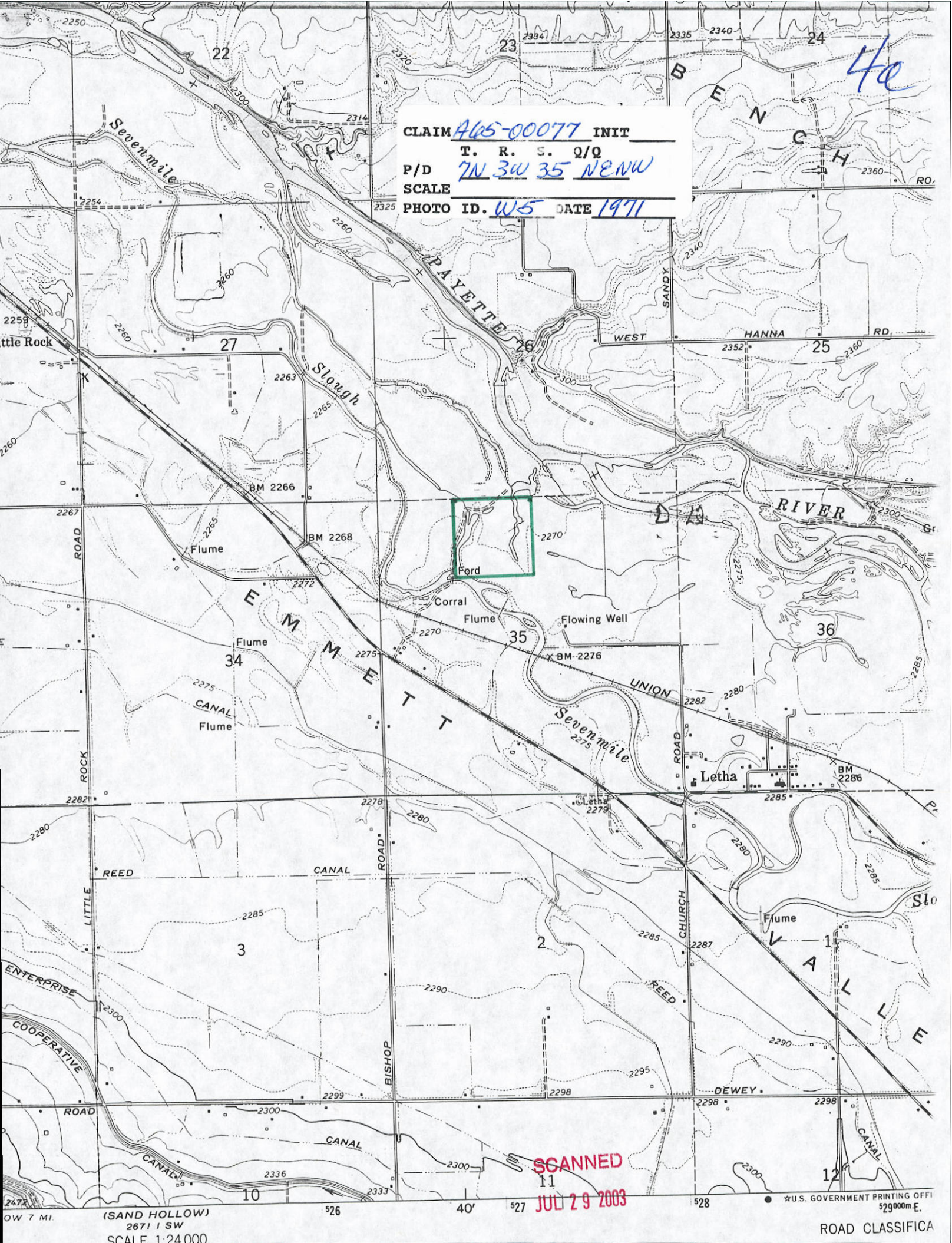




CLAIM 465-00077 INIT

T. R. S. Q/Q

P/D 7N 34 35 NENW

SCALE

PHOTO ID. W5 DATE 1971

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: A65-00077
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: APR 1, 1927

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	35	NE	NW			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	2.450		

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

8. Total consumptive use is 252.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	26	SW	NW	5	IRR	29.0
						Section Acres	29.0
		27	SE	NE	1	IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	27	NE	SE		IRR	4.0
Section Acres							43.0
Total Acres							72.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

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

WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.

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

RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

02/02/2001

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

RIGHT NUMBER: 65-77

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

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.45 CFS

A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE
IS INCLUDED IN THE RATE OF DIVERSION FOR THIS RIGHT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 109.38 CFS. COMBINED RIGHT
NOS.: 65-00076, 65-00078, 65-00079, 65-00080, 65-00081, 65-
00082, 65-00084, 65-00085, 65-02030 & 65-10337

PRIORITY DATE: 04/01/1927

POINT OF DIVERSION: T07N R03W S35 NENW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	2.45 CFS

PLACE OF USE:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 72 ACRES WITHIN
THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION
AND WATER CO

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE

AJ0749NP
No. R65-00077

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

DATE: 04/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC 400 COSTON STREET BOISE ID 83712 (208) 343-9438	04/01/1927	IRRIGATION	03-15 11-15	2.450 CFS	
TOTAL DIVERSION:					2.450 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S35 NENW

GEM County

POU County:

Remarks: QNT A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THIS RIGHT.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 109.38 CFS. COMBINED RIGHT NOS.: 65-00076, 65-00078, 65-00079, 65-00080, 65-00081, 65-00082, 65-00084, 65-00085, 65-02030 & 65-10337.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 72 ACRES WITHIN THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION AND WATER CO.

