

4a

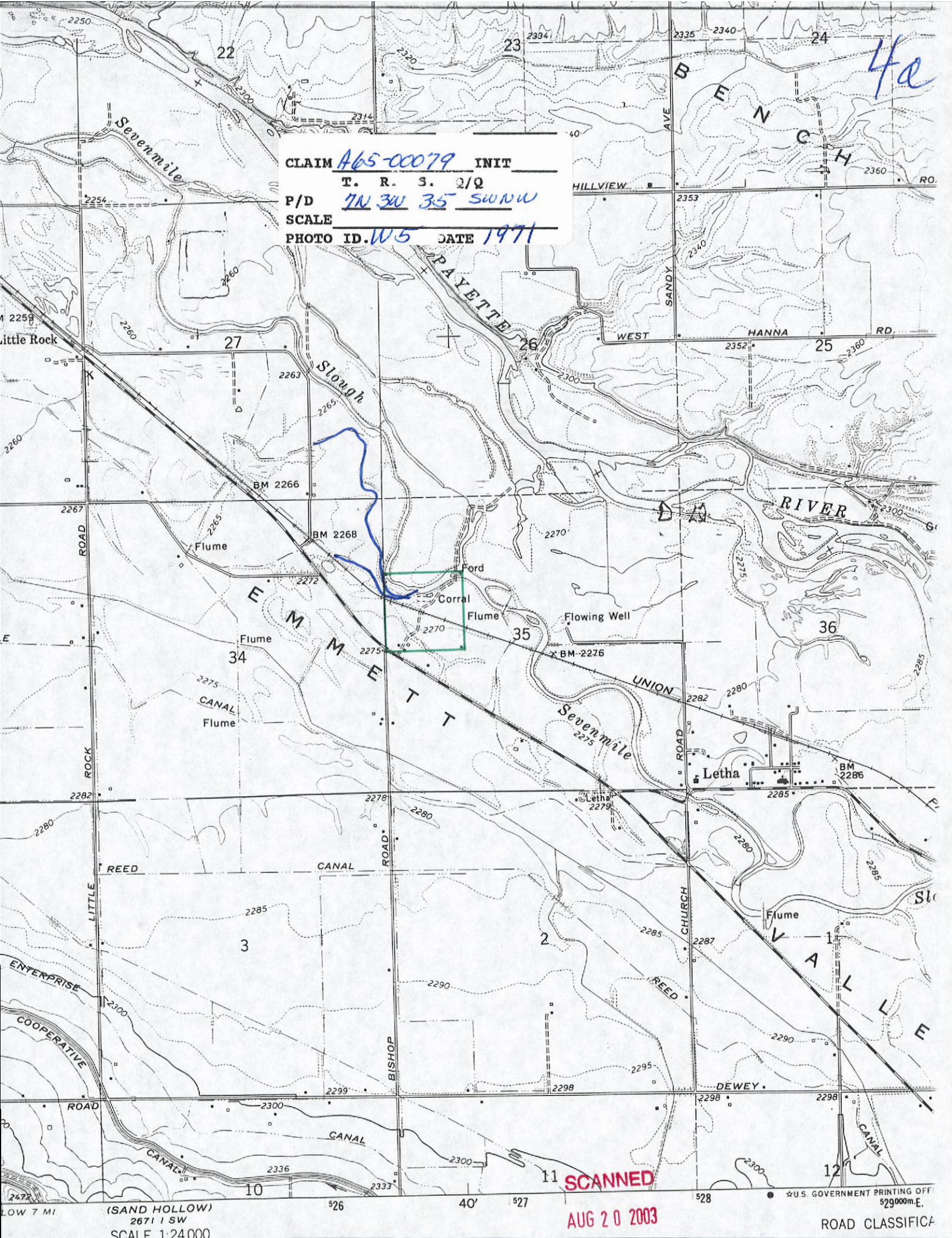
CLAIM A65-00079 INIT

T. R. S. 2/2

P/D 7N 3W 35 SWNW

SCALE

PHOTO ID. W5 DATE 1971



SCANNED

AUG 20 2003

U.S. GOVERNMENT PRINTING OFFICE: 1969 O - 329-000

ROAD CLASSIFICATION

LOW 7 MI (SAND HOLLOW) 2671 SW SCALE 1:24000

J. P. Simms and P. W. 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 Stewarts 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 (30,000) 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 measuring course in a North westerly direction, for a distance of twelve (12) miles and excepting in the Payette River Lacrosse end of Hunters 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 roasts and descent 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. P. Simms
P. W. Nichols
by J. P. Simms.

Recorded at the request of J. P. Simms March 31st 1881
D. H. Brown

I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears in this office.
D.A.L.

Recorded April 13, 1870

Walter F. Felt, Clerk of the District Court
and Ex Officio Notary.

By Edna Durak
Deputy

Book 1 Page 22
Locators Rights

Compared

RECEIVED
GEM COUNTY

65 0076

TRANSCRIBED TO
GEM COUNTY

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: A65-00079
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: MAR 30, 1881

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	SW	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	8.100		

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

8. Total consumptive use is 1172.5 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	22	NW	SW	5	IRR	35.0
			SW	SW		IRR	32.0
			SE	SW		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
					Section Acres	68.0	
		27	SW	NE	2	IRR	9.0
			NE	NW		IRR	6.0
			NW	NW		IRR	39.0
			SW	NW		IRR	39.0
			SE	NW		IRR	13.0
			NE	SW		IRR	36.0
			NW	SW		IRR	12.0
			SE	SW		IRR	8.0
			NE	SE		IRR	11.0
			NW	SE		IRR	36.0
			SW	SE		IRR	20.0
			SE	SE		IRR	38.0
					Section Acres	267.0	
					Total Acres	335.0	

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 NICHOLS DITCH.

