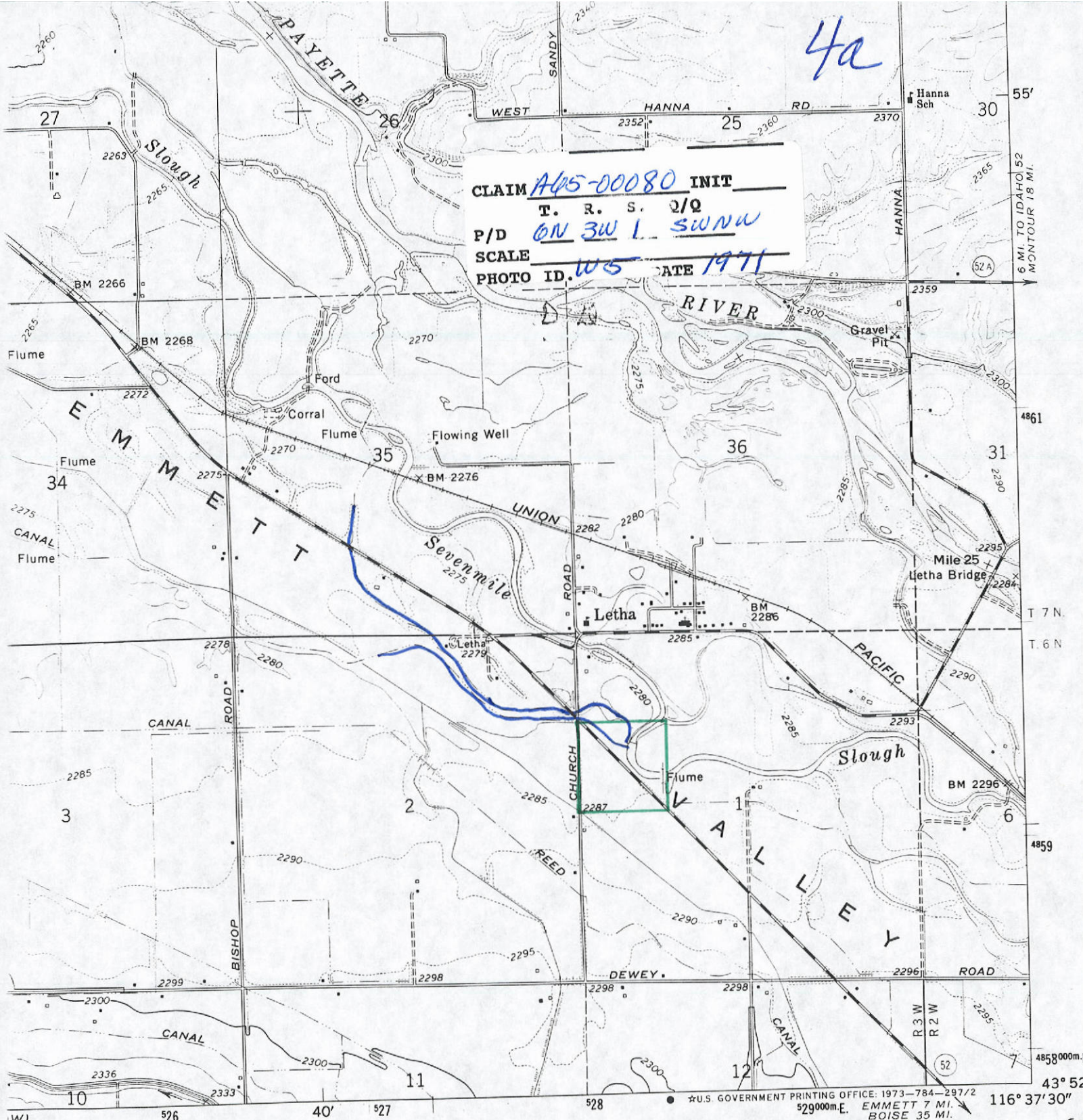
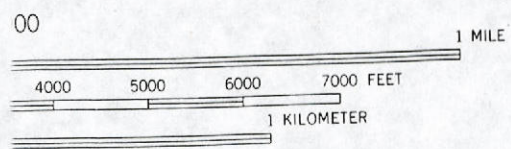




CLAIM A45-00080 INIT _____
 T. R. S. 2/2
 P/D ON 3W 1 SWNW
 SCALE _____
 PHOTO ID. W5 DATE 1971



20 FEET
 5-FOOT CONTOURS
 SEA LEVEL



QUADRANGLE LOCATION **SCANNED**
AUG 20 2003

ROAD CLASSIFICATION
 Primary highway, hard surface _____
 Secondary highway, hard surface _____
 Light-duty road, hard or improved surface _____
 Unimproved road _____
 Interstate Route (shield symbol) U. S. Route (circle symbol) State Route (circle symbol)

LETHA, IDAHO
 N4352.5-W11637.5/7.5

1971

AMS 2671 I NW-SERIES V893

MAP ACCURACY STANDARDS
 ORADO 80225, OR WASHINGTON, D. C. 20242
 SYMBOLS IS AVAILABLE ON REQUEST

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: A65-00080
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: MAY 31, 1889

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
06N	03W	1		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	14.540		

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

8. Total consumptive use is 1641.5 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	26	NW	SW		IRR	36.0
			NW	SW	6	IRR	11.0
			SW	SW		IRR	34.0
			SE	SW	7	IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	106.0
		27	SW	SE		IRR	18.0
						Section Acres	18.0
		34	NE	NE		IRR	34.0
			NW	NE		IRR	23.0
			SE	NE		IRR	39.0
			NE	NW		IRR	14.0
			NE	SE		IRR	31.0
			NW	SE		IRR	3.0
						Section Acres	144.0
		35	NE	NW		IRR	33.0
			NW	NW		IRR	37.0
			SW	NW		IRR	32.0
			SE	NW		IRR	34.0
			NE	SW		IRR	30.0
			NW	SW		IRR	35.0
						Section Acres	201.0
						Total Acres	469.0

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 ROSEBURY (AKA LANE OR ELIAS ANDERSON DITCH).