EXP RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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

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

Audit: 04/14/00 MSCHULTE

SCANNED
JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:49:46
04/14/00
33

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-00077

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC	04/01/1927	IRRIGATION	03-15 11-15	2.450 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	252.00 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S35 NENW

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	26	:																	:	29.0
07N	03W	27	:					01-39												:	43.0
																			TOTAL ACRES	72.0	

POU County: GEM

Remarks: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

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

EXP-FOS
QNT
P001

SCANNED
JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:48:07
04/14/00

PAGE: 15
QUICKLOOK INFORMATION

32
CLAIM NUMBER: A65-00077

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		MS 4-14-00 In office	N		MS 4-14-00	MS 4-14-00	
POINT OF DIV				N				
SOURCE	Y			N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			Y				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

BARCODE UPDATED
WHOM/DATE

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>1971 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>Stipulation</u>	DATE <u>1993</u>	Y(☒) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

SCANNED
JUL 29 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:48:07
04/14/00

PAGE: 1
GENERAL INFORMATION

18
CLAIM NUMBER: A65-00077

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

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Marcia Hen

PHONE NUMBER: () -

DATE OF FIELD EXAM: 4/14/00

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: President

DIRECTIONS TO PROPERTY / NOTES:

In office review 4-14-2000. This recommendation is
based on the stipulation entered in the Payette River
Basin Adjudication. See the loose leaf map for
a description of the Letha Irrigation Co. boundary.

SCANNED
JUL 29 2003

A. AJ CLAIM: # A65-00077 PRIORITY DATE: 04-01-1927 STAGE: J

B. WR RECORD: # 65-00077 PRIORITY DATE: 04-01-1927 STAGE: J

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

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

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

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☒) Y(☐) N(☐)

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

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

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

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

NOTES:

Recommended as stipulated in the PRBA.

RECOMMENDED PRIORITY DATE:

4-1-1927
REVIEWED BY *meel Schulte*

DATE *4-14-2000*

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
A65-00077	07N	03W	35		NE	NW			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-00076 R65-00076

WR RECORDS IN SAME 40 ACRE TRACT
65-00076X

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
65-00077	07N	03W	35		NE	NW			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-00076 R65-00076

65-00076X

SOURCE: PAYETTE RIVER

TRIB:

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

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

OTHER (DESCRIBE IN NOTES BELOW)

SCANNED
JUL 29 2003

NOTES: Recommended as stipulated in the PRBA. The source
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	35		NE	NW					

