sum of One thousand (1000) dollars in gold coin of the United States of America to him in hand paid by the said party of the second part the receipt whereof is hereby acknowledged has granted, bargained, and sold and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part and to her heirs and assigns forever all his right title and interest to One thousand (1000) inches of water from his ditch or canal:

Commencing in the outside Slough on the South side of the Payette River and about four hundred (400) yards from the corner to Section 26-27-34- and 35 in Township No. 7 North of Range No. 3 West of the Boise Meridian and also about one hundred and fifty yards from the head of said Slough The whole line of said ditch or canal is situated on the South side of said Payette River and follows a Meandering Course in a North westerly direction.

Together with all and singular the tenements hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions remainder and remainders rents, issues and profits thereof and also all estate right title interest whatsoever in said property possession claim and demand whatsoever as well in law as in equity of the said party of the first part of in or to the said premises and every part and parcel thereof with the appurtenances unto the said party of the second and her heirs and assigns forever, and the said party of the first part and his heirs the said premises in the quiet and peaceable possession of the said party of the second part her heirs and assigns against the said party of the first part and his heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness Whereof the said party of the first part has hereunto set his hand and seal the day and year first above written.

(Seal)

William Stuart

Signed Sealed and Delivered
in the presence of:

Charles A. Patten

W. E. Stuart

Territory of Idaho)
County of Ada) SS.

On this Twelveth day of October A. D. One thousand eight hundred and eighty eight personally appeared before me J. E. Fouts a Notary Public in and for the said Ada County William Stuart whose name is subscribed to the Annexed instrument as a party thereto personally known to me to be the same person described in and who executed the same annexed instrument as a party thereto and he the said William Stuart duly acknowledged to me that he the said William Stuart executed the same freely and voluntarily and for the uses and purposes therein mentioned.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

J. E. Fouts
Notary Public

Recorded at request of William Stuart March 5th 1889 at 5 Min.
past 2 P. M.

Compared

S. B. Mann,
Recorder

B 14 P 94

B 5 F 52 Can. Co.Re.

COMPARED

March 31, 1890
Alice D. Smith

Alice D. Smith, Deputy

Locator
Payette River

Notice,

Whereas, It is the intention of the undersigned to construct a ditch or canal commencing in the outside Slough, on the South side of the Payette River, and about four hundred (400) yards South Easterly from the corners of Sections 26, 27, 34 and 35 in Township No 7 North, of Range No. 3 West, of the Boise Meridian, and also about one hundred and fifty (150) yards westerly from the head of said Slough said canal to be in size and capacity as follows: twelve feet wide on the bottom and sixteen feet wide wide on the top, and sufficiently deep to carry twenty thousand cubic inches of water.

The whole line and location of said ditch or canal to be on the South side of said Payette River, and to follow when completed a meandering course in a North westerly direction, and I do hereby appropriate, and claim the right to appropriate, and divert, and take from the waters of said Slough at stake number one (1), containing this notice the number of cubic inches above stated, for the purpose of milling, manufacturing, agricultural, and for irrigating and subjecting waste and desert land to settlement use and cultivation, and which rights and privileges I claim under and by virtue of the laws of the United States, and the customs usages rules and regulations, governing such rights and privileges.

Boise City, Idaho Territory, December 27th 1880

William Stuart of
Falks Store, Ada Co. I T.
per Rinearson

Recorded at the request of Wm. Stuart Dec. 27th 1880 at 24 min. past 12

STATE OF IDAHO }
COUNTY OF GEM } ss.

I, Donald H. Woodman, Ex-Officio Recorder in and for Gem County, Idaho, do hereby certify that the foregoing is a full, true and correct copy of the instrument of record on page 279 of Book 2 of Miscellaneous Records of Gem County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 31st day of March, 19 70.

Donald H. Woodman
Ex-Officio Recorder

By _____ Deputy

176659

J. C. Sims & C. H. Nichols
Locators

Payette River.

Notice.

Whereas, It is the intention of the undersigned, to construct a ditch or canal commencing on the big slough, on the South side of Payette River, and about two hundred (200) yds South Easterly from the corners of Sections 26, 27, 34 and 35 in Township No 7, North of Range No 3 West, of the Boise Meridian and thence westerly across the outside slough to a point 200 yds below Stuarts upper head gate, The said canal to be in size and capacity as follows: ten feet (10) wide on the bottom and sufficiently deep to carry Thirty Thousand (30000) inches of water. The whole line and location of said ditch or canal to be on the South side of Payette River, and to follow when completed, a meandering course in a North westerly direction, for a distance of twelve (12) miles and emptying in the Payette River Lower end of Hunts place, and I do hereby appropriate and divert and to take the waters from said Slough at the point designated above, and the number of inches of water above stated for the purpose of Milling, manufacturing, agricultural and for Irrigating, and subjecting waste and desert land to settlement, use and cultivation, and which rights and privileges, I claim under and by virtue of the Laws of the United States and the customs, usages, rules, and regulations governing such rights and privileges.

Boise City , Idaho Territory, March 30th 1881.

J. C. Sims
C. H. Nichols
by J. C. Sims

Recorded at the request of J. C. Sims March 31st 1881 at 7 A. M.

D Heron,
Recorder

1700 59
65 0071

STATE OF IDAHO }
COUNTY OF GEM }
ss.

I, Donald H. Woodman, Ex-Officio Recorder in and for Gem
County, Idaho, do hereby certify that the foregoing is a full, true and
correct copy of the instrument of record on page 280 of Book 2
of Trust Agreement Records of Gem County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and af-
firmed my official seal this 31st day of March, 1920.

Donald H. Woodman
Ex-Officio Recorder

By _____ Deputy

6671

Wm. Stuart
To
S. E. Stuart

This Indenture made the twelveth day of October in the year of our Lord One thousand eight hundred and eighty eight Between William Stuart of Fells Store Ada County Territory of Idaho party of the first part and Mrs. Sarah E. Stuart of same place the party of the second part, Witnesseth, That the said party of the first part for and in consideration of the sum of One thousand (1000) dollars in gold coin of the United States of America to him in hand paid by the said party of the second part the receipt whereof is hereby acknowledged has granted, bargained, and sold and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part and to her heirs and assigns forever all his right title and interest to One thousand (1000) inches of water from his ditch or canal:

Commencing in the outside Slough on the South side of the Payette River and about four hundred (400) yards from the corner to Section 26-27-34- and 35 in Township No. 7 North of Range No. 3 West of the Boise Meridian and also about one hundred and fifty yards from the head of said Slough The whole line of said ditch or canal is situated on the South side of said Payette River and follows a Meandering Course in a North westerly direction.

Together with all and singular the tenements hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions remainder and remainders rents, issues and profits thereof and also all estate right title interest whatsoever in said property possession claim and demand whatsoever as well in law as in equity of the said party of the first part of in or to the said premises and every part and parcel thereof with the appurtenances unto the said party of the second and her heirs and assigns forever, and the said party of the first part and his heirs the said premises in the quiet and peaceable possession of the said party of the second part her heirs and assigns against the said party of the first part and his heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will. Warrant and by these presents for-

In Witness Whereof the said party of the first part has hereunto set his hand and seal the day and year first above written.

(Seal)

William Stuart

Signed Sealed and Delivered
in the presence of:

Charles A. Patten

W. E. Stuart

Territory of Idaho)
County of Ada)SS.

On this Twelveth day of October A. D. One thousand eight hundred and eighty eight personally appeared before me J. E. Fouts a Notary Public in and for the said Ada County William Stuart whose name is subscribed to the annexed instrument as a party thereto personally known to me to be the same person described in and who executed the same annexed instrument as a party thereto and he the said William Stuart duly acknowledged to me that he the said William Stuart executed the same freely and voluntarily and for the uses and purposes therein mentioned.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

J. E. Fouts
Notary Public

Recorded at request of William Stuart March 5th 1889 at 5 Min.
past 2 P. M.

Compared

S. B. Mann,
Recorder

B 14 P 94

B 5 P 52 Can. Co.Re.

COMPARED

March 27, 1890
Alvan S. Smith
Deputy

THIS INDENTURE, Made this 5th day of January in the year of our Lord one thousand nine hundred and five between
C. A. Chrestesen and Minnie Chrestesen His wife
of Falks Store County of Canyon State of Idaho the part y
of the first part, and Edward T. Hoagland

County of Canyon State of Idaho of Falks Store
the part y of the second part;

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of

Seven thousand

DOLLARS.

lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, all the following described real estate situated in Canyon County, State of Idaho, to-wit:

Lots numbered Five (5) six (6) and seven (7) in Section sixteen (16); and the North East quarter ($\frac{1}{4}$) of the North East quarter ($\frac{1}{4}$); and the South East quarter ($\frac{1}{4}$) of the North East quarter ($\frac{1}{4}$) and the South East quarter ($\frac{1}{4}$) of the South East quarter ($\frac{1}{4}$) of section seventeen (17) in township seven, north of Range three (3) West of Boise Meridian Also the North East quarter of the North East quarter ($\frac{1}{4}$) of section twenty (20) in said township seven (7) North of Range Three (3) West of Boise Meridian save and except therefrom the tract of ground from alley occupied by John Nelson lying near the South West corner of said tract of about seventy five feet frontage on the road and running back to a slough a distance of about one hundred feet, to be hereafter definitely measured and staked off, and another piece of land on the South end of said subdivision about three hundred feet in width at the west end on the west side of said subdivision and running East to the telephone line of poles when the same comes to a point on the South line of said subdivision, containing about three acres, which is also hereafter to be measured and staked off. And also an interest in and to the Steward ditch or canal covering said tract of land, and the water to flow therein in the same proportion to all the waters to flow therein, as the tracts above conveyed, bear to the whole tract of land heretofore irrigated from said ditch or canal. And also conveys the South West quarter ($\frac{1}{4}$) of the North West quarter ($\frac{1}{4}$) and lots numbered four (4) and five (5) of section twenty (20) Township seven (7) North of Range three (3) West of the Boise Meridian. All in the County of Canyon, State of Idaho. Subject to a certain real estate mortgage securing a loan of \$10,000.00 to the said C. A. Chrestesen, Weiser, Idaho, which the grantee herein assumes and agrees to pay.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part y of the first part.

And the said part y of the second part, and to his heirs and assigns forever, All and singular the above mentioned and described premises, together with the appurtenances thereunto in anywise appertaining.

And the said part y of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said part y of the second part, his heirs and assigns, against the said part y of the first part, and his heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

C. A. Chrestesen [SEAL]
Minnie Chrestesen [SEAL]
[SEAL]
[SEAL]

Geo P Rhea
Event Rhea

STATE OF IDAHO,)
County of Washington) ss. On this fifth day of January in the year 1905, before
me, Geo. P. Rhea, a Notary Public in and for said County, personally
appeared C. A. Chrestesen
known to me to be the person whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same, and on this fifth day of January in the year 1905, be-
fore me, the officer above described, personally appeared Minnie Chrestesen known
to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an exam-
ination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she
acknowledged to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year
in this certificate first above written.

(SEAL)

Geo. P. Rhea
Notary Public

STATE OF IDAHO,)
County of Canyon,) ss. I hereby certify that this instrument was filed for record at the request of

at 26 minutes past 9 o'clock A. M., this 13th day of August 1907
By A. O. Christopher Deputy. OV. Badley Ex-Officio Recorder.
Fee, \$ 2.20 Compared
Book 44 of Deeds page 117 Canyon Co. records.

Print

RECEIVED

APR 23 1970

OFFICE OF ATTORNEY GENERAL

FILED

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

O'CLOCK

APR 27 1970

Harold W. ... CLERK

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHT TO)
THE USE OF SURFACE AND GROUND)
WATERS OF THE PAYETTE RIVER)
DRAINAGE BASIN.)

Civil No. 3667

DEPUTY

STIPULATION
FOR EXTENSION OF TIME

COME NOW the DEPARTMENT OF RECLAMATION, by and through its attorney of record herein, WILLIAM D. COLLINS, Assistant Attorney General of the State of Idaho, and STEWART DITCH COMPANY, an Idaho corporation, by and through its directors, LAWRENCE VICKERY and THOMAS PENCE, and its Secretary, DONALD VICKERY, and hereby stipulate that the STEWART DITCH COMPANY may have an additional time, not exceeding thirty (30) days from the date hereof, for filing its notice of claim to a water right herein.

DONE AND DATED This 22nd day of April, 1970.

William D. Collins

WILLIAM D. COLLINS
Assistant Attorney General
State of Idaho
Statehouse, Boise, Idaho 83707

STEWART DITCH COMPANY

By *Lawrence Vickery*
LAWRENCE VICKERY, Director

By *Thomas Pence*
THOMAS PENCE, Director

By *Donald R. Vickery*
DONALD VICKERY, Secretary
Route 2
New Plymouth, Idaho 83655

O R D E R

Upon the foregoing attached STIPULATION FOR EXTENSION OF TIME of the DEPARTMENT OF RECLAMATION and the STEWART DITCH COMPANY, dated April 22, 1970,

IT IS HEREBY ORDERED That the STEWART DITCH COMPANY shall have until the 21st day of May, 1970, in which to file a notice of claim to a water right herein.

Gilbert C. Norris
GILBERT C. NORRIS
District Judge

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

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

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

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

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

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

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

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Alry

AUTHORIZED AGENT
STEWART DITCH CO.

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

JAMES R. DOOLITTLE
District Judge

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

April 29, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Stewart Ditch Company
c/o Nelda Platz
6550 Dallas Road
Emmett, ID 83617

Re: Civil Case No. 3667 - Frasier, et al Objection 65-00071X

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

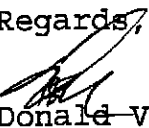
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication. Most of the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 30.83 cubic feet per second (cfs). Having reviewed the data submitted by the parties and data and evidence obtained by the Department, the Department recommends a diversion rate of 37.92 cfs. If the amount of water is not proposed to change, data and/or evidence indicated a change was not justified.