A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES AND .02 CFS PER ACRES FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

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 _____ 20 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

02/02/2001

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

RIGHT NUMBER: 65-80

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

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 14.54 CFS

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, 65-00076, 65-00079, 65-00078, 65-00081, 65-
00082, 65-00084, 65-00085, 65-02030 & 65-10337

A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029
CFS PER ACRE FOR 35 ACRES AND .02 CFS PER ACRE FOR 217 ACRES
AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR
THIS RIGHT

PRIORITY DATE: 05/31/1889

POINT OF DIVERSION: T06N R03W S1 SWNW 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	14.54 CFS

PLACE OF USE:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 469 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 NOS. 65-00071C, 65-00403A & 65-00403X ARE ALSO
DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE

AJ0749NP
No. R65-00080

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

DATE: 04/21/00
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	05/31/1889	IRRIGATION	03-15 11-15	14.540 CFS	
TOTAL DIVERSION:					14.540 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R03W S01 SWNW

GEM County

POU County:

Remarks: QNT 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, 65-00076, 65-00079, 65-00078, 65-00081, 65-00082, 65-00084, 65-00085, 65-02030 & 65-10337.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES AND .02 CFS PER ACRE FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THIS RIGHT.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 469 ACRES WITHIN THE PLACE OF USE BOUNDARY DESCRIBED FOR THE LETHA IRRIGATION AND WATER CO.

EXP RIGHT NOS. 65-00071C, 65-00403A & 65-00403X ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

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

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

Comments: Date: 04/20/2000 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
WATER IS DELIVERED THROUGH ROSEBURY (ALSO KNOWN AS LANE OR ELIAS ANDERSON) DITCH.
1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Audit: 04/21/00 MSCHULTE

SCANNED
AUG 20 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:56:29
04/19/00
36

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-00080

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETHA IRRIGATION & WATER CO INC	05/31/1889	IRRIGATION	03-15 11-15	14.540 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	14.540 CFS 1641.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R03W S01 SWNW

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
07N	03W	26	:					:					:			36	34	07-25	:					:	106.0
07N	03W	26	:					:					:			06-11		:						:	
07N	03W	27	:					:					:					:			18			:	18.0
07N	03W	34	:	34	23		39	:	14				:					:	31	03				:	144.0
07N	03W	35	:					:	33	37	32	34	:	30	35			:						:	201.0
																						TOTAL ACRES		469.0	

POU County: GEM

Remarks: GEN CLAIM AMENDED PER STIPULATION FROM PRBA. JS 2-21-96.
WATER IS DELIVERED THROUGH ROSEBURY (AKA LANE OR ELIAS
ANDERSON DITCH).
A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS
PER ACRE FOR 35 ACRES AND .02 CFS PER ACRES FOR 217 ACRES AT THE
FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE
OF USE DESCRIBED ABOVE.
1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES
IN DELIVERY OF THIS RIGHT.

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

POU
QNT
EXP F06
Delivery Loss

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

35
CLAIM NUMBER: A65-00080

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		MS In office 4-20-00	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>105</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()

40

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

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: 65-00080

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
11.260

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-00080	14.540	R65-00080	14.540	65-00080	11.260
TOTAL CFS		14.540		14.540		11.260

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: 4-20-2000

NAME OF FIELD EXAMINER: _____ TITLE: _____

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

19
CLAIM NUMBER: A65-00080

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 ROSEBURY (AKA LANE OR ELIAS
ANDERSON DITCH).
A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS
PER ACRE FOR 35 ACRES AND .02 CFS PER ACRES FOR 217 ACRES AT THE
FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE
OF USE DESCRIBED ABOVE.
1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES
IN DELIVERY OF THIS RIGHT.

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

Marcia Herr

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 leaf map that describes the boundary
of the Letha Irr. Co.*

SCANNED

AUG 20 2003

A. AJ CLAIM: # A65-00080 PRIORITY DATE: 05-31-1889 STAGE: J

B. WR RECORD: # 65-00080 PRIORITY DATE: 05-31-1889 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:

5-31-1889

REVIEWED BY

Mike 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
A65-00080	06N 03W	1		SW	NW			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-00071C R65-00071C
A65-00403A
A65-00403X

WR RECORDS IN SAME 40 ACRE TRACT

65-00071C
65-00403A
65-00403X

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
65-00080	06N 03W	1		SW	NW			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-00071C
65-00403A
65-00403X

A65-00071C R65-00071C
A65-00403A
A65-00403X

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(☒)

SCANNED
AUG 20 2003

1. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y() N(X)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____)

Y() N(X)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: Recommended as stipulated in the PRBA. The POP
and source were verified on topo map W5.