SOURCE: Payette River TRIB: Snake River

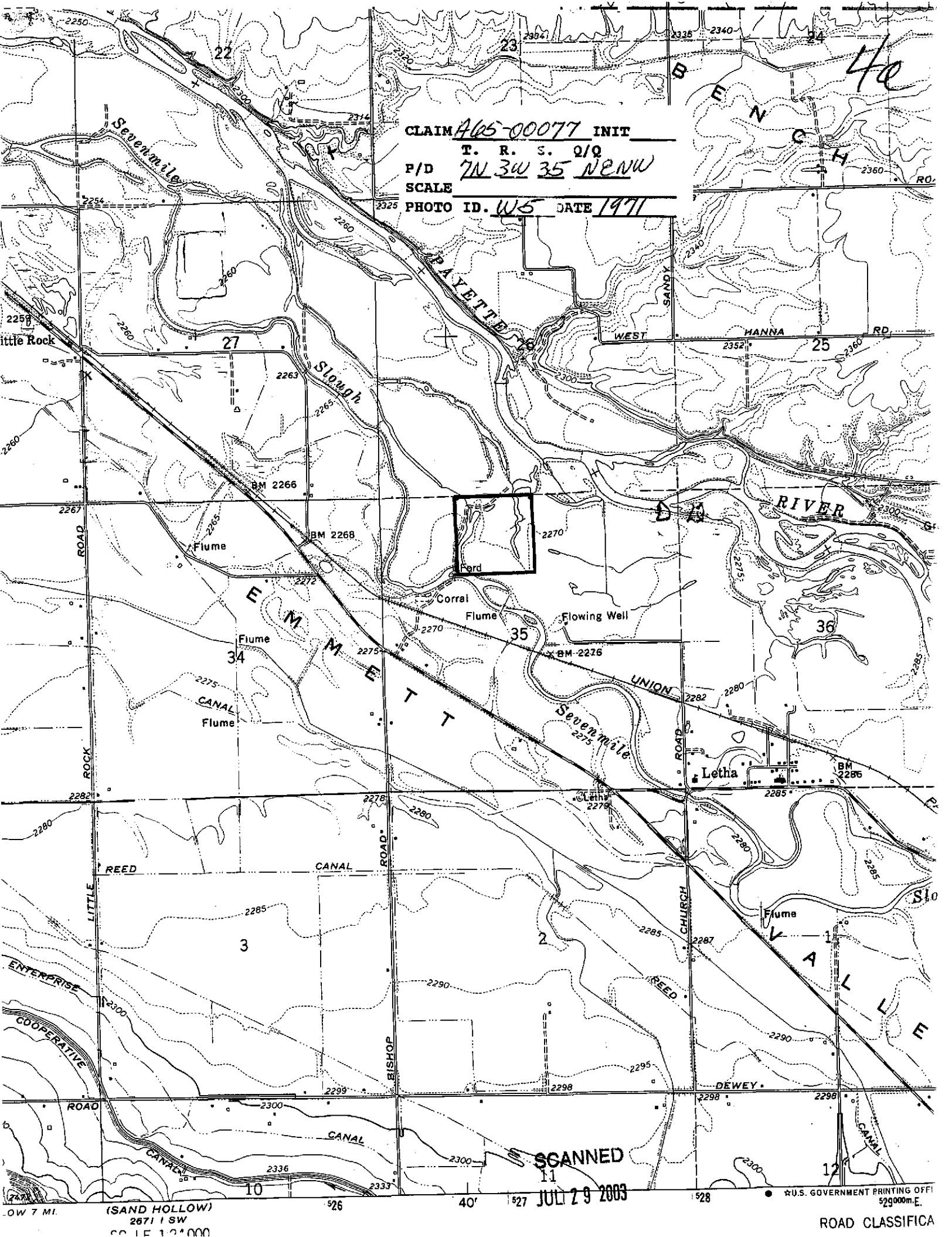
REVIEWED BY: Meel Schulte DATE: 4-14-00

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

Delivered through the Pulley-Concrete Ditch

SCANNED

JUL 29 2003



CLAIM 465-00077 INIT

T. R. S. Q/Q

P/D 7N 3W 35 NENW

SCALE

PHOTO ID. W5 DATE 1971

SCANNED

11 JUL 29 2003

U.S. GOVERNMENT PRINTING OFFICE 529000m.E

ROAD CLASSIFICA

A. ROOT WATER RIGHT NUMBERS: A65-00077
R65-00077

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	26	SW	NW	5	LETHA IRRIGATION & WATER CO	INA65-00077 / 29.0	65-00077 / 29.0			11.0
			SW	NW	5	LETHA IRRIGATION & WATER CO	INR65-00077 / 29.0	- /			
07N	03W	27	SE	NE	1	LETHA IRRIGATION & WATER CO	INA65-00077 / 39.0	65-00077 / 39.0			42.0
			SE	NE	1	LETHA IRRIGATION & WATER CO	INR65-00076 / 6.0	- /			
			SE	NE	1	LETHA IRRIGATION & WATER CO	INR65-00077 / 39.0	- /			
			SE	NE	1	LETHA IRRIGATION & WATER CO	INA65-00076 / 6.0	- /			
			SE	NE	1	LETHA IRRIGATION & WATER CO. I		65-00076X / 6.0			
07N	03W	27	NE	SE		LETHA IRRIGATION & WATER CO	INA65-00077 / 4.0	65-00077 / 4.0			37.0
			NE	SE		LETHA IRRIGATION & WATER CO	INR65-00076 / 20.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO	INR65-00077 / 4.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 11.0	65-00079 / 11.0			
			NE	SE		LETHA IRRIGATION & WATER CO	INA65-00076 / 20.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 11.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO. I		65-00076X / 20.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-00077 72.00 72.00 90.00

POU COUNTY: GEM

72

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
A65-00077	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	2.450	0.034		
A65-00076	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	7.420	0.040		
R65-00076	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	7.420	0.040		
R65-00077	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	2.450	0.034		
R65-00079	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	8.100	0.024		
A65-00079	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	8.100	0.024		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

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

NOTES:

Recommended as stipulated in the PRBA.

72 acres within the boundaries of Letha Diversion.

RECOMMENDATIONS:

TOTAL ACRES:

72 within Letha
N/A ()

REVIEWED BY:

Mike Schulte

DATE:

4-14-00

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
A65-00077 IRRIGATION	FROM 03-15 TO 11-15	2.450 CFS	
TOTAL DIVERSION RATE/VOLUME		2.450 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00077 IRRIGATION	FROM 03-15 TO 11-15	1.440 CFS	
TOTAL DIVERSION RATE/VOLUME		1.440 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.

SCANNED
JUL 29 2003

AJ CLAIM TOTAL DIVERSION RATE: 2.450 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.440 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 12 x 0.02 CFS/ACRE = 1.44 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 = 252.0 AF/A N/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: *The diversion rate is based on .034 cfs/acre
as formulated in the PRBA.*

WR RECORD CONDITIONS/REMARKS:

SCANNED
JUL 29 2003

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION	03-15	11-15	DATABASE 2.450	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 252.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			2.450	_____		_____	252.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Michael Schulte

DATE: 4-14-00

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXP - F05
QNT
POU1

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

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

ROOT WATER RIGHT NUMBER: 65-00077

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 1.440 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00077	2.450	R65-00077	2.450	65-00077	1.440
TOTAL CFS		2.450		2.450		1.440

DIVERSION RATE REVIEW

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

DATABASE N FIELD EXAMINER Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Mel Schulte DATE: 4-14-00

NAME OF FIELD EXAMINER: _____ TITLE: _____

SCANNED
JUL 29 2003

LARRY ECHOHAWK
Attorney General

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

RECEIVED

FEB 10 1993

Department of Water Resources

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

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-00078,
	)	65-00079, 65-00084,
	)	65-00085, 65-00080,
	)	65-00081, 65-00082,
	)	65-00076 , 65-02030,
	)	65-10337, 65-00077

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

1. That water right claim Nos. 65-00078, 65-00079, 65-00085, 65-00080, 65-00084, 65-00081, 65-00082, 65-00076, 65-02030, 65-10337, 65-00077, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Letha Irrigation & Water Co. Inc. withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Plat Pres.
AUTHORIZED AGENT, LETHA
IRRIGATION & WATER CO. INC.