The Department has made an effort to determine a fair and accurate diversion rate for each of the parties. If you disagree with the proposal above, please contact us by May 15, 1992. We hope to resolve any disputes that may exist before going to the court asking for a decree of your water right through a Motion for Summary Judgment.

A summary judgment allows the judge to make a decision without the time or expense of a trial when the facts are not disputed. Notice of this motion and the accompanying hearing will be provided to you 28 days before the hearing.

Regards,


Donald V. Shaff
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-00071X

Date 4/15/92

Initials JP

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>379</u>	x	0.034	=	<u>12.89</u>
Letha	<u>407</u>	x	0.029	=	<u>11.80</u>
Other	<u>506</u>	x	0.02	=	<u>10.12</u>
Total	<u>1292</u>				<u>34.81</u>

Conveyance Loss (see attached) = 6.80

TOTAL DIVERSION RATE = ~~41.61~~ 37.92

Comments:

HIGHEST RECORDED CAPACITY SHOWN
IN RECORDS IS 37.92 CFS

65-00071X

4/15/92 JP

CONVEYANCE LOSS - MORITZ

REACH	LENGTH (FT)	AVE VELOCITY (FT/SEC)	SEEPAGE (FT/DAY)	MORITZ LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	6494	1.75	2.00	2.36	0.00	34.81	0.0679	0.00	41.61
2	5280	1.75	2.00	1.87	11.60	34.81	0.0538	1.41	39.25
3	5280	1.75	2.00	1.51	11.60	23.21	0.0652	2.17	25.78
4	5280	1.75	2.00	1.05	11.61	11.61	0.0907	3.22	12.66
5	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
6	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
7	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
8	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
9	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
10	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
11	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
12	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
13	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
14	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
15	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
16	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
17	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
18	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
19	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
20	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
TOTALS	22334			6.80	34.81			6.80	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN DIVIDED INTO EQUAL LENGTH REACHES

OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE VELOCITY = AVERAGE VELOCITY IN REACH, USE 1.75 FT/SEC FOR EARTH CHANNELS IF
IF ACTUAL VELOCITY IS UNKNOWN

SEEPAGE = SOIL SEEPAGE RATE OF REACH

MORITZ LOSS = CONVEYANCE LOSS IN REACH BASED ON MORITZ METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = MORITZ LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 249

INDICATES TOTAL

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0071X	STEWART DITCH COMPANY C/O LENARD PLATZ, ROUTE 1, BOX 164, EMMEIT, IDAHO 83617 REMARKS: LANDS IRRIGATED THROUGH STEWART DITCH.	12/27/1880	IRRIGATION	3/15 11/15	--- AFA 30.83 CFS	SWNW S35 T 7N R 3W	SENE(37) NWSW(7) SWSW(32) NESE(40) SESE(40) LOT 1(33) S17 T 7N R 3W SWNE(34) SENE(32) NENW(23) SWNW(40) SENW(39) NESW(39) NESE(34) NWSE(40) NWNW(40) NWNE(1) NENE(38) SESE(7) S20 T 7N R 3W NESH(32) NWSW(34) SWSW(37) SESE(34) NESE(38) NWSE(19) SWSE(28) SESE(27) SWNW(30) LOT 6(8) LOT 4(30) LOT 5(35) S21 T 7N R 3W NENE(37) NWNE(32) SWNE(37) SENE(31) NENW(36) NWNW(35) SWNW(7) SENW(38) NESH(17) NESE(24) NWSE(33) S28 T 7N R 3W SWNE(1) SENE(3) NESE(13) S18 T 7N R 3W LOT 5(34) LOT 6(4) LOT 7(2) S16 T 7N R 3W *1292*	BENEFICIAL USE
65-0079	LETHA IRRIGATION & WATER COMPANY, INC. C/O NELDA PLATZ, ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: IRRIGATED BY NICHOLS DITCH.	3/30/1881	IRRIGATION	3/15 11/15	--- AFA 8.32 CFS	SWNW S35 T 7N R 3W	NWNW(39) SWNW(39) SENW(13) NESE(11) NWSE(36) SWSE(20) SESE(38) NESH(36) NWSW(12) NEAN(6) SESW(8) LOT 2(9) S27 T 7N R 3W SWSW(32) SESE(1) LOT 5(35) S22 T 7N R 3W *335*	BENEFICIAL USE

July 22, 1991

Donald V. Shaff
Manager, Adjudication Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Stewart Ditch 65-00071X 12/27/1880 30.83 c.f.s.

Dear Mr. Shaff,

Upon reviewing the flow rate questionnaire with appropriate information and applying the water requirements table furnished by the Soil Conservation Service, Letha Irrigation and Water Co. Inc. objects to the proposed finding of 30.83 c.f.s. listed for this water right.

According to the information supplied, a flow rate of 56.09 c.f.s. is required. Therefore, Letha Irrigation and Water Co. Inc. respectfully requests that the original diversion rate of 51.68 c.f.s. filed for dated 2/1/1990 be adhered to. We feel that this rate is not excessive and is necessary for the types of soil irrigated.

Sincerely,
Board of Directors
Letha Irrigation and Water Co. Inc.



Robert Foust, President
5307 Freemont
New Plymouth, Idaho 83655



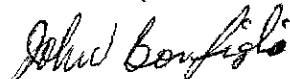
Wayne Conger, Director
4965 Freemont
New Plymouth, Idaho 83655



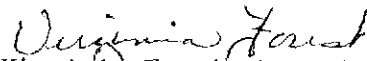
Marcia Herr, Director
400 Coston St.
Boise, Idaho 83712



Howard Platz, Director
6550 Dallas Rd.
New Plymouth, Idaho 83655



John Bonfiglio, Director
4800 Freemont
New Plymouth, Idaho 83655



Virginia Foust, Secretary
5307 Freemont
New Plymouth, Idaho 83655

IRRIGATION FLOW RATE QUESTIONNAIRE

THIS INFORMATION IS REQUIRED FOR ANY ADJUDICATION CLAIM(S) FOR WHICH THE IRRIGATION FLOW RATE CLAIMED IS MORE THAN 0.02 CFS PER ACRE (ONE EXCEPTION IS THAT 0.03 CFS PER ACRE MAY BE ALLOWED FOR IRRIGATION OF UP TO 5 ACRES).

CLAIM NO (S). 65-00071X Priority Date 12/27/1880 30.83 c.f.s.
 NAME Stewart Ditch Co. C/O Letha Irrigation and Water Co. Inc.
 ADDRESS 5307 Freemont New Plymouth, Idaho 83655
 PHONE 208-278-3118

1. TOTAL IRRIGATED ACRES SHOWN ON CLAIM(S) REFERENCED ABOVE 1,292 ACRES.

2. TYPICAL CROPS GROWN

CROP	PERCENT OF TOTAL ACRES	CROP	PERCENT OF TOTAL ACRES
Alfalfa	5%	Pasture	85%
Alfalfa Seed		Peas/Lentils	
Beans		Melons	
Field Corn		Potatoes	
Silage	5%	Sugar Beets	
Sweet Corn		Tomatoes	
Spring Grain		Lettuce/Radishes	
Winter Wheat		Cabbage/Broccoli	
Hops		Carrots/Turnips	
Orchard		Other ()	
Alfalfa-Grass	5%		

3. IRRIGATION SYSTEM TYPE

TYPE	PERCENT OF TOTAL ACRES	
Graded Border		PLEASE COMPLETE ITEM 4.
Level Border	15%	PLEASE COMPLETE ITEM 4.
Furrow	10%	PLEASE COMPLETE ITEM 5.
Corrugation	75%	PLEASE COMPLETE ITEM 6.
Sprinkler		PLEASE COMPLETE ITEM 7.
Contour Ditch		PLEASE COMPLETE ITEM 8.
Trickle or Drip		
Sub-Irrigation		

4. BORDER (COMPLETE BELOW BASED ON PEAK USE)

varies to farm 30 feet 1000 feet
 Inflow (cfs) width (feet) average length (feet)
24 hours 3-5
 slope (%) set time (hours) number of borders per set
7-14 days
 frequency (days)

5. FURROW (COMPLETE BELOW BASED ON PEAK USE)

varies to farm 30 inches 1000-1320 feet
 Inflow (gallons per minute) spacing (inches) average length (feet)
.4 of 1% 12-24 hours 4
 slope (%) set time (hours) number of furrows per set
7-10 days
 frequency (days)

6.

CORRUGATION (COMPLETE BELOW BASED ON PEAK USE)

varies to farm	30-36 inches	900-1300 feet
inflow (gallons per minute)	spacing (inches)	average length (feet)
	12-24 hours	75-100
slope (%)	set time (hours)	number of corrugations per set
7-14 days		
frequency (days)		

7.

SPRINKLER (COMPLETE BELOW BASED ON PEAK USE)

TYPE center pivot ☐ solid set ☐
lateral move ☐ gun/boom ☐

average nozzle flow (gallons per minute)	nozzle spacing (feet)
average lateral length (feet)	lateral spacing (feet)
Number of laterals	circle length (feet)
Number of impact heads	number of spray heads
set time (hours)	frequency (days)

8.

CONTOUR DITCH (COMPLETE BELOW BASED ON PEAK USE)

inflow (cfs)	field slope (%)
ditch length (feet)	distance between ditches (feet)
application depth (inches)	set time (hours)
frequency (days)	

9.

CONVEYANCE FROM SOURCE TO FARM

UNLINED DITCH
varies to location of farm

length (feet)	18-48 inches	36-120 inches
	average depth (inches)	average width (inches)

LINED DITCH

length (feet)	average depth (inches)	average width (inches)
---------------	------------------------	------------------------

PIPELINE

length (feet)	diameter (inches)
---------------	-------------------

10.

ON-FARM DISTRIBUTION

UNLINED DITCH
varies to farm

length (feet)	18-24 inches	24-36 inches
	average depth (inches)	average width (inches)

LINED DITCH

800	18 inches	18 inches
length (feet)	average depth (inches)	average width (inches)

PIPELINE

length (feet)	diameter (inches)
---------------	-------------------

11. HAVE YOU CHANGED YOUR IRRIGATION SYSTEM FROM THE ONE HISTORICALLY USED? (FOR EXAMPLE, LAND LEVELING, CHANGING LENGTH OF RUNS, CHANGE FROM FURROW TO SPRINKLER, ETC.)
IF YES, PLEASE DESCRIBE _____

12. HAVE YOU HAD ANY IRRIGATION SYSTEM DESIGN/EVALUATIONS OR FARM SOIL SURVEYS COMPLETED BY THE SOIL CONSERVATION SERVICE, PRIVATE CONSULTANTS, OR IRRIGATION EQUIPMENT DEALERS?
IF YES, PLEASE DESCRIBE OR ATTACH COPIES _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

May 15, 1991

Stewart Ditch Company
c/o Nelda Platz
6550 Dallas Road
Emmett, ID 83617

RECEIVED
JUL 25 1991

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Department of Water Resources

Re: Civil Case No. 3667
Frasier, et al Objection 65-00071X

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Proposed Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (SRBA) now proceeding in the Fifth Judicial District, provided new claims have been filed in the SRBA. Otherwise the achievement of a decree in the Payette adjudication could be voided.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 30.83 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in order for the staff of the Department to evaluate your irrigation water requirements. Much of the information required is technical, and you may wish to contact the Soil Conservation Service or other professionals for assistance with the form.

To expedite the process to resolve the Frasier objection, please return the enclosed form within 45 days. Without the completed form, the Department will assume you agree with the water right described in the Proposed Finding with the diversion rate shown above.

Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,

Donald V. Shaff
Manager, Adjudication Section



State of Idaho
DEPARTMENT OF WATER RESOURCES

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Phone: (208) 327-7900 FAX: (208) 327-7866

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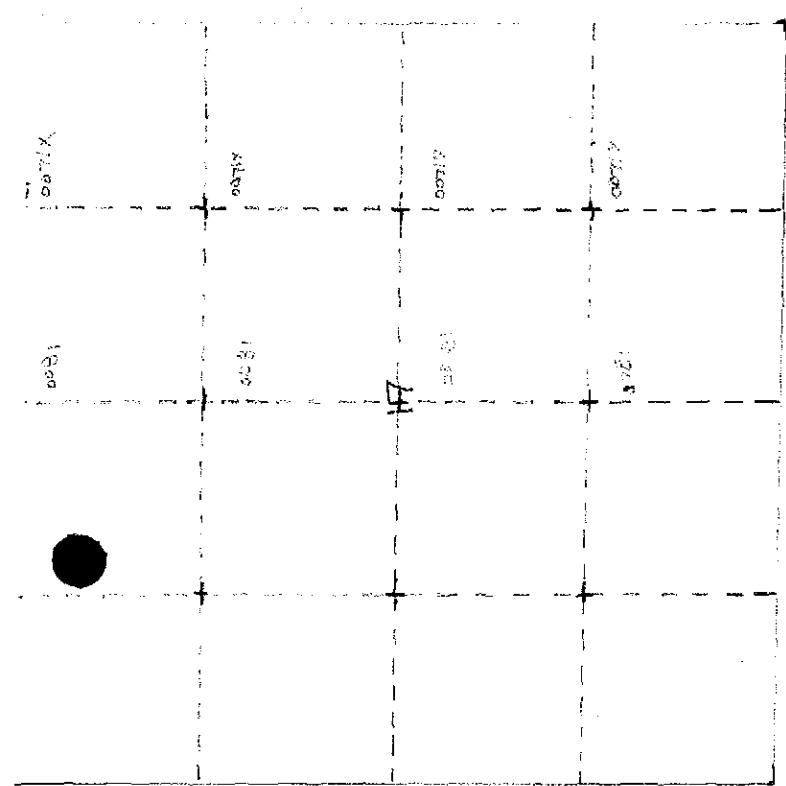
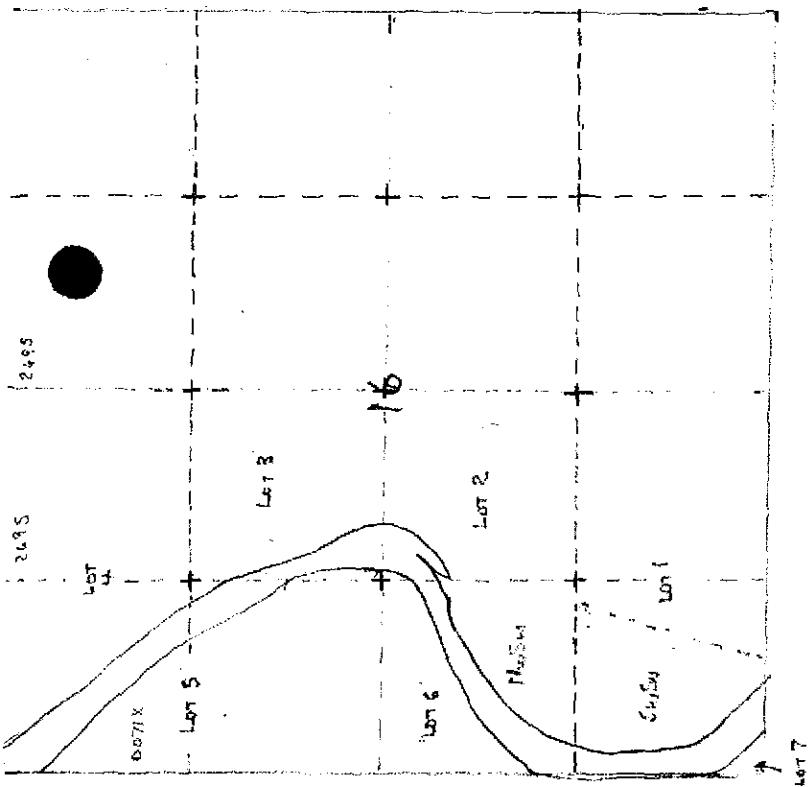
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Regards,