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

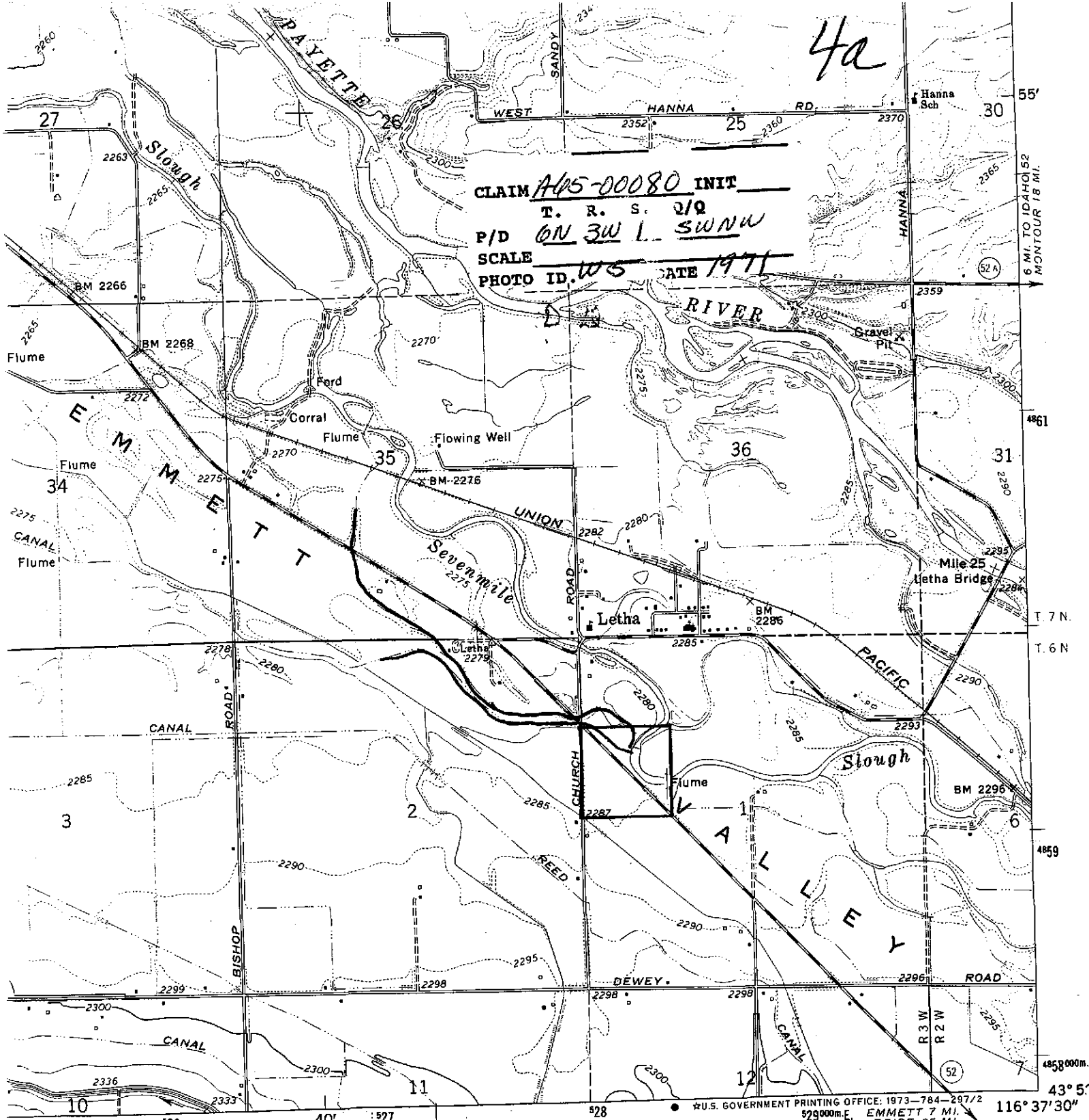
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY GEM	DIVERSION NAME	DIVERSION NBR
06N	03W	1		SW	NW					
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: Payette Riv. TRIB: Snake River

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

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

SCANNED
AUG 20 2003



U.S. GOVERNMENT PRINTING OFFICE: 1973-784-297/2
 529000E, EMMETT 7 MI., BOISE 35 MI.

ROAD CLASSIFICATION

Primary highway, hard surface	Light-duty road, hard or improved surface
Secondary highway, hard surface	Unimproved road

Interstate Route
 U. S. Route
 State Route

00
 4000 5000 6000 7000 FEET
 1 KILOMETER
 20 FEET
 5-FOOT CONTOURS
 SEA LEVEL

QUADRANGLE LOCATION

MAP ACCURACY STANDARDS
 COLORADO 80225, OR WASHINGTON, D. C. 20242
 SYMBOLS IS AVAILABLE ON REQUEST

LETHA, IDAHO
 N4352.5-W11637.5/7.5
 1971
 AMS 2671 1 NW-SERIES V893

SCANNED
 AUG 20 2003

A. ROOT WATER RIGHT NUMBERS: A65-00080
R65-00080

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	NW	SW		LETHA IRRIGATION & WATER CO	INA65-00080 / 36.0	65-00080 / 36.0			
			NW	SW		LETHA IRRIGATION & WATER CO	INR65-00080 / 36.0	- /			
07N	03W	26	NW	SW	6	LETHA IRRIGATION & WATER CO	INA65-00080 / 11.0	65-00080 / 11.0	51.0		
			NW	SW		LETHA IRRIGATION & WATER CO	INR65-00080 / 36.0	- /			
07N	03W	26	SW	SW		LETHA IRRIGATION & WATER CO	INA65-00080 / 34.0	65-00080 / 34.0	39.0		
			SW	SW		LETHA IRRIGATION & WATER CO	INR65-00080 / 34.0	- /			
07N	03W	26	SE	SW	7	LETHA IRRIGATION & WATER CO	INA65-00080 / 25.0	65-00080 / 25.0	35.0		
			SE	SW		SIMS, COLBURN N	A65-21330 /	- /			
			SE	SW		SIMS, COLBURN N	65-21330 /	- /			
			SE	SW	7	LETHA IRRIGATION & WATER CO	INR65-00080 / 25.0	- /			
07N	03W	27	SW	SE		LETHA IRRIGATION & WATER CO	INA65-00080 / 18.0	65-00080 / 18.0	35.0		
			SW	SE		LETHA IRRIGATION & WATER CO	INR65-00079 / 20.0	65-00079 / 20.0			
			SW	SE		LETHA IRRIGATION & WATER CO	INR65-00080 / 18.0	- /			
			SW	SE		LETHA IRRIGATION & WATER CO	INA65-00079 / 20.0	- /			
07N	03W	34	NE	NE		LETHA IRRIGATION & WATER CO	INA65-00080 / 34.0	65-00080 / 34.0	36.0		
			NE	NE		LETHA IRRIGATION & WATER CO	INR65-00080 / 34.0	- /			
07N	03W	34	NW	NE		LETHA IRRIGATION & WATER CO	INA65-00080 / 23.0	65-00080 / 23.0	27.0		
			NW	NE		LETHA IRRIGATION & WATER CO	INR65-00080 / 23.0	- /			
07N	03W	34	SE	NE		LETHA IRRIGATION & WATER CO	INA65-00080 / 39.0	65-00080 / 39.0	38.0		
			SE	NE		LETHA IRRIGATION & WATER CO	INR65-00080 / 39.0	- /			
07N	03W	34	NE	NW		LETHA IRRIGATION & WATER CO	INA65-00080 / 14.0	65-00080 / 14.0	39.0		
			NE	NW		LETHA IRRIGATION & WATER CO	INR65-00080 / 14.0	- /			
			NE	NW		REED DITCH CO	A65-00053A / 7.0	- /			
			NE	NW		REED DITCH CO	A65-00053X / 7.0	65-00053X / 7.0			
			NE	NW		CONGER, WAYNE		65-03388 /			
07N	03W	34	NE	SE		LETHA IRRIGATION & WATER CO	INA65-00080 / 31.0	65-00080 / 31.0	37.0		
			NE	SE		LETHA IRRIGATION & WATER CO	INR65-00080 / 31.0	- /			
			NE	SE		REED DITCH CO	A65-00053A / 5.0	- /			
			NE	SE		REED DITCH CO	A65-00053X / 5.0	65-00053X / 5.0			
			NE	SE		WRIGHT, JASPER MERLE		65-04751 /			
07N	03W	34	NW	SE		LETHA IRRIGATION & WATER CO	INA65-00080 / 3.0	65-00080 / 3.0	37.0		
			NW	SE		LETHA IRRIGATION & WATER CO	INR65-00080 / 3.0	- /			