A DIVERSION RATE OR .024 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE 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: _____

02/02/2001

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

RIGHT NUMBER: 65-79

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

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 8.1 CFS

A DIVERSION RATE OF .024 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.: 65-00077, 65-00078, 65-00076, 65-00080, 65-00081, 65-
00082, 65-00084, 65-00085, 65-02030 & 65-10337

PRIORITY DATE: 03/30/1881

POINT OF DIVERSION: T07N R03W S35 SWNW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	3-15 11-15	8.10 CFS

PLACE OF USE:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 335 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. 65-00071X IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE
THIS RIGHT IS DELIVERED THROUGH THE NICHOLS DITCH

AJ0749NP
No. R65-00079

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

DATE: 04/20/00
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	03/30/1881	IRRIGATION	03-15 11-15	8.100 CFS	
TOTAL DIVERSION:					8.100 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S35 SWNW

GEM County

POU County:

Remarks: QNT A DIVERSION RATE OF .024 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.: 65-00077, 65-00078, 65-00076, 65-00080, 65-00081, 65-00082, 65-00084, 65-00085, 65-02030 & 65-10337.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 335 ACRES WITHIN THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION AND WATER CO.

EXP RIGHT NO. 65-00071X IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS DELIVERED THROUGH THE NICHOLS DITCH.

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

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

Audit: 04/20/00 MSCHULTE

SCANNED
AUG 20 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:54:59
04/19/00
18

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-00079

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC	03/30/1881	IRRIGATION	03-15 11-15	8.100 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	8.100 CFS 1172.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S35 SWNW

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	22	:													05-35	32	01		:	68.0
07N	03W	27	:			02-09				06	39	39	13			36	12		08	:	267.0
																			TOTAL ACRES		335.0

POU County: GEM

Remarks: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH NICHOLS DITCH.
A DIVERSION RATE OR .024 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

EXP FOS 10 -00071X
QNT
P001

SCANNED

AUG 20 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:53:37
04/19/00

PAGE: 17
QUICKLOOK INFORMATION

17
CLAIM NUMBER: A65-00079

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 4-20-00 In office	N		MS 4-20-00	MS 4-20-00	
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
AUG 20 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()

4a

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
AUG 20 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:53:37
04/19/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-00079

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

FIRST:

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 NICHOLS DITCH.
A DIVERSION RATE OF .024 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

Marcia Den

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

President

DIRECTIONS TO PROPERTY / NOTES:

*In office exam 4-20-2000. This recommendation
is based on the stipulation entered in the PRBA.
See the loose map that describes the Letha
Irrigation Co. boundaries.*

SCANNED

AUG 20 2003

A. AJ CLAIM: # A65-00079 PRIORITY DATE: 03-30-1881 STAGE: J

B. WR RECORD: # 65-00079 PRIORITY DATE: 03-30-1881 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 PRPA.

RECOMMENDED PRIORITY DATE:

REVIEWED BY 3-30-1881
Meel Schulte

DATE 4-20-2000

SCANNED
AUG 20 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
A65-00079	07N	03W	35		SW	NW			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-00071X 65-21811
A65-21811 R65-00071X

WR RECORDS IN SAME 40 ACRE TRACT
65-00071X
65-03372

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
65-00079	07N	03W	35		SW	NW			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-00071X 65-21811
A65-21811 R65-00071X

65-00071X
65-03372

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
AUG 20 2003

NOTES:

Recommended as stipulated in the PRBA.

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

TWP. 07N	RGE. 03W	SEC. 35	1/4	1/4 SW	1/4 NW	LOT	POD FLAG	COUNTY GEM	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE:

Payette R.

TRIB:

Snake River.

REVIEWED BY:

Mel Schulte

DATE:

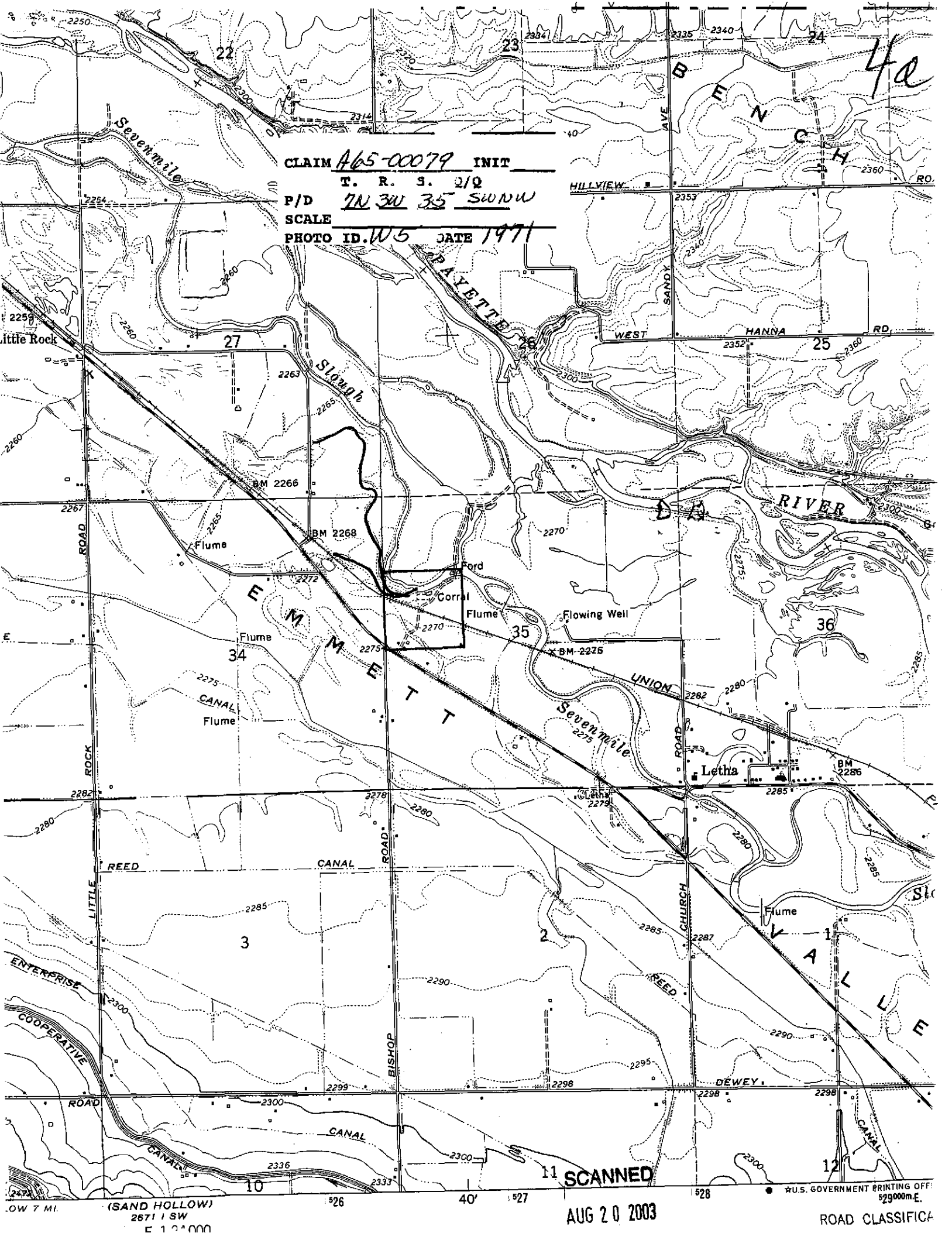
4-20-2000

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

Delivered through the Nichols Ditch.

SCANNED

AUG 20 2003



CLAIM A65-00079 INIT _____

T. R. S. 212

P/D 7N 30W 35 SWNW

SCALE _____

PHOTO ID. 105 DATE 1971

HILLVIEW

WEST

HANNA

RD.

RIVER

UNION

Sevenmile

Letha

BM 2286

REED

CANAL

ROAD

CHURCH

REED

DEWEY

SCANNED

U.S. GOVERNMENT PRINTING OFFICE 10-60000-1

AUG 20 2003

ROAD CLASSIFICATION

(SAND HOLLOW)

2671 1 SW

E 124000

A. ROOT WATER RIGHT NUMBERS: A65-00079
R65-00079

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	22	NW	SW	5	LETHA IRRIGATION & WATER CO	INA65-00079 / 35.0	65-00079 / 35.0	40.0		
			NW	SW	5	LETHA IRRIGATION & WATER CO	INR65-00079 / 35.0	- /			
07N	03W	22	SW	SW		LETHA IRRIGATION & WATER CO	INA65-00079 / 32.0	65-00079 / 32.0	38.0		
			SW	SW		HERR, RODNEY H	A65-22166 /	- /			
			SW	SW		LETHA IRRIGATION & WATER CO	INR65-00079 / 32.0	- /			
			SW	SW		HERR, MARCIA H	R65-22166 /	- /			
07N	03W	22	SE	SW		LETHA IRRIGATION & WATER CO	INA65-00079 / 1.0	65-00079 / 1.0	37.0		
			SE	SW		LETHA IRRIGATION & WATER CO	INR65-00079 / 1.0	- /			
			SE	SW		HERR, MARCIA H	A65-00451 /	65-00451 /			
			SE	SW		HERR, MARCIA H	65-00451 /	- /			
			SE	SW		LETHA IRRIGATION & WATER CO	INA65-00076 / 33.0	- /			
			SE	SW		LETHA IRRIGATION & WATER CO. I		65-00076X / 33.0			
07N	03W	27	SW	NE	2	LETHA IRRIGATION & WATER CO	INA65-00079 / 9.0	- /	37.0		
			SW	NE	2	LETHA IRRIGATION & WATER CO	INR65-00079 / 9.0	- /			
			SW	NE	2	LETHA IRRIGATION & WATER CO	INA65-00076 / 21.0	- /			
			SW	NE	2	LETHA IRRIGATION & WATER CO. I		65-00076X / 21.0			
			SW	NE	2	NAEGLE, LEONARD		65-05453 / 2.0			
07N	03W	27	NE	NW		LETHA IRRIGATION & WATER CO	INA65-00079 / 6.0	65-00079 / 6.0	37.0		
			NE	NW		LETHA IRRIGATION & WATER CO	INR65-00079 / 6.0	- /			
			NE	NW		LETHA IRRIGATION & WATER CO	INA65-00076 / 30.0	- /			
			NE	NW		LETHA IRRIGATION & WATER CO. I		65-00076A / 19.0			
			NE	NW		LETHA IRRIGATION & WATER CO. I		65-00076X / 11.0			
07N	03W	27	NW	NW		LETHA IRRIGATION & WATER CO	INA65-00079 / 39.0	65-00079 / 39.0	40.0		
			NW	NW		LETHA IRRIGATION & WATER CO	INR65-00079 / 39.0	- /			
07N	03W	27	SW	NW		LETHA IRRIGATION & WATER CO	INA65-00079 / 39.0	65-00079 / 39.0	41.0		
			SW	NW		LETHA IRRIGATION & WATER CO	INR65-00079 / 39.0	- /			
07N	03W	27	SE	NW		LETHA IRRIGATION & WATER CO	INA65-00079 / 13.0	65-00079 / 13.0	40.0		
			SE	NW		HERR, RODNEY H	A65-22167 /	- /			
			SE	NW		HERR, RODNEY H	A65-01275 /	65-01275 /			
			SE	NW		LETHA IRRIGATION & WATER CO	INR65-00079 / 13.0	- /			
			SE	NW		HERR, RODNEY H	65-01275 /	- /			
			SE	NW		LETHA IRRIGATION & WATER CO	INA65-00076 / 21.0	- /			
			SE	NW		HERR, MARCIA H	R65-22167 /	- /			
			SE	NW		LETHA IRRIGATION & WATER CO. I		65-00076A / 21.0			