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

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-00077	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	04/01/1927	IRRIGATION	03-15 11-15	2.45 CFS	BENEFICIAL USE
TOTAL QUANTITY:					2.45 CFS	
CONSUMPTIVE USE:					252.0 AFY	
POINT OF DIVERSION:						
T07N R03W S35 NENW						
PLACE OF USE: IRRIGATION						
T07N R03W S26 Lot 5 (SNNW)29.0						
S27 Lot 1 (SENE)39.0 NESE 4.0						
72.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.						
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.						

SCANNED

JUL 29 2003

Letha Irrigation & Water Co.

Summary of diversion rates and acres claimed

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

* The same acres

$$109.38 \div 3197 = .0342 \text{ cfs/acre.}$$

SCANNED

JUL 29 2003

CHANGE IN ADDRESS OF NOTICE OF CLAIM

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

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

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

New Telephone Number: (208) 343-9438

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

MAR 28 2000

WATER RESOURCES
WESTERN REGION

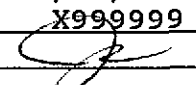
SCANNED

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: **A65-00077**
Date Received: 2/ 9/1990
Receipt No: X999999
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LETHA IRRIGATION & WATER CO INC 208-278-3040
Address: 6550 DALLAS RD
NEW PLYMOUTH ID 83655

2. Date of Priority: APR 1, 1927

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	35		NE	NW		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	2.450		

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

8. Total consumptive use is 252.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	26	SW	NW	5	IRR	29.0
						Section Acres	29.0
		27	SE	NE	1	IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	03W	27	NE SE		IRR	4.0
Section Acres						43.0
Total Acres						72.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

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

WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.

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

RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

LARRY ECHOHAWK
Attorney General

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

RECEIVED
FEB 10 1993

Department of Water Resources

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

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-00078,
	)	65-00079, 65-00084,
	)	65-00085, 65-00080,
	)	65-00081, 65-00082,
	)	65-00076, 65-02030,
	)	65-10337, 65-00077

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

1. That water right claim Nos. 65-00078, 65-00079, 65-00085, 65-00080, 65-00084, 65-00081, 65-00082, 65-00076, 65-02030, 65-10337, 65-00077, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Letha Irrigation & Water Co. Inc. withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard Plat Pres.
AUTHORIZED AGENT, LETHA
IRRIGATION & WATER CO. INC.

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

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-00077	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	04/01/1927	IRRIGATION	03-15 11-15	2.45 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	2.45 CFS
					CONSUMPTIVE USE:	252.0 AFY
POINT OF DIVERSION:						
T07N R03W S35		NENW				
PLACE OF USE: IRRIGATION						
T07N R03W S26 Lot 5 (SWNW)29.0						
S27 Lot 1 (SENE)39.0 NESE 4.0						
72.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.						
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.						

SCANNED

JUL 29 2003

MEMORANDUM

April 6, 1995

TO: Any PRBA Claim with a Stipulation
FROM: RON HOWERTON

RE: RECOMMENDATIONS/STIPULATION

I. CONVERSATION WITH DON SHAFF:

1. Met with Don 4/5/95 at S.O. on how to proceed with "R" file recommendations.
2. Don re-confirmed that the stipulation amends the "A" claim, thus for the split ownership of this right both the "A" and "R" files can be completed.
3. He said that because of the stipulation no field exam is needed, nor do I need to print a CVR. In place of the CVR I'm to print out a profile report with comments pertaining to the stipulation.
4. I asked him if the copy of the stipulation he gave me had enough signatures on it to make the recommendation? He said yes.

II. CONVERSATION WITH JEFF PEPPERSACK

1. Met with Jeff 4/5/95 at S.O. asked if he had any paperwork pertaining to how much water was recommended for this right. He said that he thought Dan Steckel had all of it.

III. CONVERSATION WITH DAN STECKEL

1. Called Dan at S.O. 4/6/95 asked if he had the paperwork that showed how much water was to be recommended for this right. He said Don had it in his Boyd Jackson's file.

IV. CONVERSATION WITH DON SHAFF

1. Called Don at S.O. 4/6/95 asked him if he had the paperwork for the amount of water recommended? He said yes he did. He said that eventually that file would come over to Western. I asked if I needed to put the paperwork showing how much water was to be recommended in that file? He said yes, but it may be several months before he would send that file to us. So I asked was it necessary for me to have it to make the "R" file recommendation? He said no, proceed with the recommendations.

May 23, 1995

SPRING MEETING WITH DAVE SHAW & HIS ATTORNEYS:
Ref: OWNERSHIP CHANGES

1. Dan Steckel said that after an ownership change has been made, he needs a copy of the Ownership Change when completed. He doesn't need a copy of the claim.
2. During our conversation with Dave Shaw and Don Shaff, the Attorney's were in agreement that the stipulation's we have copies of now can be used to amend the "A" claim the same way as a Transfer would.
3. A recently licensed permit can also be used to amend the claim with an ownership change with an added requirement. A letter must accompany the ownership changed claim, stating that the claimed permit was licensed since this claim was filed, the claim has been revised to correspond to the licensing. If they have any difficulty with this clarification, they need to contact our office within 30 days of the letter. (The "A" claim is given a "T" status for the 30 day period.