Donald V. Shaff
Manager, Adjudication Section



P/V
SEC 21

-T7N-R3W

NESW

32 ac. 65-007A STEADY 12/21/1980 PAY

NWSW

34 " " " " " " " " " "

SWSW

37 " " " " " " " " " "

SESW

34 " " " " " " " " " "

NESSE

38 " " " " " " " " " "

NWSE

19 " " " " " " " " " "

SUSE

28 " " " " " " " " " "

SESE

27 " " " " " " " " " "

P/W MCRD.
16 7N-3W

65-1859 COOPER 5/1/1960 W-W
~~2695~~ COOPER 7/19/1961 VN ST.
2847 COOPER 6/20/1966 PAYETTE
0071X STEW DITCH CO 12/27/1980 PAY.
1854 COOPER 3/27/1990 W-W
1950 " " W-W

17 7N-3W

0071X

0081 LETHA

12/30/1989 PAY.

0071A STEW

12/27/1980 "

5849 CORBURN

4/1/1949 W-W,

5830 CORBURN

4/1/1947 W-W

0071C STEW

12/27/1980 PAY

0403X NOB DITCH

12/2/1981 PAY

0066 FARM COOP

9/12/1974 PAY.

2240 ELSON

6/30/1919 W-W

5993 ZIEGLER

4/1/1951 GR. YD GLUCH W-W

20 2473 METZER

9/16/1946 W-W

5452 NAEGLE

4/1/1931 LAT B DRN.

2324

7/16/1984 " "

21 ~~2200 COOPER~~

~~9/21/1916 VN ST.~~

~~51025 LETHA~~

~~4/1/1922 VN ST.~~

28 11260 BATEMAN

4/1/1901 W-W

0070X ENTERP DITCH

11/6/1982 PAY

0053X REED DITCH

10/26/1982 PAY.

P/W MCRD

SWNN 35 7N-3W

0071X 12/27/1980 STEW DITCH CO. PAY

0079 3/30/1981 LETHA IRR. PAY

(SEE BACK FOR OTHERS

P/D MEAD
S17 7N-3W

NW SW 5849

4/1/1949

COOPER W-W

S35 7N-3W

NE NW 0076X

7/1/1904 LETHA PAY

" " 0077

4/1/1927 " "

SW NN 0071X

12/27/1880 STEW DRA "

" " 0079

3/31/1881 LETHA "

S21 7N-3W

" 2847

6/20/1966 COOPER PAY

NE NE 1050

3/27/1980 C.W. W-W

SW SE 0071B

4/1/1919 STEW DITCH PAY

" 0081

12/30/1880 LETHA PAY

SE SE 0071A

12/27/1880 STEW DITCH PAY



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 24, 1986

RE: Water District 57-R

Dear Reynolds Creek Basin Water User:

The director of the Department of Water Resources has set a budget and selected a watermaster for Water District 57-R for the 1986 irrigation season. You should have received the director's order dated April 9th that established Water District 57-R to replace water districts 57-A and 57-J.

Kenneth Downing of Homedale has been selected to serve as watermaster with a budget of \$5,525 to operate for about 65 days. The budget compensates Mr. Downing at \$40 per day plus 20.5 cents per mile. Included in the budget is pay and mileage expenses to hire Connie Brandau as an assistant watermaster if such a position would be advantageous to the water district.

The budget has been sent to the Owyhee County auditor's office for collection through the county offices. If you have questions about the budget or the water district in general, please feel free to call me.

Before the director can instruct the watermaster to begin delivering water, he must receive a letter signed by at least three water users who believe the watermaster's services are required. As that time quickly approaches, I solicit your cooperation and patience in this first year of Water District 57-R.

Regards,


DON SHAFF
Water Rights Supervisor

DS:alw



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. _____. The Department suggests you contact the protestant(s) directly in an effort to determine the nature of the protest(s) and to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:rf

Enc.

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

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHT TO)
THE USE OF SURFACE AND GROUND)
WATERS OF THE PAYETTE RIVER)
DRAINAGE BASIN.)

Civil No. 3667

S U M M O N S

THE STATE OF IDAHO SENDS GREETINGS TO:

You are hereby notified that an Order has been entered in the District Court of the Third Judicial District in and for the County of Gem, dated November 12, 1969, directing the State Reclamation Engineer of the State of Idaho to commence an investigation and determination of the various rights to the use of surface and ground waters of the Payette River Drainage Basin, from its confluence with the Snake River to its source, such waters lying or being used within Gem, Valley, Boise, Canyon, Payette and Washington Counties,

And you are hereby notified that unless you appear and file a claim with the State Reclamation Engineer, Statehouse - Annex 2, 614 W. State Street, Boise, Idaho, within sixty (60) days of the service of this Summons to the ownership of a water right for the use of any surface or ground waters of the Payette River Drainage Basin from its confluence with the Snake River to its source, such waters lying or being used within Gem, Valley, Boise, Canyon, Payette and Washington Counties, that you will be deemed to have forfeited any water right heretofore acquired for the use of the above waters.

DATED this _____ day of _____, 1970.

Clerk

10/17/77

The change in SWNE & NWSE, Sec 20 was made after talking to the owner of that land today. Jim Watson said the waste areas marked on the aerials is incorrect since those areas are pastured fields that the water is directed across before it reaches the cultivated fields. The NWSE was actually overlooked in the initial review.

S

DEPARTMENT OF RECLAMATION

age Height beg 0.17 end 0.17 Mean _____ Discharge 20.2 cfs

No. of Sheets. Comp. by *WZ* Chk. by

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date MAY 10 1950 a.m. Stream Stuart
 Party A. G. Larson Location _____
 Gage Height beg. 0.22 end 0.22 Mean 0.22 Discharge 18.48 cfs.

Initial point	Depth	Depth of obs. servat	Revolutions	Time in seconds	VELOCITY		Area	Mean Depth	Width	Discharge
					At point	Mean in vertical section				
3	.3		0	0		.59	.175	.35	.5	.103
3.5	.4		30	57	1.19	1.28		.5	1	.640
4.5	.6		30	49	1.38	1.42		.7	1	.994
5.5	.8		30	46	1.47	1.65		.7	1	1.155
6.5	.6		40	49	1.83	1.68		.5	1	.840
7.5	.4		30	44	1.53	1.62		.4	1	.648
8.5	.4		40	52	1.72	1.82		.45	1	.819
9.5	.5		40	47	1.91	1.89	.78	.52	1.5	1.474
11.0	.55		40	48	1.87	1.95		.58	1	1.131
12.	.6		40	44	2.03	2.01		.6	1	1.206
13	.6		40	45	1.99	1.99		.7	1	1.393
14	.8		40	45	1.99	1.97		.8	1	1.576
15	.8		40	46	1.95	1.99		.88	1	1.751
16	.95		40	44	2.03	1.99		.98	1	1.950
17	1.0		40	46	1.95	1.97		.88	1	1.734
18	.75		40	45	1.99	1.56		.62	1	.967
19	.5		20	40	1.13	.56	.175	.35	.5	.098
20.5	.2		0	0						18.479
Totals										

No. of Sheets. Comp. by ALB Chk. by

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

B. 100.

p.m.

Location

ge. Height beg 0.55 end 0.55 Mean 0.55 Discharge 25.56 cfs

Sta. No.	Depth	Depth of ob. servat	Rev- olu- tions	Time in sec onds	VELOCITY			Area	Mean Depth	Width	Discharge
					At point	Mean in ver- tical	Mean in sec tion				
1	.3		0	0	0		.52	.45	1	.23	
4	.6		20	44	1.03		1.24	.65	1	.81	
5	.7		30	47	1.44		1.78	.7	1	1.25	
6	.7		40	41	2.18		2.48	.65	1	1.61	
7	.6		50	40	2.78		2.91	.6	1	1.75	
8	.6		60	44	3.04		2.85	.6	1	1.71	
9	.6		50	42	2.65		2.75	.65	1	1.79	
10	.7		60	47	2.84		3.01	.7	1	2.11	
11	.7		60	42	3.18		3.01	.7	1	2.11	
12	.7		60	47	2.84		2.64	.7	1	1.85	
13	.7		50	46	2.43		2.33	.75	1	1.75	
14	.8		40	40	2.23		2.16	.9	1	1.94	
15	1.0		40	43	2.08		2.06	1	1	2.06	
16	1.0		40	44	2.03		1.47	1	1	1.47	
17	1.0		40	47	1.91		1.91	.9	1	1.72	
18	.8		40	47	1.91		1.74	.65	1	1.18	
19	.5		30	43	1.56		.78	.315	.35	.9	.27
TOTALS	.2		0	0	0						25.56
TOTALS											

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date June 8 1950 a.m. Stream Stuart

Party Larson & Bainbridge ^{P.III.} Location

Gage Height beg. 0.10 end. 0.10 Mean 0.10 Discharge 16.86 cfs.

[illegible]

No. of Sheets. Comp. by *[Signature]* Chk. by

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 6-21-50 1950 a.m. Stream Stewart

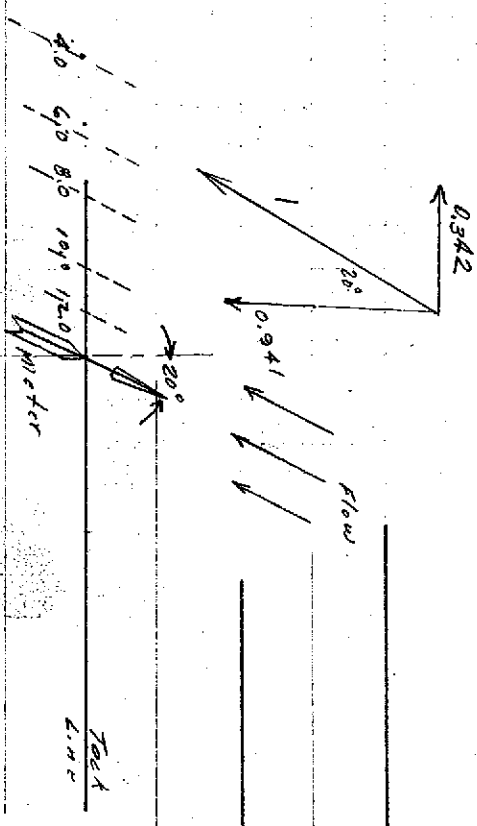
Party Barnbridge Location

Gage Height beg. 0.50 end 0.50 Mean 0.50 Discharge 22.14 cfs

[illegible]

No. of Sheets. Comp. by *[Signature]* Chk. by

Chk. by



DEPARTMENT OF RECLAMATION

Date 7-12-50 1950 Stream Stewart

Party Bainbridge p.m. Location

Gage Height beg. 0.86 end 0.86 Mean _____ Discharge 21.95 cfs

[illegible]No. of Sheets. Comp. by *gfb* Chk. by

DEPARTMENT OF RECLAMATION

Gage Height beg. 1.01 end 1.01 Mean 1.01 Discharge 27.46 cfs

Totals

Chk. by *AK*

Chk. by

Date 8-10 1919, 9:00 ^{a.m.} Stream Stewart
Party Bainbridge ^{p.m.} Location _____
Gage Height beg 0.73 end 0.73 Mean 0.73 Discharge 17.89 cfs

No. of Sheets. Comp. by Chk. by

DEPARTMENT OF RECLAMATION

Date 8-15-50 1950 2.M. Stream Stewart

Party Boon bridge p.m. Location

Gage Height beg. 1.02 end 1.02 Mean 1.02 Discharge 19.67 cfs

[illegible]

No. of Sheets. Comp. by *JHB*

Chk. by

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Date 8-23-50 1950 a.m. Stream Stewart

Party Bainbridge Location _____

Gage Height beg 0.95 end 0.95 Mean 0.95 Discharge 18.87 cfs

[illegible]