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AUG 20 2003

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	SE		REED DITCH CO	A65-00053A / 37.0	- /			
			NW	SE		REED DITCH CO	A65-00053X / 37.0	65-00053X / 37.0			
07N	03W	35	NE	NW		LETHA IRRIGATION & WATER CO	INA65-00080 / 33.0	65-00080 / 33.0	41.0		
			NE	NW		LETHA IRRIGATION & WATER CO	INR65-00080 / 33.0	- /			
07N	03W	35	NW	NW		LETHA IRRIGATION & WATER CO	INA65-00080 / 37.0	65-00080 / 37.0	40.0		
			NW	NW		LETHA IRRIGATION & WATER CO	INR65-00080 / 37.0	- /			
07N	03W	35	SW	NW		LETHA IRRIGATION & WATER CO	INA65-00080 / 32.0	65-00080 / 32.0	38.0		
			SW	NW		SMITH FINANCIAL GROUP INC	A65-18424 /	- /			
			SW	NW		SMITH FINANCIAL GROUP INC	A65-18425 /	- /			
			SW	NW		SMITH FINANCIAL GROUP INC	A65-18426 /	- /			
			SW	NW		LETHA IRRIGATION & WATER CO	INR65-00080 / 32.0	- /			
			SW	NW		DELLINGER, ROGENE M	65-21811 /	- /			
			SW	NW		SMITH FINANCIAL GROUP INC	65-18424 /	- /			
			SW	NW		SMITH FINANCIAL GROUP INC	65-18425 /	- /			
			SW	NW		SMITH FINANCIAL GROUP INC	65-18426 /	- /			
			SW	NW		DELLINGER, ROGENE M	A65-21811 /	- /			
			SW	NW		COOLEY, WALTER C.		65-03372 /			
07N	03W	35	SE	NW		LETHA IRRIGATION & WATER CO	INA65-00080 / 34.0	65-00080 / 34.0	38.0		
			SE	NW		LETHA IRRIGATION & WATER CO	INR65-00080 / 34.0	- /			
07N	03W	35	NE	SW		LETHA IRRIGATION & WATER CO	INA65-00080 / 30.0	65-00080 / 30.0	43.0		
			NE	SW		SMITH FINANCIAL GROUP INC	A65-18424 /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	A65-18425 /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	A65-18426 /	- /			
			NE	SW		BUTTRAM, JAMES A	A65-056468 /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	A65-05646A /	- /			
			NE	SW		LETHA IRRIGATION & WATER CO	INR65-00080 / 30.0	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	R65-05646A /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	65-18424 /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	65-18425 /	- /			
			NE	SW		SMITH FINANCIAL GROUP INC	65-18426 /	- /			
			NE	SW		NEWMAN, ARTHUR		65-05646 /			
07N	03W	35	NW	SW		LETHA IRRIGATION & WATER CO	INA65-00080 / 35.0	65-00080 / 35.0	39.0		
			NW	SW		SMITH FINANCIAL GROUP INC	A65-03387 /	65-03387 /			
			NW	SW		SMITH FINANCIAL GROUP INC	A65-18424 /	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	A65-18425 /	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	A65-18426 /	- /			
			NW	SW		LETHA IRRIGATION & WATER CO	INR65-00080 / 35.0	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	65-18424 /	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	65-18425 /	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	65-18426 /	- /			
			NW	SW		SMITH FINANCIAL GROUP INC	65-03387 /	- /			
			NW	SW		COOLEY, WALTER C.		65-03370 /			

ADDITIONAL POU FOUND

SCANNED
AUG 20 2003

TOTAL ACRES

A65-00080

469.00

469.00

613.00

*469 within the
Jethro Inc. Co.*

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
A65-00080	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	14.540	0.031		
A65-00053A	PAYETTE RIVER	REED DITCH CO	36.120	0.018		
A65-00053X	PAYETTE RIVER	REED DITCH CO	10.010	0.005		
A65-00079	PAYETTE RIVER	LETHA IRRIGATION & WATER CO IN	8.100	0.024		
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		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-21330	DOMESTIC	SIMS, COLBURN N	FROM 01-01 TO 12-31	0.040 CFS	
A65-21330	STOCKWATER	SIMS, COLBURN N	FROM 01-01 TO 12-31	0.020 CFS	
65-21330	DOMESTIC	SIMS, COLBURN N	FROM 01-01 TO 12-31	0.040 CFS	
65-21330	STOCKWATER	SIMS, COLBURN N	FROM 01-01 TO 12-31	0.020 CFS	
A65-18424	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	
A65-18424	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
A65-18425	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
A65-18426	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
65-21811	DOMESTIC	DELLINGER, ROGENE M	FROM 01-01 TO 12-31	0.040 CFS	
65-18424	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	
65-18424	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
65-18425	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
65-18426	STOCKWATER	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.110 CFS	
A65-21811	DOMESTIC	DELLINGER, ROGENE M	FROM 01-01 TO 12-31	0.040 CFS	
A65-05646B	DOMESTIC	BUTTRAM, JAMES A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05646A	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-05646A	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-03387	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03387	DOMESTIC	SMITH FINANCIAL GROUP INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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

Y() N(✓)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

SCANNED

AUG 20 2003

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(☒)

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AUG 20 2003

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

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

NOTES:

Recommended as 469 acres within the boundaries of Letha An. Co.