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: A65-00077
Date Received: ~~12/12/1989~~ 2/9/90
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: LETHA IRRIGATION & WATER CO. INC. 208-278-3040
Address: C/O NELDA PLATZ
6550 DALLAS RD.
NEW PLYMOUTH, ID 83655

2. Date of Priority: APR 01, 1927

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	35	NE	NW			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	2.880		

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

8. Total consumptive use is 252.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	26	SW	NW	5	IRR	29.0

Section Acres 29.0

A65-00077

Page 1

Date: 02/01/90

MICROFILMED

SCANNED

SEP 15 1992

JUL 29 2003

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	27	SE	NE	1	IRR	39.0
			NE	SE		IRR	4.0
						Section Acres	43.0
						Total Acres	72.0

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:

POINT OF DIVERSION NENW, SEC. 35, T7N, R3W.
POINT OF REDIVERSION NESE, SEC. 27, T7N, R3W.
IRRIGATED BY PULLEY-CONCRETE 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
Letha Irrigation & Water Co., that I have signed the foregoing
Organization
document in the space below as President of
Letha Irrigation & Water Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Howard P. [Signature]
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

[Signature]
Notary Public

Seal

Residing at New Plymouth

My Commission Expires 4-22-91

Water Right Number - 65-00077

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
LETHA IRRIGATION & WATER CO. INC.1 - C/O NELDA PLATZ
2 - ROUTE 2
3 -
City- NEW PLYMOUTH State- ID Zip- 83655
Phone -+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1927 14 J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
PAYETTE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07N 03W 35 NE NW (45) GEM

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

01 - IRRIGATION 03/15 11/15 1.440

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.440+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County07N 03W 26 SW NW 5 29.0 01 IRRIGATION (45) GEM
07N 03W 27 SE NE 1 39.0 01 IRRIGATION (45) GEM
07N 03W 27 NE SE 4.0 01 IRRIGATION (45) GEM

Total Acres: 72.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
POINT OF DIVERSION NENW, SEC. 35, T7N, R3W.
POINT OF REDIVERSION NESE, SEC. 27, T7N, R3W.
IRRIGATED BY PULLEY-CONCRETE DITCH.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

JUL 29 2003

SCANNED

SEP 15 1992

MICROFILMED

Water right number - 65-00077

Adj. flag translation: Standard Water Right Number

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

+ - - - - Decree Plaintiff - - - +
STATE OF IDAHO

+ - - - - Decree Defendant - - - +
A & C CORP., ET AL.

+ - Decree Date - +
01/21/1986

+ - - Audit Fields - 04/02/86

04/30/88 CONVERT 11/01/88 CURTIS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 01/21/1986

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 00/00/0000
Receipt Number -
Appl Received - 00/00/0000
Presumption Flag -

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District - 65
Transfer/Amended -

Microfilm Roll Number -

SCANNED

JUL 29 2003

MICROFILMED

SEP 15 1992

4/5/1989

SRRA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Letha

CLAIM IDENT. NO.

AUS-00076⁷

DATE RECEIVED

2-9-89

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?
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 ☐ YES ☐ 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 ☐ YES ☐ NO *
- Is the consumptive use correct? ☐ YES ☐ NO N/A ☐ YES ☐ 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 owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. ☐ YES ☐ NO N/A ☐ YES ☐ 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 ☐ YES ☐ 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 ☐ YES ☐ 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 ☐ NO *
21. If this claim is based on an existing water right, has the
identification number been entered? ☐ YES ☐ NO N/A ☐ YES ☐ NO *
22. Should this claim be data entered? ☐ YES ☐ NO *

Claim checked by: RAVDate: 4/3/90Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by: JoddySent to claimant by: Joddy

Date:

Date:

Date:

Checked by: 4/16/90

Date:

Comments:

SCANNED

MICROFILMED

JUL 29 2003

SEP 15 1992

OK

AFFIDAVIT

State of Idaho)
County of Gem) S.S.

I Walter Robison being first duly sworn, on oath
depose and says that to the best of my knowledge the
Pulley Concrete Ditch was a dirt ditch dug by

CA Robison in 1927.

This ditch has never been recorded in any of the records
of either Canyon or Gem County. It originates in Gem
County, Idaho; Section 27 Township 7 North Range 3 West B.M.
in NE $\frac{1}{4}$ SE $\frac{1}{4}$ And runs North $\frac{3}{8}$'s mile, 1000 feet to
East, $\frac{1}{4}$ mile West. It irrigates in both Sections 26 and
27.

It has been used continuously for irrigation and beneficial
use since 1927.

Walter Robison

Subscribed and sworn to before me this 7th day of May
1970

Anita Louise R. Harton

Notary Public
Emmett, Idaho

LARRY ECHOHAWK
Attorney General

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

RECEIVED

FEB 10 1993

Department of Water Resources

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

IN THE MATTER OF THE GENERAL	)	
DETERMINATION OF THE RIGHT	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-00078,
	)	65-00079, 65-00084,
	)	65-00085, 65-00080,
	)	65-00081, 65-00082,
	)	65-00076, 65-02030,
	)	65-10337, 65-00077

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

1. That water right claim Nos. 65-00078, 65-00079, 65-00085, 65-00080, 65-00084, 65-00081, 65-00082, 65-00076, 65-02030, 65-10337, 65-00077, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Letha Irrigation & Water Co. Inc. withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 8 day of Feb, 1993.