No.	of	Sheets.	Comp. by
1	1	1	1
2	1	1	1
3	1	1	1
4	1	1	1
5	1	1	1
6	1	1	1
7	1	1	1
8	1	1	1
9	1	1	1
10	1	1	1
11	1	1	1
12	1	1	1
13	1	1	1
14	1	1	1
15	1	1	1
16	1	1	1
17	1	1	1
18	1	1	1
19	1	1	1
20	1	1	1
21	1	1	1
22	1	1	1
23	1	1	1
24	1	1	1
25	1	1	1
26	1	1	1
27	1	1	1
28	1	1	1
29	1	1	1
30	1	1	1
31	1	1	1
32	1	1	1
33	1	1	1
34	1	1	1
35	1	1	1
36	1	1	1
37	1	1	1
38	1	1	1
39	1	1	1
40	1	1	1
41	1	1	1
42	1	1	1
43	1	1	1
44	1	1	1
45	1	1	1
46	1	1	1
47	1	1	1
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52	1	1	1
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54	1	1	1
55	1	1	1
56	1	1	1
57	1	1	1
58	1	1	1
59	1	1	1
60	1	1	1
61	1	1	1
62	1	1	1
63	1	1	1
64	1	1	1
65	1	1	1
66	1	1	1
67	1	1	1
68	1	1	1
69	1	1	1
70	1	1	1
71	1	1	1
72	1	1	1
73	1	1	1
74	1	1	1
75	1	1	1
76	1	1	1
77	1	1	1
78	1	1	1
79	1	1	1
80	1	1	1
81	1	1	1
82	1	1	1
83	1	1	1
84	1	1	1
85	1	1	1
86	1	1	1
87	1	1	1
88	1	1	1
89	1	1	1
90	1	1	1
91	1	1	1
92	1	1	1
93	1	1	1
94	1	1	1
95	1	1	1
96	1	1	1
97	1	1	1
98	1	1	1
99	1	1	1
100	1	1	1

Chk. by

DEPARTMENT OF RECLAMATION

Date 1-29-50 19 50 a.m. Stream Stewart

Party Bainbridge ^{p.m.} Location _____

Gage Height beg 0.93 end 0.93 Mean 0.93 Discharge 18.64 cfs

[illegible]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date April 21, 1949

Stream Stewart Ditch

Location of Station Headgate

No. and make of meter D.W. 822

Meter used by R. Biagge

Computations by WHL

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Ob- serva- tions	Rev- olu- tions	Time in Sec- onds	Velocity		Mean Area	Mean Depth	Width	Dis- charge	REMARKS
					At Point	Mean in Vert.					
2.2	0.4		0								
4.0	0.8	0.5	10	43.7	0.53		0.26	1.08	0.60	1.8	0.28
6.0	1.5	0.9	20	50.4	0.91		0.72	2.30	1.15	2.0	1.66
8.0	1.7	1.0	30	57.2	1.19		1.05	3.20	1.60	2.0	3.36
10.0	1.8	1.1	20	47.0	0.97		1.08	3.50	1.75	2.0	3.78
12.0	1.4	0.8	20	68.0	0.68		0.82	3.20	1.60	2.0	2.62
14.0	1.5	0.9	10	38.9	0.59		0.64	2.90	1.45	2.0	1.86
16.0	1.9	1.1	20	68.6	0.67		0.63	3.40	1.70	2.0	2.14
18.0	2.1	1.3	20	72.8	0.63		0.65	4.00	2.00	2.0	2.60
20.0	2.2	1.3	10	40.5	0.58		0.60	4.30	2.15	2.0	2.58
22.0	1.9	1.1	20	74.2	0.62		0.60	4.10	2.05	2.0	2.46
24.0	1.4	0.8	10	39.3	0.59		0.60	3.30	1.65	2.0	1.98
TOTAL AREA											26.13 cfs.
MEAN VELOCITY											DISCHARGE

STREAM: *Stewart Ditch*

TIME	BEG.	END.	MEAN
10:20 AM.	10:45 AM.		

GAGE 1.0' 1.0'

26.0 1.3 0.8 0

0.30 2.70 1.35 2.0 0.81

NO. 1 OF 1 SHEETS

118

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Current Meter Notes

Date May 12, 1949

Stream Stewart

Location of Station below bridge

No. and make of meter DW 822

Meter used by R. Biggins

Computations by WHL

Hydrographer

Dist. From Initial Point	Depth	Depth of Observations	Revolutions	Time in Seconds	Velocity			Area	Mean Depth	Width	Discharge	REMARKS		
					At Point	Mean in Vert.	Mean in Sec'n							
3	0.7		0											
4	0.8	0.5	10	48.2	0.49		0.24	0.75	0.75	1	0.18			
6	1.4	0.8	20	66	0.70		0.60	2.2	1.10	2	1.32			
8	2.2	1.8	20	45.3	1.00		2.0	3.6	1.8	2	7.20			
		.4	30	42.6	1.58	1.29								
10	2.2	1.8	20	49	0.93		1.26	4.4	2.2	2	5.54			
		0.4	40	59.1	1.51	1.22								
12	1.5	0.9	20	52.2	0.88		1.05	3.70	1.85	2	3.88			
14	1.4	0.8	20	51.6	0.89		0.88	2.90	1.45	2	2.55			
16	1.6	1.0	20	64.9	0.71		0.80	3.0	1.50	2	2.40			
18	1.9	1.1	10	44.2	0.53		0.62	3.50	1.75	2	2.17			
20	2.1	1.3	5	48.8	0.26		0.40	4.0	2.0	2	1.60			
22	1.9	1.1	1	65.7	0.11		0.18	4.0	2.0	2	0.72			
27	1.0		0				0.06	7.25	1.45	5	0.44			
STREAM: Stewart														
												BEG.	END.	MEAN
TIME												11:10	11:35	
GAGE												0.92	0.92	
TOTAL AREA														
MEAN VELOCITY												28.00 cfs. DISCHARGE		
NO. 1 OF 1 SHEETS														

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date 5/24/49

Stream Stewart

Location of Station _____

No. and make of meter DW 822

Meter used by A. Larson

Computations by AGL

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Observations	Rev-olutions	Time in Seconds	Velocity		Area	Mean Width	Dis-charge	REMARKS	
					At Point	Mean in Vert.					
2.6	.6		0								
3	.6	.4	20	39	1.16		0.58	0.24	0.6	4	0.14
5	.7	.4	41	47	1.91		1.54	1.3	0.65	2.0	2.00
7	.6	.4	40	43.5	2.06		1.98	1.3	0.65	2	2.57
9	.4	.2	50	43.5	2.56		2.31	1.0	0.5	2	2.31
11	.4	.2	50	40.5	2.81		2.68	0.8	0.4	2	2.14
13	.5	.3	50	44.5	2.50		2.66	0.9	0.45	2	2.39
15	.7	.4	60	48.5	3.14		2.82	1.2	0.6	2	3.38
17	.7	.4	50	42.5	2.56		2.85	1.4	0.7	2	3.99
18	.6		0				1.28	0.65	0.65	1	0.83
										19.75	
TOTAL AREA										19.75	
MEAN VELOCITY										19.75 cfs.	
DISCHARGE											
STREAM: Stewart											
TIME											
GAGE											
0.86											

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date June 14, '49

Stream Stewart Ditch

Location of Station _____

No. and make of meter D.W. 822

Meter used by D. Stewart

Computations by D. Stewart

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Ob- serva- tions	Rev- olu- tions	Time in Sec- onds	Velocity			Area	Mean Depth	Width	Dis- charge	REMARKS
					At Point	Mean in Vert.	Mean in Sec'n					
2.5	0.3		0									
4.0	1.0	0.6	5	50	0.26		0.13	0.97	0.65	1.5	0.12	
6.0	1.7	1.0	10	61	0.39		0.33	2.70	1.35	2.0	0.89	
8.0	2.3	1.8	20	81	0.58		0.59	4.00	2.0	2.0	3.25	
	2.3	0.5	20	46	0.99	0.79						
10.0	2.1 2.3	1.5 1.3	20	46	0.99		0.89	4.40	2.2	2.0	3.92	
12.0	1.8	1.4 1.4	20	61	0.75		0.87	3.90	1.95	2.0	3.39	
14.0	1.8	1.4 1.4	10	45	0.52		0.63	3.60	1.80	2.0	2.27	
16.0	1.8	1.1	20	67	0.69		0.61	3.60	1.80	2.0	2.19	
18.0	1.9	1.1	10	54	0.44		0.57	3.70	1.85	2.0	2.11	
20.0	2.1	1.3	10	46	0.52		0.48	4.00	2.00	2.0	1.92	
22.0	2.0	1.2	5	43	0.29		0.41	4.10	2.05	2.0	1.68	

STREAM: Stewart Ditch

	BEG.	END.	MEAN
TIME	2:43	3:01	
GAGE	1.03	1.03	

TOTAL AREA

MEAN VELOCITY

DISCHARGE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date.....

Stream *Stewart Ditch*.....

Location of Station.....

No. and make of meter.....

Meter used by.....

Computations by.....

Hydrographer.....

Dist. From Initial Point	Depth	Depth of Ob- serva- tions	Rev- olu- tions	Time in Sec- onds	Velocity		Mean in Sec'n	Area	Mean Depth	Width	Dis- charge	REMARKS
					At Point	Mean in Vert.						
24065		0.9	5	42	0.30		0.29	3.80	1.75	2.0	1.02	
26018			0	"	0		0.15	3.30	1.65	2.0	1.00	
											23.26	
												STREAM: <u>Stewart Ditch</u> GAGE TIME BEG. END. MEAN 1.03 2:43 3:01 TOTAL AREA DISCHARGE 23.26 cfs.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date June 21, 1949

Stream Stewart

Location of Station 2.5 ft below headgate

No. and make of meter DW 822

Meter used by Paul Corak

Computations by _____

Hydrographer _____

Dist. from Initial Point	Depth	Depth of Observations	Rev. of sections	Time in seconds	Velocity		Mean in Vert.	Mean in Sec'n	Area	Mean Depth	width	Discharge	REMARKS
					At Point	Mean in Vert.							
0.6	0.6	0.5	40	71	1.26			0.63	0.55	0.50	1.1	0.35	
5.0	0.8	0.5	40	49	1.83			1.59	0.80	0.80	1.0	1.27	
6.0	0.9	0.5	60	46	2.90			2.36	0.85	0.85	1.0	2.01	
7.0	0.9	0.5	60	43.5	3.15			3.03	0.90	0.90	1.0	2.73	
8.0	1.0	0.6	70	43	3.63			3.39	0.95	0.95	1.0	3.22	
9.0	0.7	0.4	80	45	3.95			3.78	0.85	0.85	1.0	3.21	
10.0	0.6	0.4	60	43	3.11			3.53	0.65	0.65	1.0	2.29	
11.0	0.6	0.4	70	45	3.47			3.29	0.60	0.60	1.0	1.97	
12.0	0.6	0.4	70	42	3.72			3.59	0.60	0.60	1.0	2.15	
13.0	0.7	0.4	70	45.5	3.43			3.58	0.65	0.65	1.0	2.33	
14.0	0.7	0.4	60	43	3.11			3.27	0.70	0.70	1.0	2.29	
STREAM: Stewart													
				1:35	BEG.	END.	MEAN						
				TIME	1:30	2:10							
				GAGE	1:20	1:20							
TOTAL AREA				31.72 cfs.									
MEAN VELOCITY				DISCHARGE									

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date Jun 21

Stream Stewart

Location of Station.....

No. and make of meter.....

Meter used by.....

Computations by.....

Hydrographer.....

[illegible]

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date June 28, 1999

Stream Stewart

Location of Station 50 ft below Gate

No. and make of meter DW 822

Meter used by Paul Corak

Computations by D. Stewart

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Ob- serva- tions	Rev- olu- tions	Time in Sec- onds	Velocity			Area	Mean Depth	Width	Dis- charge	REMARKS
					At Point	Mean in Vert.	Mean in Sec'n					
2.7	0.5		0		0							
3.0	0.6	0.4	20	51	0.90		0.45	0.17	0.55	0.30	0.08	
4.0	0.7	0.4	30	43½	1.55		1.23	0.65	0.65	1.00	0.80	
6.0	0.8	0.5	50	42½	2.60		2.08	1.50	0.75	2.00	3.12	
8.0	0.8	0.5	60	49	3.04		2.83	1.60	0.80	2.00	4.53	
10.0	0.6	0.4	60	43½	3.08		3.06	1.40	0.70	2.00	4.28	
12.0	0.6	0.4	50	39	2.85		2.97	1.20	0.60	2.00	5.52	STREAM: <i>Stewart</i>
14.0	0.6	0.4	50	47	2.38		2.61	1.20	0.60	2.00	3.13	BEG.
16.0	0.8	0.5	40	49.5	1.81		2.10	1.40	0.70	2.00	2.94	TIME
18.0	0.7	0.4	30	45	1.50		1.65	1.50	0.75	2.00	2.48	GAGE
19.3	0.2		0		0		0.75	0.59	0.45	1.30	0.44	TOTAL AREA
												25.36 C.T.S.
												MEAN VELOCITY
												DISCHARGE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date July 7, 1949

Stream Stewart

Location of Station _____

No. and make of meter D.W. 822

Meter used by P. Corak

Computations by J. H. H. H.

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Ob. serva- tions	Rev- olu- tions	Time in Sec- onds	Velocity			Area	Mean Depth	Width	Dis- charge	REMARKS
					At Point	Mean in Vert.	Mean in Sec'n					
2.7	0.7		0		0							
3.0	0.7	0.4	20	52	0.88		0.44	0.21	0.7	0.3	0.09	
4.0	1.0	0.6	30	42	1.60		1.24	0.85	0.86	1.0	1.05	
5.0	1.1	0.7	50	42	2.65		3.12	1.05	1.05	1.0	2.23	
6.0	1.0	0.6	70	42	3.72		3.18	1.05	1.05	1.0	3.34	
7.0	1.0	0.6	70	41	3.81		3.76	1.00	1.00	1.0	3.76	
9.0	0.9	0.5	60	41	3.22		3.52	1.90	0.95	2.0	6.69	
11.0	0.8	0.5	60	47	2.84		3.03	1.70	0.85	2.0	5.15	
13.0	0.9	0.5	50	48	2.30		2.57	1.70	0.85	2.0	4.37	
15.0	1.0	0.6	30	44	1.62		1.96	1.90	0.95	2.0	3.72	
17.0	1.0	0.6	20	52	0.88		1.25	2.00	1.01	2.0	2.50	
18.0	0.8	0.5	20	63	0.72		0.80	0.90	0.9	1.0	0.72	

STREAM: Stewart

BEG.