RECOMMENDATIONS:

TOTAL ACRES:

469 within Letha Augation Co.

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
A65-00080 IRRIGATION	FROM 03-15 TO 11-15	14.540 CFS	
TOTAL DIVERSION RATE/VOLUME		14.540 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-00080 IRRIGATION	FROM 03-15 TO 11-15	11.260 CFS	
TOTAL DIVERSION RATE/VOLUME		11.260 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: 14.540 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 11.260 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 409 x 0.02 CFS/ACRE = 9.38 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 = 1641.5 AF/A NA

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 and includes 1.80 cfs for delivery loss.

WR RECORD CONDITIONS/REMARKS:

SCANNED
AUG 20 2003

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	14.540				1641.5	
TOTAL FOR THIS RIGHT			14.540				1641.5	

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 FOG with - 000710, -00403A 2X

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

Delivery loss.

SCANNED
AUG 20 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			
65-00080	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	05/31/1889	IRRIGATION	03-15 11-15	14.54 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	14.54 CFS
					CONSUMPTIVE USE:	1641.5 AFY
POINT OF DIVERSION:						
T06N R03W S01		SNNW				
PLACE OF USE: IRRIGATION						
T07N R03W S26		NWSW 36.0	Lot 6 (NESW)11.0	SWSW 34.0	Lot 7 (SESW)25.0	
S27		SWSE 18.0				
S34		NENE 34.0	NWNE 23.0	SENE 39.0	NENW 14.0	
		NESE 31.0	NWSE 3.0			
S35		NENW 33.0	NWNW 37.0	SNNW 32.0	SENW 34.0	
		NESW 30.0	NWSW 35.0			
469.0 ACRES TOTAL						
REMARKS:	WATER IS DELIVERED THROUGH ROSEBURY (ALSO KNOWN AS LANE OR ELIAS ANDERSON) DITCH.					
	A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES, AND .02 CFS PER ACRE FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.					

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

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

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

Date: 3-27-2000
President

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

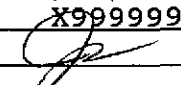
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-00080

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: MAY 31, 1889

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
06N	03W	1		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	14.540		

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

8. Total consumptive use is 1641.5 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	26	NW	SW		IRR	36.0
			NW	SW	6	IRR	11.0
			SW	SW		IRR	34.0
			SE	SW	7	IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	106.0
		27	SW	SE	IRR	18.0
					Section Acres	18.0
		34	NE	NE	IRR	34.0
			NW	NE	IRR	23.0
			SE	NE	IRR	39.0
			NE	NW	IRR	14.0
			NE	SE	IRR	31.0
			NW	SE	IRR	3.0
					Section Acres	144.0
		35	NE	NW	IRR	33.0
			NW	NW	IRR	37.0
			SW	NW	IRR	32.0
			SE	NW	IRR	34.0
			NE	SW	IRR	30.0
			NW	SW	IRR	35.0
					Section Acres	201.0
					Total Acres	469.0

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 ROSEBURY (AKA LANE OR ELIAS ANDERSON DITCH).

A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES AND .02 CFS PER ACRES FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

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 P. Patai 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				
65-00080	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	05/31/1889	IRRIGATION	03-15 11-15	14.54 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	14.54 CFS
					CONSUMPTIVE USE:	1641.5 APY
POINT OF DIVERSION: T06N R03W S01		SNNW				
PLACE OF USE: IRRIGATION						
T07N R03W S26		NWSW 36.0 ~ Lot 6 (NESW)11.0 ~		SWSW 34.0 ~ Lot 7 (SESW)25.0 ~		
S27		SWSE 18.0 ~				
S34		NENE 34.0 ~		SENE 39.0 ~ NENW 14.0 ~		
		NESE 31.0 ~		NWSE 3.0 ~		
S35		NENW 33.0 ~		NWNW 37.0 ~		
		NESW 30.0 ~		SNNW 32.0 ~ SENW 34.0 ~		
469.0 ACRES TOTAL						
REMARKS:	WATER IS DELIVERED THROUGH ROSEBURY (ALSO KNOWN AS LANE OR ELIAS ANDERSON) DITCH.					
	A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES, AND .02 CFS PER ACRE FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	1.80 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.

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: A65-00080
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: MAY 31, 1889

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER
Department of Water Resources

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	03W	1	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	18.760		

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

8. Total consumptive use is 1641.5 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	26	NW	SW		IRR	36.0
			NW	SW	6	IRR	11.0
			SW	SW		IRR	34.0

A65-00080

Page 1

Date: 02/01/90

SCANNED

AUG 20 2003

MICROFILMED

SEP 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	26	SE	SW	7	IRR	25.0
			Section Acres				106.0
		27	SW	SE		IRR	18.0
			Section Acres				18.0
		34	NE	NE		IRR	34.0
			NW	NE		IRR	23.0
			SE	NE		IRR	39.0
			NE	NW		IRR	14.0
			NE	SE		IRR	31.0
			NW	SE		IRR	3.0
			Section Acres				144.0
		35	NE	NW		IRR	33.0
			NW	NW		IRR	37.0
			SW	NW		IRR	32.0
			SE	NW		IRR	34.0
			NE	SW		IRR	30.0
			NW	SW		IRR	35.0
			Section Acres				201.0
			Total Acres				469.0

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 LANE, ELIAS ANDERSON, OR ROSEBURY 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 Phelan
Signature of Authorized Agent
Letha Irrigation & Water Co.
President
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 - 65-00080 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 - - - +
05/31/1889 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)

06N 03W 1 SW NW (45) GEM

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	11.260	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage
11.260