SCANNED

AUG 20 2003

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	27	NE	SW		LETHA IRRIGATION & WATER CO	INA65-00079 / 36.0	65-00079 / 36.0	36.0		36.0
			NE	SW		LETHA IRRIGATION & WATER CO	INR65-00079 / 36.0	- /			
07N	03W	27	NW	SW		LETHA IRRIGATION & WATER CO	INA65-00079 / 12.0	65-00079 / 12.0	39.0		
			NW	SW		LETHA IRRIGATION & WATER CO	INR65-00079 / 12.0	- /			
			NW	SW		REED DITCH CO	A65-00053A / 20.0	- /			
			NW	SW		REED DITCH CO	A65-00053X / 20.0	65-00053X / 20.0			
			NW	SW		VALLEY CHRISTIAN ASSEMBLY CHUR		65-12875 /			
07N	03W	27	SE	SW		LETHA IRRIGATION & WATER CO	INA65-00079 / 8.0	65-00079 / 8.0	34.0		
			SE	SW		LETHA IRRIGATION & WATER CO	INR65-00079 / 8.0	- /			
			SE	SW		REED DITCH CO	A65-00053A / 17.0	- /			
			SE	SW		SWANSON, GARY A	A65-22113 /	- /			
			SE	SW		SWANSON, GARY A	65-22113 /	- /			
			SE	SW		REED DITCH CO	A65-00053X / 17.0	65-00053X / 17.0			
07N	03W	27	NE	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 11.0	65-00079 / 11.0	37.0		
			NE	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 11.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO	INA65-00076 / 20.0	- /			
			NE	SE		LETHA IRRIGATION & WATER CO	INA65-00077 / 4.0	65-00077 / 4.0			
			NE	SE		LETHA IRRIGATION & WATER CO. I		65-00076X / 20.0			
07N	03W	27	NW	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 36.0	65-00079 / 36.0	40.0		
			NW	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 36.0	- /			
			NW	SE		SMITH, RAYMOND C.		65-05543 /			
07N	03W	27	SW	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 20.0	65-00079 / 20.0	35.0		
			SW	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 20.0	- /			
			SW	SE		LETHA IRRIGATION & WATER CO	INR65-00080 / 18.0	65-00080 / 18.0			
			SW	SE		LETHA IRRIGATION & WATER CO	INA65-00080 / 18.0	- /			
07N	03W	27	SE	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 38.0	65-00079 / 38.0	42.0		
			SE	SE		HERR, RODNEY H	A65-03688 /	65-03688 /			
			SE	SE		HERR, RODNEY H	A65-03689 /	65-03689 /			
			SE	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 38.0	- /			
			SE	SE		HERR, RODNEY H	R65-03688 /	- /			
			SE	SE		HERR, RODNEY H	R65-03689 /	- /			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-00079	335.00	326.00	573.00
-------------	-----------	--------	--------	--------

*335 within the
Letha boundaries*

SCANNED
AUG 20 2003

POU COUNTY: GEM

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
A65-00079	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	8.100	0.024		
A65-00053A	PAYETTE RIVER	REED DITCH CO	36.120	0.018		
A65-00053X	PAYETTE RIVER	REED DITCH CO	10.010	0.005		
A65-00076	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	7.420	0.040		
A65-00077	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	2.450	0.034		
R65-00079	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	8.100	0.024		
R65-00080	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	14.540	0.031		
A65-00080	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	14.540	0.031		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-22166	DOMESTIC	HERR, RODNEY H	FROM 01-01 TO 12-31	0.040 CFS	
A65-22166	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.050 CFS	
R65-22166	DOMESTIC	HERR, MARCIA H	FROM 01-01 TO 12-31	0.040 CFS	
R65-22166	STOCKWATER	HERR, MARCIA H	FROM 01-01 TO 12-31	0.050 CFS	
A65-00451	DOMESTIC	HERR, MARCIA H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-00451	STOCKWATER	HERR, MARCIA H	FROM 01-01 TO 12-31	0.010 CFS	1.40 AF/A
65-00451	DOMESTIC	HERR, MARCIA H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00451	STOCKWATER	HERR, MARCIA H	FROM 01-01 TO 12-31	0.010 CFS	1.40 AF/A
A65-22167	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.050 CFS	
A65-01275	DOMESTIC	HERR, RODNEY H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-01275	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.020 CFS	1.00 AF/A
65-01275	DOMESTIC	HERR, RODNEY H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-01275	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.020 CFS	1.00 AF/A
R65-22167	STOCKWATER	HERR, MARCIA H	FROM 01-01 TO 12-31	0.050 CFS	
A65-22113	DOMESTIC	SWANSON, GARY A	FROM 01-01 TO 12-31	0.090 CFS	
65-22113	DOMESTIC	SWANSON, GARY A	FROM 01-01 TO 12-31	0.090 CFS	
A65-03688	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.120 CFS	6.70 AF/A
A65-03689	DOMESTIC	HERR, RODNEY H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-03688	STOCKWATER	HERR, RODNEY H	FROM 01-01 TO 12-31	0.120 CFS	6.70 AF/A
R65-03689	DOMESTIC	HERR, RODNEY H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

SCANNED
AUG 20 2003

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
AUG 20 2003

NOTES:

IONS:
TOTAL ACRES: 335 within Letha Inc. N/A()
REVIEWED BY: Mel Schulte DATE: 4-20-2000

SCANNED
AUG 20 2003

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-00079 IRRIGATION	FROM 03-15 TO 11-15	8.100 CFS	
TOTAL DIVERSION RATE/VOLUME		8.100 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00079 IRRIGATION	FROM 03-15 TO 11-15	8.320 CFS	
TOTAL DIVERSION RATE/VOLUME		8.320 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
AUG 20 2003

NOTES:

Recommended as stipulated in the PRBA.

SCANNED
AUG 20 2003

AJ CLAIM TOTAL DIVERSION RATE: 8.100 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 8.320 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 335 x 0.02 CFS/ACRE = 6.70 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 = 1172.5 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

AUG 20 2003

NOTES:

The diversion rate is based on the formula used
in the PRBA to resolve the objection filed there in.
(See the Stipulation dated 1993)

WR RECORD CONDITIONS/REMARKS:

SCANNED

AUG 20 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	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	8.100				1172.5	
TOTAL FOR THIS RIGHT			8.100				1172.5	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mel Schulte DATE: 4-20-2000

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

QNT
POU
EXP

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

SCANNED
AUG 20 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: 65-00079

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 8.320 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00079	8.100	R65-00079	8.100	65-00079	8.320
TOTAL CFS		8.100		8.100		8.320

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: Meel Schulte DATE: 4-20-2000