END.

MEAN

TIME

3.15

3.40

GAGE

1.35

1.35

TOTAL AREA

33.84 cfs.

MEAN VELOCITY

DISCHARGE

19.2 0.2

0

0

1.36 0.60 0.5 1.2 0.22

NO. 1

OF 1

SHEETS

33.84

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date July 19, 1949

Stream Stewart Ditch

Location of Station _____

No. and make of meter D.W. 822

Meter used by P. Corak

Computations by _____

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Obstructions	Rev. of Obstructions	Time in Seconds	Velocity		Area	Mean Depth	Width	Discharge	REMARKS
					At Point	Mean in Vert.					
2.8	0.3		0		0						
4.0	0.7	0.4	40	42	2.13		1.06	0.60	0.50	1.20	0.64
6.0	0.7	0.4	40	42	2.13		2.13	1.40	0.70	2.0	2.98
8.0	0.7	0.4	40	42	2.18		2.16	1.40	0.70	2.0	3.02
10.0	0.6	0.4	50	47	2.38		2.28	1.30	0.65	2.0	2.96
12.0	0.5	0.3	40	41	2.16		2.27	1.10	0.55	2.0	2.50
14.0	0.6	0.4	40	42	2.13		2.14	1.10	0.53	2.0	2.35
16.0	0.7	0.4	40	42	2.13		2.13	1.30	0.65	2.0	2.77
17.0	0.7	0.4	70	46	2.23		2.18	0.70	0.70	2.0	1.53
18.0	0.5	0.3	40	49	1.81		2.02	0.60	0.60	1.0	1.21
19.0	0.1		0		0		0.90	0.42	0.30	1.4	0.38
TOTAL AREA 20.34 c.f.s. MEAN VELOCITY 20.34 DISCHARGE											
STREAM: Seward											
TIME 8:50											
GAGE 0.95											
BEG. END.											
MEAN											

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Current Meter Notes

Date July 26, 1949Stream Stewart

Location of Station _____

No. and make of meter D.W. 822Meter used by P. Corale

Computations by _____

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Observations	Revolutions	Time in Seconds	Velocity			Area	Mean Depth	Width	Discharge	REMARKS
					At Point	Mean in Vert.	Mean in Sec'n					
2.7	0.8		0		0							
4.0	1.0	0.6	10	38	0.60		0.30	1.17	0.90	1.3	0.35	
5.0	1.1	0.7	20	64	0.72		0.66	1.05	1.05	1.0	0.69	
6.0	1.2	0.7	30	55	1.23		0.98	1.15	1.15	1.0	1.13	
7.0	1.2	0.7	30	46½	1.46		1.34	1.20	1.20	1.0	1.61	
8.0	1.2	0.7	40	48	1.87		1.66	1.20	1.20	1.0	1.99	
9.0	1.2	0.7	50	46	2.43		2.15	1.15	1.15	1.0	2.47	STREAM: Stewart
10.0	1.0	0.6	60	43	3.11		2.77	1.05	1.05	1.0	2.91	BEG. END. MEAN
11.0	0.9	0.5	60	42½	3.14		3.12	0.95	0.95	1.0	2.96	TIME 11:55 12:23
12.0	0.9	0.5	60	42	3.18		3.16	0.90	0.90	1.0	2.84	GAGE 1.56 1.55
13.0	1.0	0.6	70	42½	3.68		3.43	0.95	0.95	1.0	3.26	TOTAL AREA 37.92 cfs.
14.0	1.0	0.6	60	42½	3.14		3.41	1.00	1.00	1.0	3.41	MEAN VELOCITY DISCHARGE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date July 26, 1949

Stream Stewart

Location of Station _____

No. and make of meter _____

Meter used by _____

Computations by _____

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Observations	Rev-olutions	Time in Sec-onds	Velocity		Mean in Sec'n	Area	Mean Depth	Width	Dis-charge	REMARKS			
					At Point	Mean in Vert.									
150	1.1	0.7	50	39.5	2.82		2.98	105	105	1.0	3.13				
160	1.1	0.7	60	43	3.11		2.96	110	110	1.0	3.26				
170	1.1	0.7	50	43	2.59		2.85	110	110	1.0	3.14				
180	1.1	0.7	50	44	2.53		2.56	110	110	1.0	2.82				
190	0.7	0.4	30	49.5	1.86		1.94	0.90	0.90	1.0	1.75				
195	0.5		0		0		0.68	0.30	0.60	0.5	0.20				
37.92 STREAM: Spencer															
TIME												BEG.	END.	MEAN	
GAGE															
TOTAL AREA															
MEAN VELOCITY												DISCHARGE			

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Current Meter Notes

Date

August 2, 1949

Stream

Stewart

Location of Station

No. and make of meter

D.W. 822

Meter used by

P. Corak

Computations by

P. Corak

Hydrographer

Dist. From Initial Point	Depth	Depth of Obstructions	Rev. obstructions	Time in Sec-onds	Velocity		Mean in Sec'n	Area	Mean Depth	Width	Dis-charge	REMARKS		
					At Point	Mean in Vert.								
2.7	0.6		0											
3.0	0.8	0.5	1.0	12	0.34		0.17	0.21	0.70	0.5	0.04			
4.0	0.8	0.5	2.0	49	0.93		0.64	0.80	0.80	1.0	0.51			
5.0	0.9	0.5	2.0	36	1.25		1.14	0.85	0.85	1.0	0.97			
6.0	1.0	0.6	3.0	40 1/2	1.66		1.46	0.95	0.95	1.0	1.39			
8.0	1.0	0.6	4.0	44 1/2	2.01		1.89	2.00	1.00	2.0	5.68			
10.0	0.9	0.5	5.0	41	2.71		2.36	1.90	0.85	2.0	4.48			
12.0	0.8	0.5	6.0	45 1/2	2.94		2.82	1.70	0.85	2.0	4.79			
14.0	0.8	0.5	6.0	43	3.11		3.02	1.60	0.80	2.0	4.83			
16.0	0.9	0.5	6.0	43	3.11		3.11	1.70	0.85	2.0	5.29			
18.0	0.8	0.5	4.0	39	2.28		2.80	1.70	0.85	2.0	4.59			
19.0	0.4	0.2	1.0	46 1/2	0.58		1.43	1.60	0.60	1.0	0.86			
STREAM: Steady														
TIME												BEG.	END.	MEAN
GAGE												1.34 1.34		
TOTAL AREA												31.87 cfs.		
MEAN VELOCITY												DISCHARGE		

STREAM: *Stewart*

TIME	BEG.	END.	MEAN
8:49	9:10		
GAGE	1.34	1.34	
TOTAL AREA	31.87	Cfs.	
MEAN VELOCITY		DISCHARGE	

19.5 0.2 1 0 0.29 0.85 0.30 0.6 0.44
 31.87 NO. 1 OF 1 SHEETS

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date August 9, 1949

Stream Stewart

Location of Station _____

No. and make of meter D. W. 822

Meter used by P. Corbett

Computations by _____

Hydrographer _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date August 17, 1949

Stream Stewart

Location of Station _____

No. and make of meter D. W. 822

Meter used by P. Corvick

Computations by [Signature]

Hydrographer _____

Dist. From Initial Point	Depth	Depth of Observations	Revolutions	Time in Seconds	Velocity			Area	Mean Depth	Width	Discharge	REMARKS
					At Point	Mean in Vert.	Mean in Sec'n					
2.8	0.4		0		0							
3.1	0.5	0.3	30	46 $\frac{1}{2}$	1.46		0.73	0.14	0.45	0.3	0.10	
4.0	0.6	0.4	30	47	1.44		1.45	0.50	0.55	0.9	1.73	
5.0	0.7	0.4	40	40	2.23		1.88	0.65	0.65	1.0	1.22	
7.0	0.7	0.4	50	41 $\frac{1}{2}$	2.68		2.46	1.40	0.70	2.0	3.44	
9.0	0.6	0.4	60	41 $\frac{1}{2}$	3.22		2.95	1.30	0.65	2.0	3.84	
11.0	0.5	0.3	60	46	2.90		3.06	1.10	0.55	2.0	3.37	STREAM: Stewart
13.0	0.5	0.3	50	44	2.53		2.72	1.00	0.50	2.0	2.72	BEG.
15.0	0.6	0.4	40	48	1.87		2.20	1.10	0.55	2.0	2.42	TIME
17.0	0.5	0.3	30	43	1.56		1.76	1.10	0.55	2.0	1.94	GAGE
18.0	0.5	0.3	30	56	1.21		1.38	0.50	0.30	1.0	0.69	TOTAL AREA
19.0	0.1		0		0		0.60	0.42	0.30	1.4	0.28	20.75 C.F.S.
												MEAN VELOCITY
												DISCHARGE

20.75 NO. 1 OF 1 SHEETS

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date Aug. 23, 1949
Stewart Ditch