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07N	03W	26	NW SW		36.0	01	IRRIGATION	(45) GEM
07N	03W	26	NW SW	6	11.0	01	IRRIGATION	(45) GEM
07N	03W	26	SW SW		34.0	01	IRRIGATION	(45) GEM
07N	03W	26	SE SW	7	25.0	01	IRRIGATION	(45) GEM
07N	03W	27	SW SE		18.0	01	IRRIGATION	(45) GEM
07N	03W	34	NE NE		34.0	01	IRRIGATION	(45) GEM
07N	03W	34	NW NE		23.0	01	IRRIGATION	(45) GEM
07N	03W	34	SE NE		39.0	01	IRRIGATION	(45) GEM
07N	03W	34	NE NW		14.0	01	IRRIGATION	(45) GEM
07N	03W	34	NE SE		31.0	01	IRRIGATION	(45) GEM
07N	03W	34	NW SE		3.0	01	IRRIGATION	(45) GEM
07N	03W	35	NE NW		33.0	01	IRRIGATION	(45) GEM
07N	03W	35	NW NW		37.0	01	IRRIGATION	(45) GEM
07N	03W	35	SW NW		32.0	01	IRRIGATION	(45) GEM
07N	03W	35	SE NW		34.0	01	IRRIGATION	(45) GEM
07N	03W	35	NE SW		30.0	01	IRRIGATION	(45) GEM
07N	03W	35	NW SW		35.0	01	IRRIGATION	(45) GEM

Total Acres: 469.0

- Diversion Means -

MICROFILMED
SEP 15 1992

SCANNED
AUG 20 2003

SCANNED
AUG 20 2003

MICRO LIVED

SEP 15 1932

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Johna Drig. & Water CLAIM IDENT. NO. AR 5-00080

DATE RECEIVED 2-9-90 CR # AMOUNT \$ Exempt

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
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.	☐	☐	
3. (a) Is a source entered?	☐	☐	*
(b) Is a tributary to entered? (if required)	☐	☐	
4. Is the legal description of the p.d. sufficient?	☐	☐	*
5. Is there a description of the diverting works?	☐	☐	
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.	☐	☐	*
Is the period of use included?	☐	☐	
Is a quantity claimed for each use?	☐	☐	*
7. Is a total quantity claimed entered?	☐	☐	
8. If required is a consumptive use entered?	☐	☐	
Is the consumptive use correct?	☐	☐	
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.	☐	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☐	☐	*
11. Is (are) the county(ies) entered?	☐	☐	
12. Is the ownership of p.u. checked?	☐	☐	
13. Are other water rights listed or "none" indicated?	☐	☐	
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.)	☐	☐	
15. Is the basis of the claim indicated?	☐	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☐	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be data entered?	☐	☐	

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:
Sent to claimant by:

Date:
Date:
Date:

Checked by: Date: Comments:

SCANNED

MICROFILMED

AUG 20 2003

SEP 15 1992

 * MACALLISTER'S MODIFICATION OF MORITZ *
 * LOSS CALCULATION FOR *
 * THE E. ANDERSON, ROSEBURY OR LANE DITCH *
 * WATER RIGHT NO. 65-0080 *

11.26

Q DIVERTED: ~~10.84~~ cfs
 Q DELIVERED: ~~9.84~~ 9.38
 PERCENTAGE LOSS: 20.0%

TYPE OF SOIL: SANDY LOAM
 SOIL CONSTANT= 1.50 (FEET/DAY)
 LENGTH OF HEAD OF DITCH: 1.13
 LENGTH OF DELIVERY SECTION: 1.06

~~2,440.8~~ AFA
 2,532.60

LOSS TABLE FOR HEAD OF DITCH

MILE	Q	LOSS
	(CFS)	(CFS)
1.00	9.98	.86
1.13	9.88	.10

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	.55	.83	8.51
1.06	.00	.01	.53

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

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

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO A

WATER RIGHT

105-0040

Notice is hereby given that ~~Elias Anderson Ditch~~ - Letha Irrigation & Water Co., Inc.

c/o Edna Upson, R# 1, Box 240, Emmett, Idaho 83617, claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) May 31, 1889, Recorded - Book 1 - Page 178 of water rights - Canyon Co.
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Payette River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
Use Irrigation (Domestic, irrigation, stock, etc.) Period of Use From 3/15 To 11/15
(Mo., Day) (Mo., Day)
Use 2532 AFA (Domestic, irrigation, stock, etc.) Period of Use From 3/15 To 11/15
(Mo., Day) (Mo., Day)
Use 20342 AFA (Domestic, irrigation, stock, etc.) Period of Use From 3/15 To 11/15
(Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: 14.7 Cubic Feet Per Second, or 2043 Acre Feet Per Annum, and/or 9.08 Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 NW 1/4, Sec. 1, Twp. 6N, Rge. 3W, B.M.; additional points: Headgate near but north of Noble Ditch Headgate and Ditch North of Stevenson (Noble Ditch) Ditch. Flows in a westerly course.
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. Gravity Ditch, Headgate, - 2000 inches of water under a 4 in. pressure from Slough.

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	3W	26													106
		27													30 18
		34	34	23		39	14								115 144
		35					33	37	32	34	30	35			201

Total No. of acres 458 469

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

- (7) Effluent, sewage waste, or return water from this use is discharged into Stewart Ditch, Seven Mile Slough, And Drain Ditch
- (8) If you are claiming water as a member of an organization, list name of organization. Letha Irrigation & Water Co., Inc. or E. Anderson
- (9) Remarks Sometimes known as Lane or Roseberry Ditch - Irrigates in Sec 35, 34, 26
- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case
☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

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

Individual

(Date)

(Signature of Claimant)

State of IDAHO

County of Gem

On this 12 day of May, in the year 1970, before me, a notary public, personally appeared Edna Upson known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at Emmett Idaho

My commission expires October 5, 1972

KEYPUNCHED

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

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

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO A

WATER RIGHT

65-0060

Notice is hereby given that ~~Edna Upson~~ Letha Irrigation & Water Co., Inc.

c/o Edna Upson, R# 1, Box 240, Emmett, Idaho 83617

claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) May 31, 1889, Recorded - Book 1 - Page 178 of water Rights - Canyon Co.