NAME OF FIELD EXAMINER: _____ TITLE: _____

SCANNED

AUG 20 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

$$109.83 \div 3197 = .0342 \text{ cfs/acre.}$$

LARRY ECHOHAWK
Attorney General

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

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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 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				
65-00079	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	03/30/1881	IRRIGATION	03-15 11-15	8.1	CFS BENEFICIAL USE
					TOTAL QUANTITY:	8.1
					CONSUMPTIVE USE:	1172.5
POINT OF DIVERSION: T07N R03W S35 SWNW PLACE OF USE: IRRIGATION						
T07N R03W S22 Lot 5 (NWSW) 35.0 SWSW 32.0 SESW 1.0 S27 Lot 2 (SWNE) 9.0 NENW 6.0 NWNW 39.0 SENE 13.0 NESW 36.0 NWSW 12.0 NESE 11.0 NWSE 36.0 SWSE 20.0 SWNW 39.0 SESW 8.0 SESE 38.0 335.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH NICHOLS DITCH. A DIVERSION RATE OF .024 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
65-00078	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	10/27/1884	IRRIGATION	03-15 11-15	4.92	CFS BENEFICIAL USE
					TOTAL QUANTITY:	4.92
					CONSUMPTIVE USE:	430.5
POINT OF DIVERSION: T06N R02W S08 NWNW PLACE OF USE: IRRIGATION						
T06N R02W S06 NESW 29.0 Lot 9 (NWSW) 24.0 Lot 10 (SWSW) 12.0 R03W S01 SENE 29.0 NESE 19.0 123.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH JACK WOODS 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. 0.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.						

SCANNED

AUG 20 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

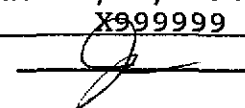
SCANNED

AUG 20 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: **A65-00079**
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: MAR 30, 1881

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	SW	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	8.100		

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

8. Total consumptive use is 1172.5 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	22	NW	SW	5	IRR	35.0
			SW	SW		IRR	32.0
			SE	SW		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	68.0
		27	SW	NE	2	IRR 9.0
			NE	NW		IRR 6.0
			NW	NW		IRR 39.0
			SW	NW		IRR 39.0
			SE	NW		IRR 13.0
			NE	SW		IRR 36.0
			NW	SW		IRR 12.0
			SE	SW		IRR 8.0
			NE	SE		IRR 11.0
			NW	SE		IRR 36.0
			SW	SE		IRR 20.0
			SE	SE		IRR 38.0
					Section Acres	267.0
					Total Acres	335.0

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 NICHOLS DITCH.

A DIVERSION RATE OR .024 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE 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 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			
65-00079	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	03/30/1881	IRRIGATION	03-15 11-15	8.1	CFS BENEFICIAL USE
				TOTAL QUANTITY:	8.1	CFS
				CONSUMPTIVE USE:	1172.5	AFY
	POINT OF DIVERSION: T07N R03W S35	SWNW				
	PLACE OF USE: IRRIGATION					
	T07N R03W S22 Lot 5 (NWSW)35.0	SWSW 32.0	SESW 1.0			
	S27 Lot 2 (SWNE) 9.0	NENW 6.0	NWNW 39.0		SWNW 39.0	
		SESW 13.0	NESW 36.0		SESW 8.0	
		NESE 11.0	NWSE 36.0		SESE 38.0	
	335.0 ACRES TOTAL					
	REMARKS: WATER IS DELIVERED THROUGH NICHOLS DITCH.					
	A DIVERSION RATE OF .024 CFS PER ACRE AT THE FIELD HEADGATE IS					
	INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED					
	ABOVE.					
65-00078	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	10/27/1884	IRRIGATION	03-15 11-15	4.92	CFS BENEFICIAL USE
				TOTAL QUANTITY:	4.92	CFS
				CONSUMPTIVE USE:	430.5	AFY
	POINT OF DIVERSION: T06N R02W S08	NWNW				
	PLACE OF USE: IRRIGATION					
	T06N R02W S06 NESW 29.0 Lot 9 (NWSW)24.0 Lot 10 (SWSW)12.0	SESW 10.0				
	R03W S01 SENE 29.0 NESE 19.0					
	123.0 ACRES TOTAL					
	REMARKS: WATER IS DELIVERED THROUGH JACK WOODS 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.					
	0.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					
	IN DELIVERY OF THIS RIGHT.					

SCANNED
AUG 20 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

AUG 20 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: A65-00079
Date Received: 12/12/1989 2/9/90
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LETHA IRRIGATION & WATER CO. INC.
Address: C/O NELDA PLATZ
6550 DALLAS RD.
NEW PLYMOUTH, ID 83655

208-278-3040

RECEIVED
FEB 9 1990

2. Date of Priority: MAR 30, 1881

3. Source: PAYETTE RIVER

Trib. to: SNAKE Department of Water Resources

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	35	SW	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	13.400		

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

A.F.A.

8. Total consumptive use is 1172.5 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	22	NW	SW	5	IRR	35.0
			SW	SW		IRR	32.0
			SE	SW		IRR	1.0

Section Acres 68.0

A65-00079

Page 1

Date: 02/01/90

SCANNED

AUG 20 2003

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SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	03W	27		2	IRR	9.0
			NE	NW	IRR	6.0
			NW	NW	IRR	39.0
			SW	NW	IRR	39.0
			SE	NW	IRR	13.0
			NE	SW	IRR	36.0
			NW	SW	IRR	12.0
			SE	SW	IRR	8.0
			NE	SE	IRR	11.0
			NW	SE	IRR	36.0
			SW	SE	IRR	20.0
			SE	SE	IRR	38.0

Section Acres 267.0

Total Acres 335.0

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:

IRRIGATED BY NICHOLS 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 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

Cathy M. Myers
Notary Public

Seal

Residing at New Plymouth

My Commission Expires 4-22-91

Water Right Number - 65-00079 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 - RT. 2
3 -
City- NEW PLYMOUTH State- ID Zip- 83655
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/30/1881 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 SW NW (45) GEM