Howard R. Res.
AUTHORIZED AGENT, LETHA
IRRIGATION & WATER CO. INC.

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

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-00077	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	04/01/1927	IRRIGATION	03-15 11-15	2.45	CFS BENEFICIAL USE
					TOTAL QUANTITY:	2.45 CFS
					CONSUMPTIVE USE:	252.0 AFY
POINT OF DIVERSION:						
T07N R03W S35		NENW				
PLACE OF USE: IRRIGATION						
T07N R03W S26 Lot 5 (SWNW)29.0						
S27 Lot 1 (SENE)39.0 NESE 4.0						
72.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.						
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.						

```
=====
OWNER          PRIORITY          USE PERIOD          DIVERSION          DIVERSION
CODE          NAME & ADDRESS          DATE          WATER USE          FROM          TO          RATE          VOLUME
-----
C  LETHA IRRIGATION & WATER CO. INC.  04/01/1927  IRRIGATION          03-15  11-15          2.45 CFS
    6550 DALLAS RD.
    NEW PLYMOUTH ID 83655
    (208) 278-3040
                                TOTAL DIVERSION:          2.45 CFS
                                CONSUMPTIVE USE:          252.0 AFA
=====
```

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S35 NENW

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	26	:																	:	29.0	
07N	03W	27	:					01-39	:											:	43.0	
																			:	04	:	72.0
																			:	TOTAL ACRES	:	72.0

POU County: GEM

Remarks: WATER IS DELIVERED THROUGH PULLEY-CONCRETE DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.
RIGHT NO. 65-00076 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date:

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



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

Robert Foust
President
Letha Irrigation & Water Co Inc
5307 Freemont
New Plymouth, Idaho 83655

Re: Civil Case No. 3667 - Frasier, et al Objection 65-00077

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.

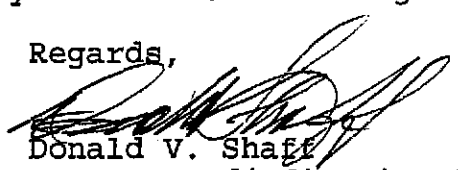
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication. Most of the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 1.44 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 2.45 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. 65-00077

Date 4/15/92

Initials J

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>72</u>	x	0.034	=	<u>2.45</u>
Letha	<u>—</u>	x	0.029	=	<u>—</u>
Other	<u>—</u>	x	0.02	=	<u>—</u>
Total	<u>72</u>				<u>2.45</u>

Conveyance Loss (~~see attached~~) = —

TOTAL DIVERSION RATE = 2.45

Comments:

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 269

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
65-10886	HORSESHOE BEND SCHOOL DISTRICT #73 BOX 116, HORSESHOE BEND, IDAHO 83629	6/ 1/1920	IRRIGATION	4/ 1 11/ 1	--- AFA .60 CFS	LOT 5 S26 T 7N R 2E	SESE(3) LOT 2(4) LOT 1(23) S27 T 7N R 2E *30*	BENEFICIAL USE
65-2288	U. S. DEPT. OF INTERIOR BUREAU OF RECLAMATION, BOX 043, 550 WEST FORT STREET, BOISE, IDAHO 83724	5/14/1921	POWER	1/ 1 12/31	--- AFA 1300.00 CFS	LOT 1 S22 T 7N R 1W	LOT1 S22 T 7N R 1W	LICENSE
65-2295	ST. GERMAIN, JACK L. & ST. GERMAIN, GERTRUDE M. P. O. BOX 66, EMMETT, IDAHO 83617	5/ 6/1922	IRRIGATION	3/15 11/15	--- AFA .04 CFS	LOT13 S 6 T 6N R 1W	LOT13(2) S 6 T 6N R 1W *2*	LICENSE
65-2307	MCGREGOR LAND & LIVESTOCK COMPANY BOX 5128, BOISE, IDAHO 83701	11/28/1922	IRRIGATION	3/15 11/15	--- AFA .60 CFS	SWNE S25 T 7N R 1W	SWNE(16) SENE(14) S25 T 7N R 1W *30*	LICENSE
65-2327	FOWLER, GERALD R. BOX 33, EMMETT, IDAHO 83617	2/10/1925	IRRIGATION	3/15 11/15	--- AFA .62 CFS	LOT 3 S27 T 7N R 1W	SWNW(9) LOT 3(22) S27 T 7N R 1W *31*	LICENSE
65-6037	FOILES, CHARLES ED STAR ROUTE, PAYETTE, IDAHO 83661	4/ 1/1925	IRRIGATION	3/15 11/15	--- AFA .72 CFS	LOT 2 S14 T 8N R 5W	NWNE(18) SWNE(18) S14 T 8N R 5W *36*	BENEFICIAL USE
65-4298	HUGENSEN, MARK & HUGENSEN, HAZEL STAR ROUTE, PAYETTE, IDAHO 83661 REMARKS: SOURCE OUTSIDE PAYETTE RIVER DRAINAGE BASIN.	4/ 1/1925	IRRIGATION	3/15 11/15	--- AFA 1.38 CFS	LOT 4 S14 T 8N R 5W	NENW(32) LOT 4(37) S14 T 8N R 5W *65*	BENEFICIAL USE
65-9481	U. S. DEPT. OF INTERIOR BUREAU OF RECLAMATION, ATTN: 424 BOX 043, 550 WEST FORT STREET, BOISE, IDAHO 83724	4/ 1/1926	POWER	1/ 1 12/31	216867.00 AFA 300.00 CFS	LOT 1 S22 T 7N R 1W	LOT1 S22 T 7N R 1W	BENEFICIAL USE
65-0077	LETHA IRRIGATION & WATER COMPANY, INC. C/O NELDA PLATZ, ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: POINT OF DIVERSION NENW, SEC. 35, T7N, R3W. POINT OF REDIVERSION NESE, SEC. 27, T7N, R3W. IRRIGATED BY PULLEY-CONCRETE DITCH.	4/ 1/1927	IRRIGATION	3/15 11/15	--- AFA 1.44 CFS	NENW S35 T 7N R 3W	NESE(4) LOT 1(39) S27 T 7N R 3W LOT 5(29) S26 T 7N R 3W *72*	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