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Payette River

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

Use Irrigation Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive)

Use 0 Period of Use From 0 To 0
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive)

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	3W	35					33	37	41	34		32							174
							27.8	36.8	37.2	36.3		34.6							208.6 171
		26							32	(28.6)				(40.7)					106.6 106
										19.8	36.3	37.2	35.9						
		34		23						11	38	34	25						143.8 147
				34.2	27.9		38.8	35.6						32.4	37				
		27					39	14						31	1		18	12	30.0 30

Total No. of acres 454.0 454

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 454

(7) Effluent, sewage waste, or return water from this use is discharged into Stewart Ditch, Seven Mile Slough, And Drain Ditch

(8) If you are claiming water as a member of an organization, list name of organization: Letha Irrigation & Water Co., Inc. or E. Anderson

(9) Remarks Sometimes known as Lane, or Roseberry Ditch - Irrigates in Sec 35, 34, 26

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

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

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

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

Individual

(Date)

(Signature of Claimant)

(Signature of Spouse)

State of IDAHO

County of GEM

ss.

Organization Seal

Organization Letha Irrigation & Water Co

Edna Upson Sec.
(Signature of Authorized Agent)

On this 12 day of May, in the year 1970, before me,

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

Notary Public residing at Emmett Idaho

My commission expires October 5, 1972

KEYPUNCHED

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																																		
65-00080	LETHA IRRIGATION & WATER CO. INC. 6550 DALLAS RD. NEW PLYMOUTH ID 83655	05/31/1889	IRRIGATION	03-15 11-15	14.54	CFS BENEFICIAL USE																														
					TOTAL QUANTITY:	14.54 CFS																														
					CONSUMPTIVE USE:	1641.5 AFY																														
POINT OF DIVERSION: T06N R03W S01 SNNW																																				
PLACE OF USE: IRRIGATION																																				
<table border="0"> <tr> <td>T07N R03W S26</td> <td>NWSW 36.0</td> <td>Lot 6 (NESW)11.0</td> <td>SWSW 34.0</td> <td>Lot 7 (SESW)25.0</td> </tr> <tr> <td>S27</td> <td>SWSE 18.0</td> <td></td> <td></td> <td></td> </tr> <tr> <td>S34</td> <td>NENE 34.0</td> <td>NWNE 23.0</td> <td>SENE 39.0</td> <td>NENW 14.0</td> </tr> <tr> <td></td> <td>NESE 31.0</td> <td>NWSE 3.0</td> <td></td> <td></td> </tr> <tr> <td>S35</td> <td>NENW 33.0</td> <td>NWNW 37.0</td> <td>SNNW 32.0</td> <td>SENW 34.0</td> </tr> <tr> <td></td> <td>NESW 30.0</td> <td>NWSW 35.0</td> <td></td> <td></td> </tr> </table>							T07N R03W S26	NWSW 36.0	Lot 6 (NESW)11.0	SWSW 34.0	Lot 7 (SESW)25.0	S27	SWSE 18.0				S34	NENE 34.0	NWNE 23.0	SENE 39.0	NENW 14.0		NESE 31.0	NWSE 3.0			S35	NENW 33.0	NWNW 37.0	SNNW 32.0	SENW 34.0		NESW 30.0	NWSW 35.0		
T07N R03W S26	NWSW 36.0	Lot 6 (NESW)11.0	SWSW 34.0	Lot 7 (SESW)25.0																																
S27	SWSE 18.0																																			
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	NESE 31.0	NWSE 3.0																																		
S35	NENW 33.0	NWNW 37.0	SNNW 32.0	SENW 34.0																																
	NESW 30.0	NWSW 35.0																																		
469.0 ACRES TOTAL																																				
REMARKS:	WATER IS DELIVERED THROUGH ROSEBURY (ALSO KNOWN AS LANE OR ELIAS ANDERSON) DITCH.																																			
	A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES, AND .02 CFS PER ACRE FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.																																			
	1.80 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)

DATE: 01/12/93
PAGE: 1

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	05/31/1889	IRRIGATION	03-15 11-15	14.54 CFS	
					TOTAL DIVERSION:	14.54 CFS
					CONSUMPTIVE USE:	1641.5 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06N R03W S01

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	26	:											06-11	36	34	07-25			:	106.0											
07N	03W	27	:															18		:	18.0											
07N	03W	34	:	34		23				39		14						31	03	:	144.0											
07N	03W	35	:								33	37	32	34		30	35			:	201.0											
																				TOTAL ACRES												469.0

POU County: GEM

Remarks: WATER IS DELIVERED THROUGH ROSEBURY (ALSO KNOWN AS LANE OR ELIAS ANDERSON) DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE FOR 217 ACRES, .029 CFS PER ACRE FOR 35 ACRES, AND .02 CFS PER ACRE FOR 217 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
1.80 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

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 65-00080

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 11.26 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 14.54 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. 65-00080

Date 4/15/92

Initials JP

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>217</u>	x	0.034	=	<u>7.38</u>
Letha	<u>35</u>	x	0.029	=	<u>1.02</u>
Other	<u>217</u>	x	0.02	=	<u>4.34</u>
Total	<u>469</u>				<u>12.74</u>

Conveyance Loss (see attached) = 1.80

TOTAL DIVERSION RATE = 14.54

Comments:

65-00080

4/15/92 JP

CONVEYANCE LOSS - MORITZ

REACH	LENGTH (FT)	AVE VELOCITY (FT/SEC)	SEEPAGE (FT/DAY)	MORITZ LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	5966	1.75	1.50	0.96	0.00	12.74	0.0754	0.00	14.54
2	5280	1.75	1.50	0.82	12.02	12.74	0.0646	1.68	13.57
3	317	1.75	1.50	0.01	0.72	0.72	0.0161	0.11	0.73
4	0	0.00	0.00	0.00	0.00	-0.00	0.0000	0.00	-0.00
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	11563			1.80	12.74			1.80	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTSAVE 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 260