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 8.320

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
8.320

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07N	03W	22	NW SW	5	35.0	01	IRRIGATION	(45) GEM
07N	03W	22	SW SW		32.0	01	IRRIGATION	(45) GEM
07N	03W	22	SE SW		1.0	01	IRRIGATION	(45) GEM
07N	03W	27	NE SE	2	9.0	01	IRRIGATION	(45) GEM
07N	03W	27	NE NW		6.0	01	IRRIGATION	(45) GEM
07N	03W	27	NW NW		39.0	01	IRRIGATION	(45) GEM
07N	03W	27	SW NW		39.0	01	IRRIGATION	(45) GEM
07N	03W	27	SE NW		13.0	01	IRRIGATION	(45) GEM
07N	03W	27	NE SW		36.0	01	IRRIGATION	(45) GEM
07N	03W	27	NW SW		12.0	01	IRRIGATION	(45) GEM
07N	03W	27	SE SW		8.0	01	IRRIGATION	(45) GEM
07N	03W	27	NE SE		11.0	01	IRRIGATION	(45) GEM
07N	03W	27	NW SE		36.0	01	IRRIGATION	(45) GEM
07N	03W	27	SW SE		20.0	01	IRRIGATION	(45) GEM
07N	03W	27	SE SE		38.0	01	IRRIGATION	(45) GEM

Total Acres: 335.0

- Diversion Means -
- Non-Irrigation Use -

SCANNED

AUG 20 2003

SEP 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	-

SCANNED
AUG 20 2003

MICROFILMED
SEP 15 1992

4/5/1909

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Letha Inig Water

CLAIM IDENT. NO. A 65-00079

DATE RECEIVED 2-9-90

CR #

AMOUNT \$ Exempt

YES NO Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered?
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) 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? N/A ☐ YES ☐ NO *
- Is the consumptive use correct? 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 ownership must be stated. If not under single ownership, see Adjudication Memo # 4. 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.) 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.) 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? Exempt ☒ YES ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ☐ YES ☐ NO *
22. Should this claim be data entered? ☐ YES ☐ NO *

Claim checked by: Lat Date: 7/3/90

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:

SCANNED

MICROFILMED

AUG 20 2003

SEP 15 1992

11/22/78 D.V.S.

* MACALLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR *

* THE NICHOLS DITCH *

* WATER RIGHT NO. 65-0079 *

Q DIVERTED: 8.32 cfs

TYPE OF SOIL: SANDY LOAM

Q DELIVERED: 6.70

SOIL CONSTANT= 1.50 (FEET/DAY)

PERCENTAGE LOSS: 24.1

LENGTH OF HEAD OF DITCH: .44

LENGTH OF DELIVERY SECTION: 2.03

1870 80 AFA

LOSS TABLE FOR HEAD OF DITCH

MILE	Q	LOSS
	(CFS)	(CFS)
-----	-----	-----
.44	7.98	.34

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
-----	-----	-----	-----
1.00	3.93	.75	3.30
2.00	.10	.53	3.30
2.03	.00	.00	.10

09/12/78 D.V.S.

* MACALLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR *

* THE NICHOLS DITCH *

* WATER RIGHT NO. 65-0079 *

Q DIVERTED: 7.26 cfs

Q DELIVERED: ~~5.77~~ 6.70

PERCENTAGE LOSS: 26.4%

1,632³ AFA

TYPE OF SOIL: SANDY LOAM

SOIL CONSTANT= 1.50 (FEET/DAY)

LENGTH OF HEAD OF DITCH: .44

LENGTH OF DELIVERY SECTION: 2.03

LOSS TABLE FOR HEAD OF DITCH

MILE	Q	LOSS
	(CFS)	(CFS)
.44	6.94	.31

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	3.41	.70	2.83
2.00	.08	.50	2.83
2.03	.01	.00	.07

J. P. Sines and P. N. 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 Stewarts 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. It follows 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 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. P. Sines
P. N. Nichols
by J. P. Sines.

Recorded at the request of J. P. Sines March 31 9 A.M.
D. Brown.

I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears in this office.

Recorder April 13, 1881

Walter E. Brown, Clerk of the District Court and Ex Officio Recorder.

by Edna Curran
Deputy

Book 1 Page 22
of Water Rights

65 0076

TRANSCRIBED TO
GEM COUNTY

TRANSCRIBED
GEM COUNTY

W.R.
D. P. 22

Compared

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			
65-00079	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	03/30/1881	IRRIGATION	03-15 11-15	8.1	CFS BENEFICIAL USE
				TOTAL QUANTITY:	8.1	CFS
				CONSUMPTIVE USE:	1172.5	AFY
	POINT OF DIVERSION: T07N R03W S35	SWNW				
	PLACE OF USE: IRRIGATION					
	T07N R03W S22 Lot 5 (NWSW)35.0	SWSW 32.0	SESW 1.0			
	S27 Lot 2 (SWNE) 9.0	NENW 6.0	NWNW 39.0			SWNW 39.0
		SENW 13.0	NESW 36.0			SESW 8.0
		NESE 11.0	NWSE 36.0			SESE 38.0
	335.0 ACRES TOTAL					
	REMARKS: WATER IS DELIVERED THROUGH NICHOLS DITCH.					
	A DIVERSION RATE OF .024 CFS PER ACRE AT THE FIELD HEADGATE IS					
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	ABOVE.					
65-00078	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	10/27/1884	IRRIGATION	03-15 11-15	4.92	CFS BENEFICIAL USE
				TOTAL QUANTITY:	4.92	CFS
				CONSUMPTIVE USE:	430.5	AFY
	POINT OF DIVERSION: T06N R02W S08	NWNW				
	PLACE OF USE: IRRIGATION					
	T06N R02W S06 NESW 29.0 Lot 9 (NWSW)24.0 Lot 10 (SWSW)12.0					SESW 10.0
	R03W S01 SENE 29.0 NESE 19.0					
	123.0 ACRES TOTAL					
	REMARKS: WATER IS DELIVERED THROUGH JACK WOODS 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.					
	0.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					
	IN DELIVERY OF THIS RIGHT.					