Stream _____

Location of Station _____

No. and make of meter D.W. 822

Meter used by Paul Corak

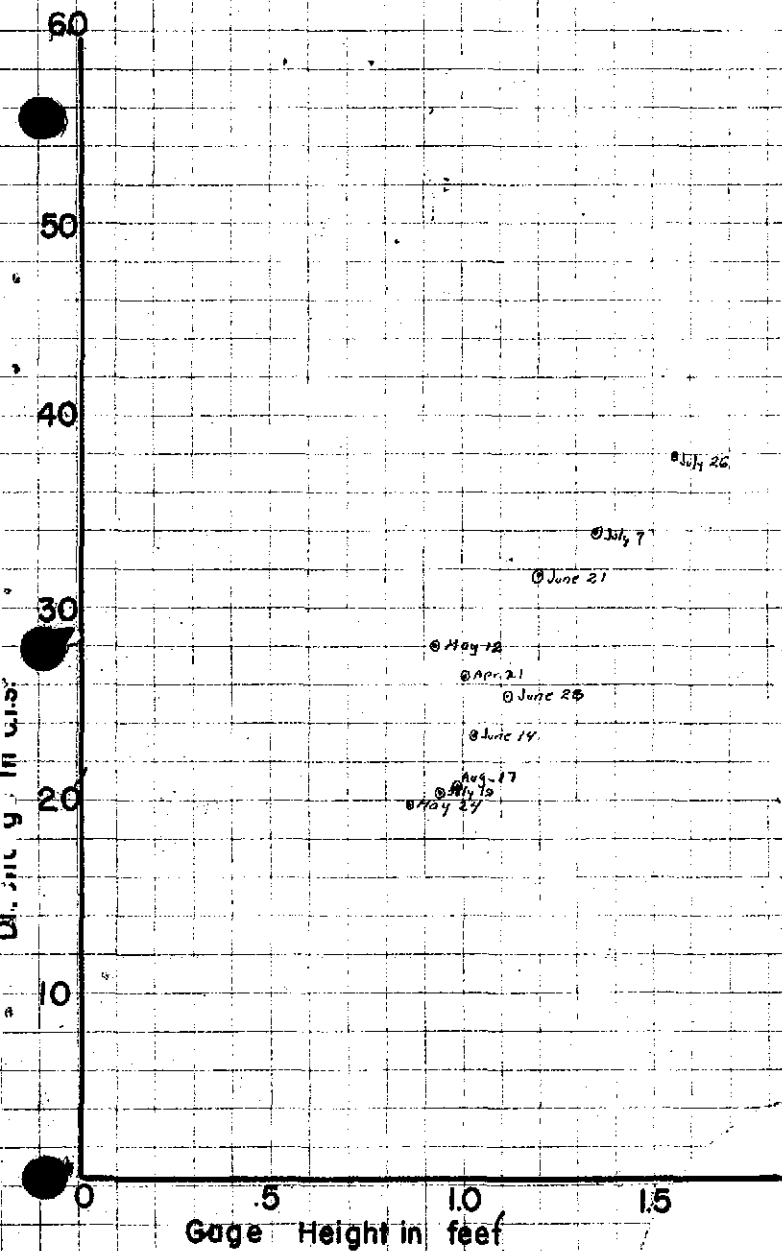
Computations by _____

Hydrographer _____

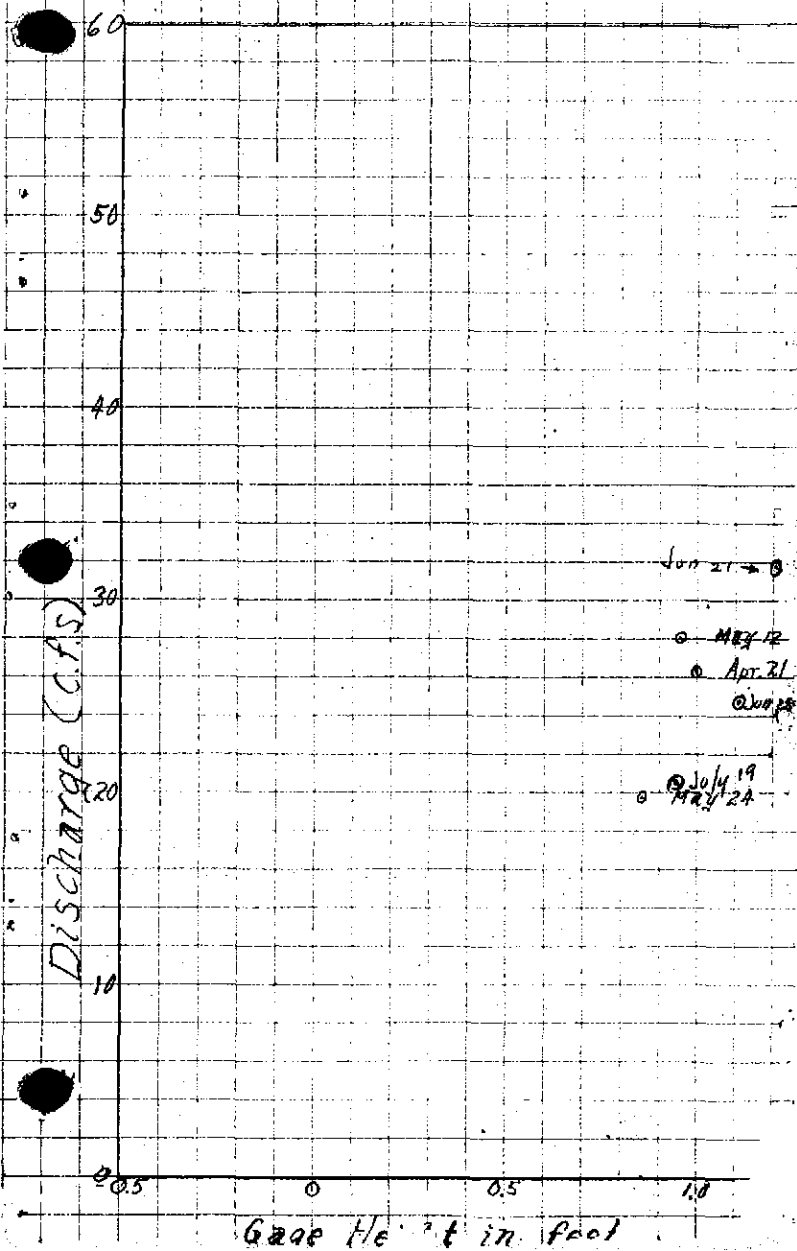
Dist. from Initial Point	Depth of Observations	Rev. olutions	Time in Sec-onds	Velocity			Area	Mean Depth	Width	Dis-charge	REMARKS
				At Point	Mean in Vert.	Mean in Sec'n					
2.6	0.4	0									
3.2	0.6	20	37	1.22		0.61	0.30	0.50	0.6	0.18	
4.0	0.7	30	41	1.64		1.43	0.52	0.65	0.8	0.74	
6.0	0.8	40	44	2.03		1.84	1.50	0.75	2.0	2.76	
8.0	0.8	40	39.5	2.25		3.14	1.60	0.80	2.0	3.42	
10.0	0.7	40	38.5	2.31		2.28	1.50	0.75	2.0	3.42	
12.0	0.6	40	41	2.18		2.24	1.30	0.65	2.0	2.91	STREAM: Stewart Ditch
14.0	0.7	40	39.5	2.25		2.22	1.30	0.65	2.0	2.89	
16.0	0.7	40	37.5	2.36		2.30	1.40	0.70	2.0	3.22	
18.0	0.7	40	43	2.00		2.22	1.40	0.70	2.0	3.11	
19.0	0.3	20	54.5	0.84		1.46	0.50	0.50	1.0	0.73	TOTAL AREA 23.42 Cfs
19.5	0.1	0				0.42	0.10	0.20	0.50	0.04	MEAN VELOCITY 23.42 Cfs

NO. 1 OF 1 SHEETS
23.42

STEWART DITCH



Stewart Ditch



Stewart Ditch

Date	Gage Reading	Amount of Flow
Apr 4	0	0.1 cfs. (est.)
10	0	0.1 cfs. (est.)
12	0	0.2 cfs. (est.)
17	0	0.1 cfs. (est.)
25	0.17	20.20 *
May 4	0.41	No Meas.
8	0.31	No Meas.
10	0.22	18.48 *
16	0.55	25.56 *
23	0.47	No Meas.
June 2	0.48	No Meas.
8	0.10	16.86 *
14	0.10	No meas.
21	0.50	22.14 *
27	0.65	No measure
July 7	0.82	No measure
12	0.86	21.95 *
20	1.01	27.46 *
27	1.05	No measure
Aug 1	0.86	22.79 * 22.33
8	0.73	17.89 *
15	1.36	19.67 *
22	0.95	18.87 *
29	0.93	18.64 *
Sept 5	0.98	No meas.
12	0.92	No meas.

THIS INFORMATION WAS COMPILED
PRIOR TO SEPT. 1976 AND SHOULD
BE REVEIUED AGAIN BEFORE FINDINGS
ARE RECOMMENDED TO THE COURT.

3/4/77

Q = 27

V = 93

A = 27.07

Channel d = 3.5

Width = 8' wide

Stewart Ditch Company
c/o Donald Vickery
Route #2
New Plymouth, Idaho 83655

Claim #65-0071

Priority	Rate of Diversion	Quantity per Year	Acres Irrigated
1. 12/27/1880	2. 28.52 c.f.s.	3. 6,380.55 acre ft.	4. 1,289.0
5. Source; Payette River			
6. Purpose: Irrigation			
7. Period of Use: April 1 through October 31			
8. Type and Point of Diversion: 2 - 41"/42" head gates			
acres irrigated: 1,289 acres			

SEE attached listing for land description

1. Priority based on posted notice filed by Willaim Stuart in miscellaneous records, Book 2, Page 279, Gem County, Idaho.
2. The rate of diversion is calculated by recommending 1 c.f.s. per 50 acres of irrigated land. This would be 25.78 for 1,289 acres + (10% seepage loss) 2.74 c.f.s. calculated by using the Moritz Formula $S(\text{c.f.s./mi.}) = 0.2C\sqrt{\frac{Q}{L}}$. The 1 c.f.s./50 acres is the maximum allowable under Idaho Law 42-202 without justification.
3. The acre foot irrigation requirement amounting to 6,380.55 acre feet is based on $4.5 \times 1,289.0 = 5,800.5 + (10\% \text{ seepage loss}) 580.05 = 6,380.55$ acre feet. The 4.5 acre feet per acre is based on the University of Idaho Research study intitled Consumptive Irrigation Requirements for Crops in Idaho.
4. The irrigated acres is tabulated by using maps prepared by the Department of Water Administration and field investigations. The non-irrigated lands which are covered by a dwelling or road are not included.
5. The source was found to be from the Payette River by the field survey and mapping crew.
6. By field examination, the purpose was found to be for irrigation.
7. The period of use has been determined by using the report Spring and Fall Freezing Temperatures in Idaho, published by the University of Idaho, Bulletin 494. The irrigation season for the area is 174 days in which the temperature does not drop below 28°F. The temperatures were recorded at the weather station outside of Emmett, Idaho.
8. The point of diversion was located by using U. S. G. S. quad maps and the B. L. M. survey.

Q =

Stewart Ditch Company

Moritz Formula

$$S(\text{c.f.s./mi.}) = 0.2C \sqrt{\frac{Q}{V}}$$

$$(20)(.66)(4 \text{ mi.}) \sqrt{\frac{25.78}{.93}}$$

$$.52 \sqrt{27.72}$$

$$.52 (5.2)$$

$$S = 2.74 \quad 10\%$$

$$\text{Miles of Ditch} = \underline{4} \text{ (scaled)}$$

$$Q = 25.78 \text{ c.f.s. based on 1,289 acres}$$

$$\text{and 1 c.f.s./50 acres}$$

$$V = .93 \text{ ft. per second average measured velocity}$$

$$C = 0.66 \text{ sandy loams}$$

Maximum allowed based on Idaho Code = 25.78

$$\text{Plus Seepage} = \underline{2.74}$$

$$28.52 \text{ c.f.s.}$$

April 13, 1970

C
O
P
Y

Stewart Ditch Company
c/o Donald R. Vickery
Route #2
New Plymouth, Idaho 83655

Dear Mr. Vickery:

In answer to your letter of April 8, 1970, it appears that if Letha Irrigation Company does not claim all the persons under the Stewart Ditch that your ditch should file for the remainder of the water users. The date which your claim must be in our office is April 24, 1970. You may apply for an extension of time through the district court in Gem County with a formal request.

We are enclosing what records we have of water measurements on your ditch in the past. Please change on your maps the portion which we have marked as Kessler Ditch which is under Stewart Ditch. The lands which you refer to as Donald Stockham's farm you may use the acreages that the ASCS has tabulated, but please Break these acreages down into the forties.

The claim for Stewart Ditch Company may be signed by any elected official. We must remind you that this is your claim and you can file for lands that your ditch has irrigated in the past; also, you can file for the quantity of water which you feel that you can substantiate, that has been diverted in the past.

Enclosed is receipt No. 4445 for the amount of \$2.00 which you sent for the two maps.

If we can be of any further assistance, please feel free to contact our office.

Very truly yours,

Gary L. Page
Adjudication Procedure Supervisor

GLP:mh

Enclosures

65 0071

Using Hardall equation

$$1.56 \times .066 \times 12 = 1.22$$

$$1.22 \times 4 = 4.88$$

$$27.02 \text{ based } .02055/A$$

$$+ 4.88 \text{ canal loss}$$

$$\hline 31.90 \text{ Total loss}$$

$$6079 \text{ AF based } 4.5 \text{ AF/H}$$

$$1098 \text{ AF loss}$$

$$\hline 7177 \text{ Total AF}$$

$$i = 1.56 \text{ seepage based on } 2 \text{ in.}$$

$$W - \text{top width } 12 \text{ ft}$$

$$.066 \text{ Constant}$$

$$\text{AF loss} = \frac{\text{seepage loss}}{.02} = \frac{225}{.02}$$

$$\text{length canal } 4 \text{ miles}$$

$$4.88 \times 225 = 1098 \text{ AF canal loss}$$

Plymouth, Idaho
April 8, 1970

RECEIVED

APR 10 1970

Department of Reclamation

Gary L. Page-Survey Examiner
Department of Reclamation
Statehouse- Annex 2
Boise, Idaho 83707

Dear Mr. Page,

In checking with Letha Irrigation on how many Stewart Ditch Co. Shareholders have signed water over to them, we find about half of the land has been signed to them. In order to protect the rest of our shareholders, we must file a claim of our own. If so do we file on all shareholders of record in Stewart Ditch Co? When is our final filing date? Is it possible to get an extension on the filing date, as Letha Irrigation is trying to get all the rest of shareholders signed over to them? Do you have a record of what water we have drawn when you measured it, and if so could we get a record of it?

Thanks for the maps as they are a big help in breaking down acres by forties. I am sending a check for two dollars (\$2.00) for the two maps.

I find the lower end of Stewart Ditch Co. is marked Kessler Ditch on maps. Is A. S. C. acreages excepted, as on Charles Stockham farm? They have eleven (11) acres more than your maps; although they are not broken down by forties.

This claim would be made for Stewart Ditch Co. and signed by Donald R. Vickery, is that Correct?

Very Truly Yours,

Donald R. Vickery

Stewart Ditch Co.
Donald R. Vickery Sec.tres.

65 0071

Stewart Ditch

3.25 miles

1052 acres

= 21.04 cfs = Q_R

Q	<u>Observed Loss</u>	<u>Percent loss per mile</u>	<u>Loss/mile</u>	<u>loss</u>	<u>total ($Q_L + Q_R$)</u>
21.04		6.4%	1.4	4.37	25.41
25.41	4.37	5.6%	1.42	4.62	25.66
25.66	4.62	5.6%	1.44	4.68	25.72
25.72	4.68	5.6%	1.44	4.68	25.72

total loss = 4.68 is 22.2% over water required

Max. historically diverted = 42 cfs = 100% over water required.

lowest historically diverted = 26 cfs = 23.8% over water required

suggest 25% = 5.26 or a total of 26.30

March 20, 1970

C
O
P
Y

Donald R. Vickery
Route #2
New Plymouth, Idaho 83655

Dear Mr. Vickery:

We are enclosing a tabulation of irrigated lands under Stewart Ditch Company.

Also we are sending the two maps which you requested that covers the lands under your ditch. The charge is \$1.00 for each. Please make payable to the Department of Reclamation.

The diversion rate which we have calculated would be 21.04 c.f.s. for irrigation of 1,052 acres. The diversion loss for the ditch is approximately 25% which would be an additional 5.26 or a total of 26.30 c.f.s. These are calculated figures based on the irrigation requirement of one inch per acre and a diversion loss through your ditch of 25%.

We must remind you that the claim you file is your claim and if you come up with better figures, feel free to use them.

Very truly yours,

Gary L. Page
Survey Examiner

GLP:mh

Enclosures

65 0071

February 20, 1970

Stewart Ditch Company:

On October 27, 1969, an action was commenced in the District Court of the Third Judicial District, in and for the County of Gem, to determine rights to the use of the surface and/or ground waters within the Payette River drainage basin.

As a result of this action, the District Court has authorized the State Reclamation Engineer to conduct a study of the Payette River drainage basin and to submit to the court a proposed determination of water rights.

Since it appears that you may have some interest in the waters of the Payette River drainage basin, you are being named a defendant in the action. The enclosed Summons, Motion for Order of Joinder, and Order of Joinder require that you file with the State Reclamation Engineer your claim of water right to the use of waters within the Payette River drainage basin within 60 days from the date this is served upon you. Since all defendants are not joined at one time, due to the large number of people involved, Exhibit A includes only those joined with your group. A complete list of defendants in this action is not included among the enclosures; however, a complete list is available upon request from this department.

In order to hold a water right under Idaho Law, you or your predecessor must have physically diverted and beneficially used water prior to this date. If you have not used the water and do not claim a right, it will not be necessary for you to file a claim with the Department of Reclamation. However, if you are using water and fail to assert a claim within the time stated, you may be forever barred and estopped from claiming a right to the waters within the Payette River drainage basin.

In order to assist you in filing any claim you may have, Department personnel will be available at Gem County Courthouse, Emmett, on March 16, 1970, at 1:00 p.m. o'clock. The Department will have a preliminary claim prepared when you appear, to minimize the time which it may take to prepare your claim. There will also be a notary available to notarize your claim. It is strongly recommended that you appear at the above time, so that the most efficient use will be made of the personnel, maps,

Stewart Ditch Company
Page 2
February 20, 1970

and records which will be available to you. You should bring any information that you may have which will verify your claim and assist you in completing your claim, such as receipts for installation of the diversion facilities, power records indicating when power was installed to pumps and motors, tax notices, etc. In the event that additional claim forms are needed, they will be available at the time of the public meeting or upon request from the Department. Department personnel will also be happy to assist you during regular work hours at Statehouse - Annex #2, 614 West State Street, Boise, Idaho, or by phoning 384-2215.