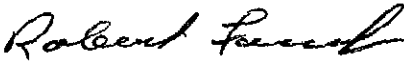
Re: Pulley 65-00077 4/1/1927 1.44 c.f.s.

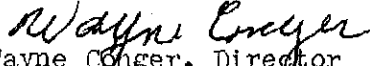
Dear Mr. Shaff,

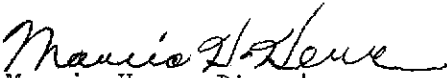
Upon reviewing the flow rate questionnaire with appropriate information and applying the water requirements table furnished by the Soil Conservation Service, Letha Irrigation and Water Co. Inc. objects to the proposed finding of 1.44 c.f.s. listed for this water right.

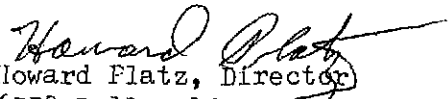
According to the information supplied, a flow rate of 3.11 c.f.s. is required. Therefore, Letha Irrigation and Water Co. Inc. respectfully requests that the original diversion rate of 2.88 c.f.s. filed for dated 2/1/1990 be adhered to. We feel that this rate is not excessive and is necessary for the types of soil irrigated.

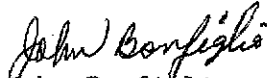
Sincerely,
Board of Directors
Letha Irrigation and Water Co. Inc.

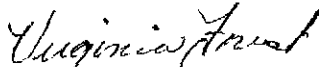

Robert Foust, President
5307 Freemont
New Plymouth, Idaho 83655


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). 65-00077 Priority Date 4/1/1927 c.f.s. 1.44
 NAME Letha Irrigation and Water Co. Inc. Pulley-Concrete ditch
 ADDRESS 5307 Freemont New Plymouth, Idaho 83655
 PHONE 208-278-3118

1. TOTAL IRRIGATED ACRES SHOWN ON CLAIM(S) REFERENCED ABOVE 72 ACRES.

2. TYPICAL CROPS GROWN

CROP	PERCENT OF TOTAL ACRES	CROP	PERCENT OF TOTAL ACRES
Alfalfa		Pasture	100%
Alfalfa Seed		Peas/Lentils	
Beans		Melons	
Field Corn		Potatoes	
Silage		Sugar Beets	
Sweet Corn		Tomatoes	
Spring Grain		Lettuce/Radishes	
Winter Wheat		Cabbage/Broccoli	
Hops		Carrots/Turnips	
Orchard		Other ()	

3. IRRIGATION SYSTEM TYPE

TYPE	PERCENT OF TOTAL ACRES	
Graded Border		PLEASE COMPLETE ITEM 4.
Level Border	100%	PLEASE COMPLETE ITEM 4.
Furrow		PLEASE COMPLETE ITEM 5.
Corrugation		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 50 feet 800-1200 feet
 inflow (cfs) width (feet) average length (feet)
 24 hours 4
 slope (%) set time (hours) number of borders per set
7-10 days
 frequency (days)

5. **FURROW (COMPLETE BELOW BASED ON PEAK USE)**
 inflow (gallons per minute) spacing (inches) average length (feet)
 set time (hours) number of furrows per set
 slope (%)
 frequency (days)

6.

CORRUGATION (COMPLETE BELOW BASED ON PEAK USE)

inflow (gallons per minute)	spacing (inches)	average length (feet)
slope (%)	set time (hours)	number of corrugations per set
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**

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

LINED DITCH

2,640 feet

18 inches

18 inches

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

PIPELINE

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

10.

ON-FARM DISTRIBUTION**UNLINED DITCH**

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

LINED DITCH

only one ditch, see above

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 15, 1991

Nelda Platz
Letha Irrigation & Water Co. Inc.
6550 Dallas Road
New Plymouth, ID 83655

RECEIVED
JUL 25 1991

Department of Water Resources

Re: Civil Case No. 3667
Frasier, et al Objection 65-00077

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 1.44 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

Nelda Platz
6550 Dallas Road
New Plymouth, ID 83655

RE: Civil Case No. 3667
Frasier, et al Objection

Dear Nelda,

I have enclosed several letters addressed to Letha Irrigation and Stewart Ditch Company, each of which shows a different water right with the accompanying cfs amount. The following list should help connect which letter goes to which ditch.

LETHA DITCHES.