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655 (208) 278-3040	03/30/1881	IRRIGATION	03-15 11-15	8.10 CFS	
					TOTAL DIVERSION:	8.10 CFS
					CONSUMPTIVE USE:	1172.5 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R03W S35

SWNW

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	22	:													05-35	32	01		:	68.0				
07N	03W	27	:			02-09				06	39	39	13			36	12	08	:	11	36	20	38	:	267.0
																			TOTAL ACRES						335.0

POU County: GEM

Remarks: WATER IS DELIVERED THROUGH NICHOLS DITCH.
A DIVERSION RATE OF .024 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE 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 65-00079

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 8.32 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 8.10 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,

A handwritten signature in dark ink, appearing to read 'Donald V. Shaff'.

Donald V. Shaff
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-00079

Date 4/15/92

Initials JH

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>141</u>	x	0.034	=	<u>4.79</u>
Letha	<u>103</u>	x	0.029	=	<u>2.99</u>
Other	<u>91</u>	x	0.02	=	<u>1.82</u>
Total	<u>335</u>				<u>9.60</u>

Conveyance Loss (see attached) = 1.58

TOTAL DIVERSION RATE = ~~11.18~~ 8.10

Comments:

HIGHEST RECORDED CAPACITY IS 8.10 CFS
AS SHOWN IN FILE

65-00079

4/15/92 9

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	2323	1.75	1.50	0.33	0.00	9.60	0.0345	0.00	11.18
2	5280	1.75	1.50	0.73	4.73	9.60	0.0765	0.52	10.85
3	5280	1.75	1.50	0.51	4.73	4.87	0.1055	1.02	5.39
4	158	1.75	1.50	0.00	0.14	0.14	0.0182	0.03	0.14
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	13041			1.58	9.60			1.58	

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, EMMETT, 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) SESE(32) NENW(23) SWNW(40) SENE(39) NWSW(39) NESE(34) NWSE(40) NWNW(40) NWSW(1) NENE(38) SESE(7) S20 T 7N R 3W NWSW(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) SESE(31) NENW(36) NWNW(35) SWNW(7) SENW(38) NWSW(17) NESE(24) NWSE(33) S28 T 7N R 3W SWNE(1) SESE(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) SWSW(39) SENE(13) NESE(11) NWSE(36) SWSE(20) SESE(38) NWSW(36) NWSW(12) NENW(6) SESE(8) LOT 2(9) S27 T 7N R 3W SWSW(32) SESE(1) LOT 5(35) S22 T 7N R 3W *335*	BENEFICIAL USE

Patton Ditch near Letha
(diverts from Seven Mile Slough)

Location: SW $\frac{1}{4}$ SE $\frac{1}{4}$ sec.36 T.7N R.3W B.M.;
30 feet north of ditch intersection
with Letha Road, .2 mile east of
Letha.

Date:	July 29, 1969	Discharge (cfs):	5.5
	May 8, 1970		7.6
	May 7, 1971		5.1
	June 23, 1971		5.7

Stewart Ditch near Letha
(diverts from Seven Mile Slough)

Location: SW $\frac{1}{4}$ NW $\frac{1}{4}$ sec.35 T.7N R.3W B.M.;
100 feet below point of diversion,
1.4 miles northwest of Letha.

Date:	July 31, 1969	Discharge (cfs):	28.4
	April 24, 1970		17.5
	July 28, 1970		24.4
	May 6, 1971		18.0
	June 22, 1971		15.2

Nichols Ditch near Letha
(diverts from Stewart Ditch)

Location: SW $\frac{1}{4}$ NW $\frac{1}{4}$ sec.35 T.7N R.3W B.M.;
30 feet below point of diversion, 1.4
miles northwest of Letha.

Date:	July 31, 1969	Discharge (cfs):	8.1
	May 1, 1970		7.7
	May 6, 1971		3.8
	June 22, 1971		4.9

Perry-Smith Ditch near Letha
(diverts from North Channel of Seven
Mile Slough)

Location: NE $\frac{1}{4}$ NW $\frac{1}{4}$ sec.35 T.7N R.3W B.M.;
75 feet below point of diversion, 1.8
miles northwest of Letha.

Date:	May 5, 1971	Discharge (cfs):	10.5
	July 15, 1971		2.6

Strobein Ditch near Letha
(diverts from Seven Mile Slough)

Location: SW $\frac{1}{4}$ NW $\frac{1}{4}$ sec.21 T.7N R.3W B.M.;
100 feet below bridge, 5 miles
northwest of Letha on Highway 52.

Date:	Aug. 14, 1969	Discharge (cfs):	33.5
	May 7, 1971		42.5
	July 9, 1971		40.0

Nesbit Ditch at Pump near Letha
(diverts from Payette River)

Location: NW $\frac{1}{4}$ SE $\frac{1}{4}$ sec.8 T.7N R.3W B.M.; at
diversion box, ditch splits, east and
west ditch, 7 miles northwest of
Letha.

Date:	July 8, 1971	Discharge (cfs):	7.5
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Nesbit-Gibson Ditch near Letha
(diverts from Payette River)

Location: SW $\frac{1}{4}$ NE $\frac{1}{4}$ sec.7 T.7N R.3W B.M.;
bridge in back of barn 600 feet
south of Nesbit house, 8 miles
northwest of Letha.

Date:	July 31, 1969	Discharge (cfs):	18.4
	June 25, 1970		20.0
	May 11, 1971		22.9

Nesbit-McFarland Ditch near Letha
(diverts from Payette River)

Location: SE $\frac{1}{4}$ NW $\frac{1}{4}$ sec.7 T.7N R.3W B.M.; at
flume crossing of Lower Payette
River canal west of Nesbit house, 8
miles northwest of Letha.

Date:	July 31, 1969	Discharge (cfs):	21.5
	April 24, 1970		19.2
	May 11, 1971		19.5
	June 23, 1971		20.3

July 22, 1991

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

Re: Nichols 65-00079 3/30/1881 8.32 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 8.32 c.f.s. listed for this water right.