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer

RKH:rh

Enclosures

C
O
P
Y

65 0071

INSTRUCTIONS TO DELIVERING EMPLOYEES



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

1

Stewart Detach Co.

21682

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

By Mrs. Donald R. Vickery

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

2 25-78

3

65 0071

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

**POSTMARK OF
DELIVERING OFFICE**

**LB
25
P M
1970**

**83655
RETURN
TO**

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

**ANNEX # 2 State ...
Boise, Idaho 83707**

POST OFFICE NAME, DATE, AND ZIP CODE

655-16-71648-10

Apr. 1967

POD Form 3811

● Start Addition ●

Farmers C.O.O.P.

Emmett Hoke

March 10 1967

RECEIVED

MAR 22 1967

Department of Reclamation

Owen King ✓
 Joe Fornea ✓
 Frank Corn ✓
 Mrs Butler ✓
 Less Lenard ✓
 Albert Thrall ✓
 John Rhoton
 Lawrence Jones ✓
 Ted Spencer ✓
 Clyde Hunt ✓
 Harold Savage ✓
 Lee R. Paterson ✓
 L. E. Portrey ✓
 Owen Cutberth
 W. W. Gemmings
 Mrs Francis Brooks
 Mrs Bertha Jessie ✓
 Harry Rogers ✓
 Joan Torbaugh

Ballou's
Foston

Brooks

George Johnson v
William Kuch
Clavis Turnbull v

Sincerely -
Harry Rogers

RECEIVED
JUN 24 1937

Department of Reclamation

65 0071

INDICATES TOTAL

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

MOTION TO CORRECT CLERICAL ERRORS

2/24/1987

65-0071A

[illegible]

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

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF _____
DRAINAGE BASIN. ^{TO A} Stewart Ditch Co.
WATER RIGHT

65-0071A	
I. D. No.	Map No.
Fee Paid	Receipt No.

Notice is hereby given that Stewart Ditch Co. ^(Name of Claimant) Letha Irrigation & Water Co.
Lenard Rt. 1 Box 164 New Plymouth, ID 83655 ^(Mailing Address) claims a right to the diversion
Altha Platz, Rt. 2 Emmett and beneficial use of the surface or groundwater, of or tributary to _____.

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/27/1880
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) Payette River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity <u>128</u> <u>946</u> <u>716</u> <u>758</u> (CFS, GPD, AF.)	Use <u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From <u>3/15</u> To <u>11/15</u> (Mo., Day) (Mo., Day) (Both Dates Inclusive)
Quantity <u>128</u> <u>946</u> <u>716</u> <u>758</u> (CFS, GPD, AF.)	Use <u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From _____ To _____ (Mo., Day) (Mo., Day) (Both Dates Inclusive)
Quantity <u>128</u> <u>946</u> <u>716</u> <u>758</u> (CFS, GPD, AF.)	Use <u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From _____ To _____ (Mo., Day) (Mo., Day) (Both Dates Inclusive)
Quantity <u>128</u> <u>946</u> <u>716</u> <u>758</u> (CFS, GPD, AF.)	Use <u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From _____ To _____ (Mo., Day) (Mo., Day) (Both Dates Inclusive)

- (4) TOTAL QUANTITY CLAIMED: 758
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SE 1/4,
Sec. 21, Twp. 7N, Rge. 3W, B.M.; additional points: Gem

- 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. Rasmussen Ditch

- (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	
7N	3W	17	10	11			10	34			32								76 76
		7									25	24	22	23		29	21		135 152
		18	37	38	20	31	31	28						3					188 199, 188
																			397 427 416

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

- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of organization. _____
- (9) Remarks (Stewart water delivered by Rasmussen Ditch Co.)

- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Resources. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge. _____
Individual

(Date) _____ (Signature of Claimant) _____
State of _____ Organization _____ (Signature of Spouse) _____
County of _____ Seal _____
On this _____ day of _____, in the year _____, before me,
a notary public, personally appeared _____
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or _____) executed the same.
My commission expires 9/28/18 10/27/18 Notary Public residing at 12/14/78

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Payette River
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

ID-CWR-1	
I.D. No.	Map No.
\$	
Fee Paid	Receipt No.

Notice is hereby given that Robert L. & Mary
(Name of Claimant)
c/o Lenard Platz, Route 1, Box 734, Emmet, ID 83617 Telephone No.
(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, or priority date of decreed, licensed or permit right) 12/27/2000
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Payette River tributary to
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---------------------------------|---|---|
| Quantity 7.75
(CFS, GPD, AF) | Use Irrigation
(Domestic, irrigation, stock, etc.) | Period of Use From 3/15 To 10/15
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity | Use | Period of Use From To
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 7.75 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 35 County
Sec. 35, Twp. 35, Rge. 35, B.M., 35
- Additional Points:

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.

- (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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
35	35	35																	37
																			16

Total no. of acres 417

- 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:

- (7) If you are claiming water as a member of an organization, list name of organization:
- (8) Remarks 100% water delivered by Reservoir District. This right was originally acquired by the State of Idaho. It is currently proposed by the State of Idaho.
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual
(Signature of Claimant)
(Date)
(Signature of Spouse)
Organization
(Signature of Authorized Agent)
State of ss. Organization
County of Seal

On this day of , in the year before me
a notary public, personally appeared
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

My commission expires Notary Public residing at

RECEIVED

FEB 10 1993

Department of Water Resources

LARRY ECHOHAWK
Attorney General

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

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

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

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

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

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

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Blatz Pres.
Letha Berg

AUTHORIZED AGENT
STEWART DITCH CO.

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

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM																									
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER																													
65-00071A	STEWART DITCH CO. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	12/27/1880	IRRIGATION	03-15 11-15	11.66 CFS	BENEFICIAL USE																									
TOTAL QUANTITY:					11.66 CFS																										
POINT OF DIVERSION: T07N R03W S21 SWSE																															
PLACE OF USE: IRRIGATION																															
<table border="0"> <tr> <td>T07N R03W S07</td> <td>Lot 7 (NESW)25.0</td> <td>Lot 6 (NWSW)24.0</td> <td>Lot 8 (SWSW)22.0</td> <td>SESW 31.0</td> </tr> <tr> <td></td> <td>Lot 9 (SWSE)29.0</td> <td>Lot 10 (SESE)21.0</td> <td></td> <td></td> </tr> <tr> <td>S17</td> <td>NWNW 10.0</td> <td>SWNW 34.0</td> <td>NWSW 32.0</td> <td></td> </tr> <tr> <td>S18</td> <td>NENE 37.0</td> <td>NWNE 38.0</td> <td>SWNE 20.0</td> <td>SENE 31.0</td> </tr> <tr> <td></td> <td>NENW 31.0</td> <td>Lot 1 (NWNW)28.0</td> <td>NESE 3.0</td> <td></td> </tr> </table>							T07N R03W S07	Lot 7 (NESW)25.0	Lot 6 (NWSW)24.0	Lot 8 (SWSW)22.0	SESW 31.0		Lot 9 (SWSE)29.0	Lot 10 (SESE)21.0			S17	NWNW 10.0	SWNW 34.0	NWSW 32.0		S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0		NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0	
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S17	NWNW 10.0	SWNW 34.0	NWSW 32.0																												
S18	NENE 37.0	NWNE 38.0	SWNE 20.0	SENE 31.0																											
	NENW 31.0	Lot 1 (NWNW)28.0	NESE 3.0																												
416.0 ACRES TOTAL																															
REMARKS: WATER IS DELIVERED THROUGH RASMUSSEN DITCH.																															
RIGHT NOS. 65-00071B AND 65-00081 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.																															
USE OF THIS RIGHT WITH RIGHT NO. 65-00071B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 14.10 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,456 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 416 ACRES IN A SINGLE IRRIGATION SEASON.																															
1.78 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.																															
A DIVERSION RATE OF .034 CFS PER ACRE ON 200 ACRES, .029 CFS PER ACRE ON 64 ACRES AND .02 CFS PER ACRE ON 61 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE. THE BALANCE OF THE PLACE OF USE DESCRIBED ABOVE IS IRRIGATED WITH RIGHT NO. 65-00071B.																															
.40 CFS OF RIGHT NO. 65-00071B IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00071B.																															
2.57 CFS OF RIGHT NO. 65-00081 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NO. 65-00081.																															

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 65	Field Inspection Flag: Presumption Flag:

To: 65-00071A

From: D. Shaff

Date: 5-01-92

Re: POD Change

Preparing records for decree I found the POD description for this right and ^{65-00071B and} 65-00081 while both Rasmussen Ditch diversions did not agree. Today I confirmed the correct subdivision is SW ~~SE~~ SE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

April 29, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Stewart Ditch Company
c/o Nelda Platz
6550 Dallas Road
Emmett, ID 83617

Re: Civil Case No. 3667 - Frasier, et al Objection 65-00071A

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

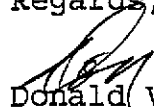
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication. Most of the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 7.76 cubic feet per second (cfs). Having reviewed the data submitted by the parties and data and evidence obtained by the Department, the Department recommends a diversion rate of 11.66 cfs. If the amount of water is not proposed to change, data and/or evidence indicated a change was not justified.

The Department has made an effort to determine a fair and accurate diversion rate for each of the parties. If you disagree with the proposal above, please contact us by May 15, 1992. We hope to resolve any disputes that may exist before going to the court asking for a decree of your water right through a Motion for Summary Judgment.

A summary judgment allows the judge to make a decision without the time or expense of a trial when the facts are not disputed. Notice of this motion and the accompanying hearing will be provided to you 28 days before the hearing.

Regards,


Donald V. Shaff
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-00071A

Date 4/15/92

Initials JP

Soils	Acres	Rate (cfs/ac)	Rate (cfs)
Moulton	<u>200</u>	x 0.034	= <u>6.80</u>
Letha	<u>64</u>	x 0.029	= <u>1.86</u>
Other	<u>61</u>	x 0.02	= <u>1.22</u>
Total	<u>325</u>		<u>9.88</u>

Conveyance Loss (see attached) = 1.78

$$4.35 \times .41 =$$

TOTAL DIVERSION RATE = 11.66

Comments:

65-00071A + 65-00071B 416 AC TOTAL

256 AC - MOULTON

82 AC - LETHA

78 AC - OTHER

65-00071A IS 325 OUT OF 416 AC OR 78%

200 - MOULTON

64 - LETHA

61 - OTHER

325

4/15/92 JP

CONVEYANCE LOSS - MORITZ

REACH	LENGTH (FT)	AVE VELOCITY (FT/SEC)	SEEPAGE (FT/DAY)	MORITZ LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	4382	1.75	2.00	1.38	0.00	26.18	0.0527	0.00	30.93
2	5280	1.75	2.00	1.62	9.95	26.18	0.0619	1.14	29.55
3	5280	1.75	2.00	1.26	9.95	16.23	0.0776	1.91	17.98
4	3326	1.75	2.00	0.49	6.28	6.28	0.0775	1.69	6.77
5	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
6	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
9	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
10	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
11	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
12	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
13	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
14	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
15	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
16	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
17	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
18	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
19	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
20	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
TOTALS	18268			4.75	26.18			4.75	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE VELOCITY = AVERAGE VELOCITY IN REACH, USE 1.75 FT/SEC FOR EARTH CHANNELS IF
IF ACTUAL VELOCITY IS UNKNOWN

SEEPAGE = SOIL SEEPAGE RATE OF REACH

MORITZ LOSS = CONVEYANCE LOSS IN REACH BASED ON MORITZ METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = MORITZ LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

$$65-00071A + 65-00081 \quad 9.88 + 14.26 = 24.14 \text{ CFS}$$

41% 59%

RATE @ FIELD

65-00071A 9.88 CFS

65-00071B 2.04 CFS

65-00081 14.26 CFS

26.18 CFS

0.40 LOSS ALREADY
DECREED TO 65-00071B

$$4.75 - 0.40 = 4.35 \text{ CFS}$$

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 243

INDICATES TOTAL

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-1131	FAY, J. G. C/O MRS. VIRGINIA FAY PAYNTER, 4303 CASCADE ROAD, EMMETT, IDAHO 83617	10/ 5/1875	IRRIGATION	3/15 11/15	--- AFA 1.60 CFS	LOT 3 S 7 T 6N R 1W	SWSE(39) SESE(25) LOT 8(4) LOT 7(12) S11 T 6N R 2W *80*	BENEFICIAL USE
65-5558	SMITH, JOHNSON E. & SMITH, LORETTA G. ROUTE 1, BOX 278-A, EMMETT, IDAHO 83617	10/ 5/1875	IRRIGATION	3/15 11/15	--- AFA .10 CFS	LOT 3 S 7 T 6N R 1W	SESE(3) LOT 8(2) S11 T 6N R 2W *5*	BENEFICIAL USE
65-1148	STEINBACH, ROBERT F. 1077 AIRPORT ROAD, EMMETT, IDAHO 83617	10/ 5/1875	IRRIGATION	3/15 11/15	--- AFA .16 CFS	LOT 3 S 7 T 6N R 1W	SESE(8) S11 T 6N R 2W *8*	BENEFICIAL USE
65-0071A	STEWART DITCH COMPANY C/O LENARD PLATZ, ROUTE 1, BOX 164, EMMETT, IDAHO 83617 REMARKS: STEWART WATER DELIVERED BY RASMUSSEN DITCH.	12/27/1880	IRRIGATION	3/15 11/15	--- AFA 7.76 CFS	SESE S21 T 7N R 3W	NWNW(10) SWNW(34) NWSW(32) S17 T 7N R 3W SESW(31) LOT 6(24) LOT 7(25) LOT 8(22) LOT 9(29) LOT 10(21) S 7 T 7N R 3W NENE(37) NWNE(38) SENE(31) NENW(31) NESE(3) SWNE(3) 20 LOT 1(28) S18 T 7N R 3W *427*	BENEFICIAL USE
65-0071C	STEWART DITCH COMPANY C/O LENARD PLATZ, ROUTE 1, BOX 164, EMMETT, IDAHO 83617 REMARKS: STEWART DITCH CO. WATER RIGHT DELIVERED BY NOBLE CANAL.	12/27/1880	IRRIGATION	3/15 11/15	--- AFA 8.10 CFS	SWNW S 1 T 6N R 3W	NESE(12) NWSE(33) SESE(37) S18 T 7N R 3W NENE(39) SWNE(39) SENE(39) SENW(17) NESE(36) NWSE(24) S19 T 7N R 3W NWSW(37) SWSW(17) S20 T 7N R 3W *330*	BENEFICIAL USE

416

July 22, 1991

Donald V. Shaff
Manager, Adjudication Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

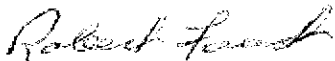
Re: Stewart Ditch 65-00071A 7.76 c.f.s. (Stewart water delivered by Rasmussen)

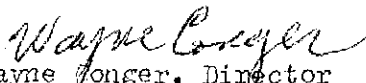
Dear Mr. Shaff,

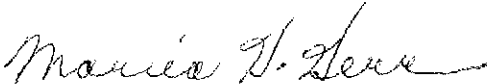
Upon reviewing the flow rate questionnaire with appropriate information and applying the water requirements table furnished by the Soil Conservation Service, Letha Irrigation and Water Co. Inc. objects to the proposed finding of 7.76 c.f.s. listed for this water right.