<u>Name</u>	<u>Water Right No.</u>	<u>Priority Date</u>	<u>Amount</u>
Anderson	65-00080	05/31/1889	11.26
Kesgard	65-00084	08/21/1886	7.16
Nichols	65-00079	03/30/1881	8.32
Riggs	65-02030	06/12/1905	3.20
	65-10337	04/01/1913	1.47
Rasmussen	65-00081	12/30/1889	10.65
O'Turley	65-00085	10/27/1884	9.80
Seitz	65-00082	08/28/1901	15.93
Pulley	65-00077	04/01/1927	1.44
	65-00076	07/01/1904	7.36
Woods	65-00078	12/27/1884	3.18

Although I can be of little help with the data solicited by the forms (I only need one form for each ditch), I would be happy to discuss the objectives of the form after you and/or the Board have reviewed them a bit.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state

Enclosures:

Letha & Stewart Ditches

Letters Referenced Above



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Nelda Platz
Letha Irrigation & Water Co. Inc.
6550 Dallas Road
New Plymouth, ID 83655

Re: Civil Case No. 3667
Frasier, et al Objection 65-00077

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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 1.44 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,

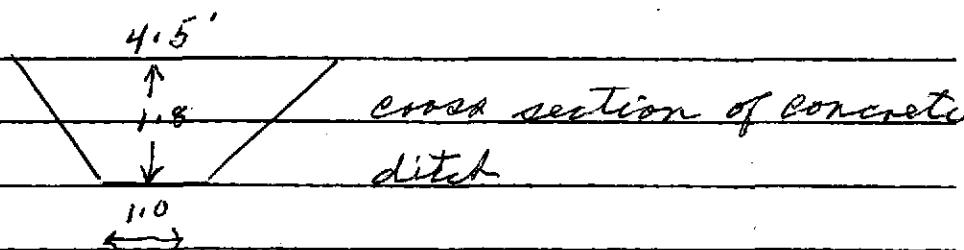
Donald V. Shaff
Manager, Adjudication Section

CONVERSATION MEMORANDUM

DATE 8/25/86FILE 65-0077NAME OF PARTY Fred Humphrey (New owner)EMPLOYEE John K. Noyes

RE: measured flow in a concrete with a AA
flow meter. Jack Burdile - farm manager
was present. measured 5.33 cfs - checked
results against concrete ditch chart, which
showed 5.5 cfs with a grade of .0005 feet
per foot. 1 good with acreage on claim.
Method of irrigation - wild flooding.

3.7 inches per acre



MEASUREMENT FOR SEVENMILE SLOUGH

PAGE 1

MEASUREMENT LOCATION FRED HUMPHREYS CONCRETE DITCH LEGAL DESCRIPTION NENW SEC 35 TWP 07N RND 03W
MEASURED BY JKN ON 08/12/86

 $V = 2.218N + .022$ FOR $N \leq 1$ $V = 2.224N + .016$ FOR $N > 1$

DISTANCE FROM INITIAL POINT FEET	DEPTH FEET	AREA SQ FT	REVOLUTIONS	TIME SEC	VELOCITY FT/SEC	DISCHARGE CFS
.000	.000	.000	0	.000	.000	.000
1.000	1.000	1.100	40	52.000	1.728	1.901
2.200	1.400	1.400	40	45.000	1.994	2.792
3.000	1.400	.630	20	56.000	.814	.513
3.100	.900	.540	10	110.000	.224	.121
4.200	.000	.000	0	.000	.000	.000
TOTALS		3.670				5.327

NOT TO SCALE



65-0077

March 15, 1979

Mr. Don Craig
Box 126
Letha, ID 83636

Dear Mr. Craig:

Here are the proposed list of Letha's recommended water rights. Also included are the recommended rights for the Stewart Ditch Company along with the Findings of Fact and Conclusions of Law.

At this point each of these is still subject to revision although there should be no need to change the rights. This is the latest copy of the Findings of Fact that on the whole are what we will propose to the court although there have been some minor changes, such as a comma here or there.

An immediate review of these materials should be made because we are holding to our schedule. Depending on the speed of the print shop, we will present the Proposed Findings to the court on March 29th or April 5th. Thank You.

Sincerely,

DONALD V. SHAFF
Water Resource Analyst

DVS:aje

Enclosures

*transmitted
James 9/2004
C. H. H. 11 7:30 AM
365-2733 ~~BAU~~
Jack Burlile*

Letha Irrigation & Water Co.
Route 2
New Plymouth, Idaho 83655
October 20, 1978

Dept. of Water Resources
State of Idaho
Boise, Idaho 83705

Gentlemen:

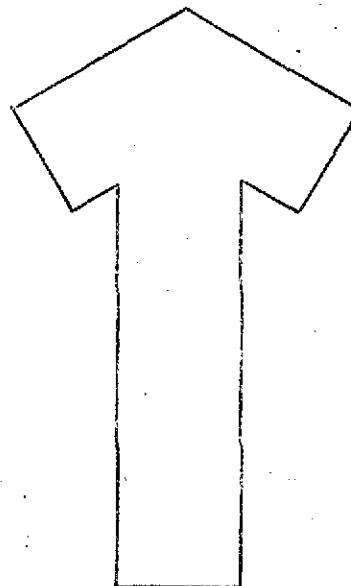
Could you please explain how and where the figure of 4.5 Acre Feet Annually was obtained?

We protest that this is insufficient AFA to irrigate the gravely ground with the sandy overlay that predominates in this Irrigation District.

Sincerely yours,

Harold Platz
President
Letha Irrigation & Water Co.

INSERT
THIS
EDGE



Check file # 65-0076 for
all information and evidence for
this file.

$$4.5 \times 81 = 364$$

Ditch lead not appropriate for this claim.

65 0077