According to the information supplied, a flow rate of 14.68 c.f.s. is required. Therefore, Letha Irrigation and Water Co. Inc. respectfully requests that the original diversion rate of 13.40 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
Robert Foust, President
5307 Freemont
New Plymouth, Idaho 83655

Wayne Conger
Wayne Conger, Director
4965 Freemont
New Plymouth, Idaho 83655

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

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

John Bonfiglio
John Bonfiglio, Director
4800 Freemont
New Plymouth, Idaho 83655

Virginia Foust
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). 65-00079 Priority Date 3/30/1881 c.f.s. 8.32
 NAME Letha Irrigation and Water Co. Inc. Nichols ditch
 ADDRESS 5307 Freemont New Plymouth, Idaho 83655
 PHONE 208-278-3118

1. TOTAL IRRIGATED ACRES SHOWN ON CLAIM(S) REFERENCED ABOVE 335 ACRES.

2. TYPICAL CROPS GROWN

CROP	PERCENT OF TOTAL ACRES	CROP	PERCENT OF TOTAL ACRES
Alfalfa	5%	Pasture	80%
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	10%		

3. IRRIGATION SYSTEM TYPE

TYPE	PERCENT OF TOTAL ACRES	
Graded Border		PLEASE COMPLETE ITEM 4.
Level Border		PLEASE COMPLETE ITEM 4.
Furrow		PLEASE COMPLETE ITEM 5.
Corrugation	100%	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)

inflow (cfs) _____ width (feet) _____ average length (feet) _____
 slope (%) _____ set time (hours) _____ number of borders per set _____
 frequency (days) _____

5. FURROW (COMPLETE BELOW BASED ON PEAK USE)

inflow (gallons per minute) _____ spacing (inches) _____ average length (feet) _____
 slope (%) _____ set time (hours) _____ number of furrows per set _____
 frequency (days) _____

6.

CORRUGATION (COMPLETE BELOW BASED ON PEAK USE)

varies to farm	30-36 inches	400-1000 feet
inflow (gallons per minute)	spacing (inches)	average length (feet)
.5%	12-24 hours	40-50
slope (%)	set time (hours)	number of corrugations per set
8-10 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)	16-18 inches	24-72 inches
	average depth (inches)	average width (inches)

LINED DITCH

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

PIPELINE 900 feet

length (feet)	8 inches
	diameter (inches)

10.

ON-FARM DISTRIBUTION

UNLINED DITCH
varies to farm

length (feet)	8-12 inches	18-24 inches
	average depth (inches)	average width (inches)

LINED DITCH 950 feet

length (feet)	12 inches	14 inches
	average depth (inches)	average width (inches)

PIPELINE 600 feet

length (feet)	6 inches
	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

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

Re: Civil Case No. 3667
Frasier, et al Objection 65-00079

RECEIVED
JUL 25 1991

Department of Water Resources

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

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.

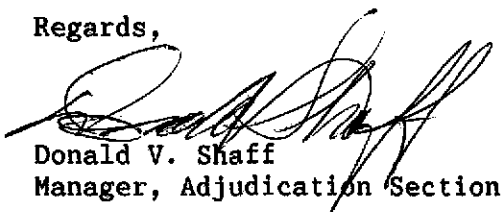
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (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 8.32 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

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

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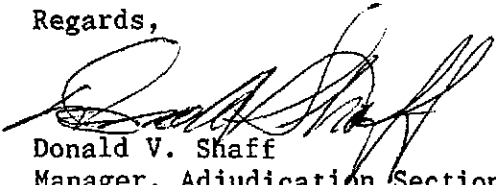
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Regards,


Donald V. Shaff
Manager, Adjudication Section

S 27

42 SWNE 9 (21)

NENW 6 (15)

NW NW 26 (15)

SWNW 20 (15)

SE NW 13 (15)

NESW 20 (21)

~~10~~ 5 (15)

SESW 8 (21)

NESE 11 (21)

NWSE 36 (21)

SWSE 20 (21)

SESE 4 (15)

8 (21)

S 22

45 (NW SW) 35 (21)

SW SW 4 (21)

28 (15)

SESE 1 (15)

$$2^1 = 141$$

$$1^5 = 103$$

$$1^0 + 24^1 + 9^1 = 91$$



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,

A handwritten signature in black ink, appearing to read "Don Shaff", is written over the typed name and title.

DON SHAFF
Water Rights Supervisor

DS:alw

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

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

Gentlemen:

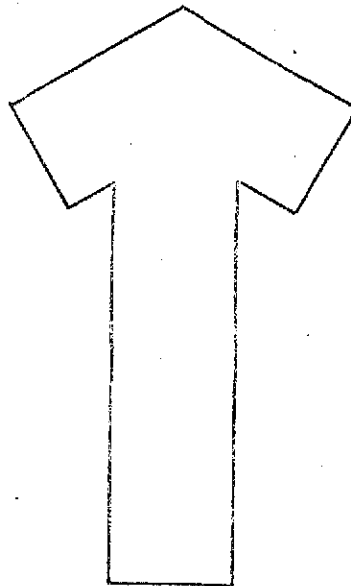
Could you please explain how and where the figure of 4.5 Acre Feet Annually was obtained?

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

Sincerely yours,

Harward Platy
President
Letha Irrigation & Water Co.

INSERT
THIS
EDGE



Revising Thorndike's equation:

$$S = 0.0667 \text{ wt. } \lambda$$

$$= (0.0667)(10)(1.05) =$$

$$= 0.667 \text{ cps} = .84 \text{ cps/mi}$$

~~$$\text{Vol. loss} = (333.5)(4.2) = 1667.5$$~~

$$\text{Total loss} = 84 \text{ cps}$$

$$\text{Total vol.} = (420)(4.5) = 1890 \text{ A.P.}$$

$\lambda = 1.56$ average distance
 8 ft
 $uv = \text{Top width } 10 \text{ ft}$
 longest
 $L = 10 \text{ mi}$

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

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

$$4.5 \times \begin{array}{r} 280 \\ 298 \end{array} = \begin{array}{r} 1260 \\ 1341 \end{array} \text{ AF}$$

width = 10 ft

$$\begin{array}{r} 280 \\ .02 \\ \hline 5.60 \end{array}$$

$$\begin{array}{r} 8.4 \\ 5.6 \\ \hline 14.0 \end{array} \quad \begin{array}{r} 1260 \\ 1891 \\ \hline 3151 \end{array}$$

65 0079