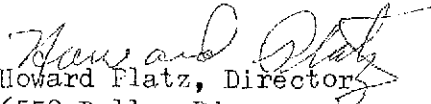
According to the information supplied, a flow rate of 18.05 c.f.s. is required. Therefore, Letha Irrigation and Water Co. Inc. respectfully requests that the original diversion rate of 16.64 c.f.s. filed for dated 2/1/1990 be adhered to. We feel that this rate is not excessive and is necessary for the types of soil irrigated.

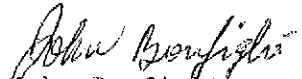
Sincerely,
Board of Directors
Letha Irrigation and Water Co. Inc.

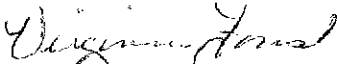

Robert Foust, President
5307 Freemont
New Plymouth, Idaho 83655


Wayneonger, Director
4965 Freemont
New Plymouth, Idaho 83655


Marcia Herr, Director
400 Coston St.
Boise, Idaho 83712


Howard Platz, Director
6550 Dallas Rd.
New Plymouth, Idaho 83655


John Bonfiglio, Director
4800 Freemont
New Plymouth, Idaho 83655


Virginia Foust, Secretary
5307 Freemont
New Plymouth, Idaho 83655

IRRIGATION FLOW RATE QUESTIONNAIRE

THIS INFORMATION IS REQUIRED FOR ANY ADJUDICATION CLAIM(S) FOR WHICH THE IRRIGATION FLOW RATE CLAIMED IS MORE THAN 0.02 CFS PER ACRE (ONE EXCEPTION IS THAT 0.03 CFS PER ACRE MAY BE ALLOWED FOR IRRIGATION OF UP TO 5 ACRES).

CLAIM NO (S). 65-00071A Priority Date 12/27/1880 7.76 c.f.s.
 NAME Stewart Ditch Co. C/O Letha Irrigation and Water Co. Inc.
 ADDRESS 5307 Freemont New Plymouth, Idaho 83655
 PHONE 208-278-3118

1. TOTAL IRRIGATED ACRES SHOWN ON CLAIM(S) REFERENCED ABOVE 416 ACRES.

NOTE: Stewart Water Delivered By Rasmussen Ditch

2. TYPICAL CROPS GROWN

CROP	PERCENT OF TOTAL ACRES	CROP	PERCENT OF TOTAL ACRES
Alfalfa	5%	Pasture	85%
Alfalfa Seed		Peas/Lentils	
Beans		Melons	
Field Corn		Potatoes	
Silage	5%	Sugar Beets	
Sweet Corn		Tomatoes	
Spring Grain		Lettuce/Radishes	
Winter Wheat		Cabbage/Broccoli	
Hops		Carrots/Turnips	
Orchard		Other ()	
Alfalfa-Grass	5%		

3. IRRIGATION SYSTEM TYPE

TYPE	PERCENT OF TOTAL ACRES	
Graded Border		PLEASE COMPLETE ITEM 4.
Level Border	10%	PLEASE COMPLETE ITEM 4.
Furrow	10%	PLEASE COMPLETE ITEM 5.
Corrugation	80%	PLEASE COMPLETE ITEM 6.
Sprinkler		PLEASE COMPLETE ITEM 7.
Contour Ditch		PLEASE COMPLETE ITEM 8.
Trickle or Drip		
Sub-Irrigation		

4. BORDER (COMPLETE BELOW BASED ON PEAK USE)

varies to farm 30 feet 1000 feet
 inflow (cfs) width (feet) average length (feet)
24 hours
 slope (%) set time (hours) 3-5
7-14 days number of borders per set
 frequency (days)

5. FURROW (COMPLETE BELOW BASED ON PEAK USE)

varies to farm 30 inches 800-1320 feet
 inflow (gallons per minute) spacing (inches) average length (feet)
4 of 1% 12-24 hours 4
 slope (%) set time (hours) number of furrows per set
7-10 days
 frequency (days)

6.

CORRUGATION (COMPLETE BELOW BASED ON PEAK USE)

varies to farm	30-36 inches	900-1320 feet
inflow (gallons per minute)	spacing (inches)	average length (feet)
.4 of 1%	12-24 hours	70-100
slope (%)	set time (hours)	number of corrugations per set
7-14 days		
frequency (days)		

7.

SPRINKLER (COMPLETE BELOW BASED ON PEAK USE)

TYPE center pivot ☐ solid set ☐
lateral move ☐ gun/boom ☐

average nozzle flow (gallons per minute)	nozzle spacing (feet)
average lateral length (feet)	lateral spacing (feet)
Number of laterals	circle length (feet)
Number of impact heads	number of spray heads
set time (hours)	frequency (days)

8.

CONTOUR DITCH (COMPLETE BELOW BASED ON PEAK USE)

inflow (cfs)	field slope (%)
ditch length (feet)	distance between ditches (feet)
application depth (inches)	set time (hours)
frequency (days)	

9.

CONVEYANCE FROM SOURCE TO FARM

UNLINED DITCH

varies to location of farm	14-48 inches	36-120 inches
length (feet)	average depth (inches)	average width (inches)

LINED DITCH

length (feet)	average depth (inches)	average width (inches)
---------------	------------------------	------------------------

PIPELINE

length (feet)	diameter (inches)
---------------	-------------------

10.

ON-FARM DISTRIBUTION

UNLINED DITCH

varies to farm	18-24 inches	24-36 inches
length (feet)	average depth (inches)	average width (inches)

LINED DITCH

1320 feet	24 inches	24 inches
length (feet)	average depth (inches)	average width (inches)

PIPELINE

length (feet)	diameter (inches)
---------------	-------------------

11. HAVE YOU CHANGED YOUR IRRIGATION SYSTEM FROM THE ONE HISTORICALLY USED? (FOR EXAMPLE, LAND LEVELING, CHANGING LENGTH OF RUNS, CHANGE FROM FURROW TO SPRINKLER, ETC.)
IF YES, PLEASE DESCRIBE _____

12. HAVE YOU HAD ANY IRRIGATION SYSTEM DESIGN/EVALUATIONS OR FARM SOIL SURVEYS COMPLETED BY THE SOIL CONSERVATION SERVICE, PRIVATE CONSULTANTS, OR IRRIGATION EQUIPMENT DEALERS?
IF YES, PLEASE DESCRIBE OR ATTACH COPIES _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

May 15, 1991

Stewart Ditch Company
c/o Nelda Platz
6550 Dallas Road
Emmett, ID 83617

RECEIVED
JUL 25 1991

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Civil Case No. 3667
Frasier, et al Objection 65-00071A Department of Water Resources

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Proposed Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

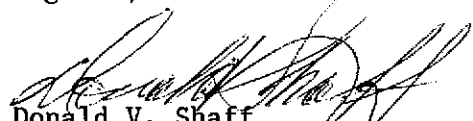
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (SRBA) now proceeding in the Fifth Judicial District, provided new claims have been filed in the SRBA. Otherwise the achievement of a decree in the Payette adjudication could be voided.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 7.76 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in order for the staff of the Department to evaluate your irrigation water requirements. Much of the information required is technical, and you may wish to contact the Soil Conservation Service or other professionals for assistance with the form.

To expedite the process to resolve the Frasier objection, please return the enclosed form within 45 days. Without the completed form, the Department will assume you agree with the water right described in the Proposed Finding with the diversion rate shown above.

Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,


Donald V. Shaff
Manager, Adjudication Section



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 15, 1991

Stewart Ditch Company
c/o Nelda Platz
6550 Dallas Road
Emmett, ID 83617

Re: Civil Case No. 3667
Frasier, et al Objection 65-00071A

Dear Payette River Water User,

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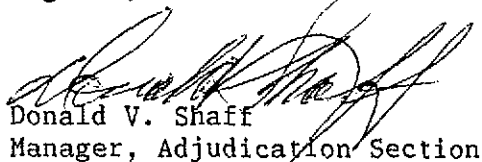
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Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,



Donald V. Shaff
Manager, Adjudication Section



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 24, 1986

RE: Water District 57-R

Dear Reynolds Creek Basin Water User:

The director of the Department of Water Resources has set a budget and selected a watermaster for Water District 57-R for the 1986 irrigation season. You should have received the director's order dated April 9th that established Water District 57-R to replace water districts 57-A and 57-J.

Kenneth Downing of Homedale has been selected to serve as watermaster with a budget of \$5,525 to operate for about 65 days. The budget compensates Mr. Downing at \$40 per day plus 20.5 cents per mile. Included in the budget is pay and mileage expenses to hire Connie Brandau as an assistant watermaster if such a position would be advantageous to the water district.

The budget has been sent to the Owyhee County auditor's office for collection through the county offices. If you have questions about the budget or the water district in general, please feel free to call me.

Before the director can instruct the watermaster to begin delivering water, he must receive a letter signed by at least three water users who believe the watermaster's services are required. As that time quickly approaches, I solicit your cooperation and patience in this first year of Water District 57-R.

Regards,


DON SHAFF
Water Rights Supervisor

DS:alw

57 AU (21) 152 Ac

18 NENE 37 (21)
 NENE 2 (21)
 10 (15)
 SWNE 7 (21)
 SESE 31 (21)
 NENW 20 (15)
 NESE 3 (15)

416 Total

256 21

82 15

78 154

17 NWNW 10 (15)
 SWNW 17 (15)
 17 (21)
 NWSW 10 (21)
 22 (15)

REFRABS
44001 - STAFF WARR DELIVERED BY KASMOSSAN OFFICE.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47	PRIORITY	-	27-DEC-1980	55	LICENS#	-	63	TRANSFER/AMENDED	-
48	PROF. FEE	-		56	APPL. RECEIVED	-	64	DEB/CAREY ACT	-
49	PROF. RATE	-		57	FIELD EXAM. MADE	-	65	FLAG-1	-
50	APPROVE/DENIED	-		58	CHGR#	-	66	FLAG-2	-
51	POSTED	-		59	STAFF WORK	-	67	FLAG-3	-
52	REMARKS	-		60	ORDER SHOW CAUSE	-			-
53	APPROVED	-		61	DATE-1	-			-
54	LAST ORDER	-	13-AUG-1986	62	DATE-2	-			-



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:rf

Calculations: 11/22/78

$$314 \text{ acres} \times .02 \text{ cfs/acre} = 6.28 \text{ cfs}$$

$$6.28 \text{ cfs} \times 1.207 = 7.58 \text{ cfs}$$

$$314 \times 4.5 \text{ AFA} \times 1.207 = 1705 \text{ AFA}$$

1.207 20% Ditch Loss for Rasmussen

See 65-0081 For loss data.

↓

12/14/78

$$314 \times .02 = 6.28$$

$$6.28 \times 1.194 = 7.50$$

AFA

$$314 \times 4.5 \times 1.194 = 1687 \text{ AFA}$$

12/14/78 following must be added to the Rasmussen figure

$$325 \times .02 = 6.50$$

$$6.50 \times \frac{1.207}{1.194} = 7.76 \text{ cfs}$$

$$325 \times 4.5 \times 1.207 = 1746 \text{ AFA}$$



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DAVID B. SHAW
Western Regional Supervisor

DBS:rf

Calculations:

$$397 \text{ acres} \times .02 \text{ cfs/acre} = 7.94 \text{ cfs}$$

$$7.94 \times 1.191 = 9.46 \text{ cfs}$$

$$397 \text{ acres} \times 4.5 \text{ AFA/acre/year} \times 1.191 = 2127.7 \text{ AFA/year.}$$

1.191 Ditch loss for Rasmussen Ditch (19.1%)
Factored into rate & volume.

See 65-0081X for ditch data.

9/28/78

~~Rate~~
 ~~$416 \text{ acres} \times .02 \text{ cfs/acre} = 8.32 \text{ cfs}$~~

~~$8.32 \times 1.191 = 9.91 \text{ cfs}$~~

~~Duty~~

~~$416 \times 4.5 \text{ AFA/acre/year} \times 1.191 = 2229.60 \text{ AFA}$~~

~~10/27/78~~

Rate

$$416 \text{ acres} - \text{Acres in 65-0071 B} = 314$$

$$314 \times .02 \text{ cfs/acre} \times 1.191 = 7.48$$

Duty

$$314 \times 4.5 \text{ AFA} \times 1.191 = 1682.90 \text{ AFA}$$