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
65-0080	LETHA IRRIGATION & WATER COMPANY, INC. C/O MELBA PLATZ, ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: IRRIGATED BY LANE, ELIAS ANDERSON, OR ROSEBURY DITCH.	5/31/1889	IRRIGATION	3/15 11/15	--- AFA 11.26 CFS	SWNW S 1 T 6N R 3W	NWSW(36) SWSW(34) LOT 6(11) LOT 7(25) S26 T 7N R 3W SWSE(18) S27 T 7N R 3W NENE(34) NWNE(23) SENE(39) NENW(14) NESE(31) NWSE(3) S34 T 7N R 3W NENW(33) NWNW(37) SWNW(32) SENW(34) NESW(30) NWSW(35) S35 T 7N R 3W *469*	BENEFICIAL USE
65-10723	PAYETTE RIVER RANCH 1586 VANDERDASSON ROAD, EMMETT, IDAHO 83617	8/12/1889	IRRIGATION	3/15 11/15	--- AFA 1.99 CFS	SWNE S 9 T 6N R 2W	NENE(21) SENE(2) S 8 T 6N R 2W SWSW(3) S 4 T 6N R 2W LOT 4(19) S 9 T 6N R 2W LOT 10(8) LOT 9(36) S 5 T 6N R 2W *89*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	14.00 AFA .23 CFS *---*AFA *2.05*CFS		SAME AS OTHER USE	
65-5757	ACORD, O. THAYNE 1900 WEST 3500 SOUTH, SALT LAKE CITY, UTAH 84119	8/29/1889	IRRIGATION	3/15 11/15	--- AFA .78 CFS	LOT 2 S 8 T 7N R 3W	LOT 4(11) S 8 T 7N R 3W LOT 1(22) LOT 2(6) S 7 T 7N R 3W *39*	BENEFICIAL USE
65-5758	ACORD, O. THAYNE 1900 WEST 3500 SOUTH, SALT LAKE CITY, UTAH 84119	8/29/1889	IRRIGATION	3/15 11/15	--- AFA 4.04 CFS	LOT 2 S 8 T 7N R 3W	NENE(40) NWNE(30) SWNE(20) SENE(40) LOT 1(3) S 7 T 7N R 3W NWNW(14) SWNW(8) LOT 3(10) LOT 4(8) S 8 T 7N R 3W *173*	BENEFICIAL USE

July 22, 1991

RECEIVED
JUL 25 1991

Department of Water Resources

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

Re: Anderson 65-00080 5/31/1889 11.26 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 11.26 c.f.s. listed for this water right.

According to the information supplied, a flow rate of 21.13 c.f.s. is required. Therefore, Letha Irrigation and Water Co. Inc. respectfully requests that the original diversion rate of 18.76 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 Flatz
Howard Flatz, 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). 65-00080 Priority Date 5/31/1889 c.f.s. 11.26
 NAME Letha Irrigation and Water Co. Inc. Anderson ditch
 ADDRESS 5307 Freemont New Plymouth, Idaho 83665
 PHONE 208-278-3118

1. TOTAL IRRIGATED ACRES SHOWN ON CLAIM(S) REFERENCED ABOVE 469 ACRES.

2. TYPICAL CROPS GROWN

CROP	PERCENT OF TOTAL ACRES	CROP	PERCENT OF TOTAL ACRES
Alfalfa	5%	Pasture	65%
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	25%		

3. IRRIGATION SYSTEM TYPE

TYPE	PERCENT OF TOTAL ACRES	
Graded Border		PLEASE COMPLETE ITEM 4.
Level Border	5%	PLEASE COMPLETE ITEM 4.
Furrow	5%	PLEASE COMPLETE ITEM 5.
Corrugation	90%	PLEASE COMPLETE ITEM 6.
Sprinkler		PLEASE COMPLETE ITEM 7.
Contour Ditch		PLEASE COMPLETE ITEM 8.
Trickle or Drip		
Sub-irrigation		

4. Varies to farm **BORDER (COMPLETE BELOW BASED ON PEAK USE)** 1000-1300 feet
 inflow (cfs) 50-70 Feet width (feet) average length (feet)
24 hours 2-6
 slope (%) 7-10 days set time (hours) number of borders per set
 frequency (days)

5. Varies to farm **FURROW (COMPLETE BELOW BASED ON PEAK USE)** 1000-1300 feet
 inflow (gallons per minute) 30 inches spacing (inches) average length (feet)
24 hours 15-30
 slope (%) 7-10 days set time (hours) number of furrows per set
 frequency (days)

6.

CORRUGATION (COMPLETE BELOW BASED ON PEAK USE)

<u>Varies to farm</u>	<u>30 inches</u>	<u>300-1200 feet</u>
<u>inflow (gallons per minute)</u>	<u>spacing (inches)</u>	<u>average length (feet)</u>
<u>slope (%)</u>	<u>12-36 hours</u>	<u>75-80</u>
<u>8-10 days</u>	<u>set time (hours)</u>	<u>number of corrugations per set</u>
<u>frequency (days)</u>		

7.

SPRINKLER (COMPLETE BELOW BASED ON PEAK USE)

TYPE center pivot solid set
lateral move gun/boom

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

8.

CONTOUR DITCH (COMPLETE BELOW BASED ON PEAK USE)

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

9.

CONVEYANCE FROM SOURCE TO FARM

UNLINED DITCH
varies to location

<u>length (feet)</u>	<u>16-24 inches</u>	<u>24-72 inches</u>
	<u>average depth (inches)</u>	<u>average width (inches)</u>

LINED DITCH

<u>length (feet)</u>	<u>average depth (inches)</u>	<u>average width (inches)</u>
----------------------	-------------------------------	-------------------------------

PIPELINE

<u>length (feet)</u>	<u>diameter (inches)</u>
----------------------	--------------------------

10.

ON-FARM DISTRIBUTION

UNLINED DITCH
varies to farm

<u>length (feet)</u>	<u>18-24 inches</u>	<u>24-36 inches</u>
	<u>average depth (inches)</u>	<u>average width (inches)</u>

LINED DITCH

<u>length (feet)</u>	<u>average depth (inches)</u>	<u>average width (inches)</u>
----------------------	-------------------------------	-------------------------------

PIPELINE

<u>length (feet)</u>	<u>diameter (inches)</u>
----------------------	--------------------------

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



Department of Water Resources

Re: Civil Case No. 3667
Frasier, et al Objection 65-00080

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 11.26 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 65-00080

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 11.26 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

469 Total

526 ALL 106 Ar (21)

27 18 (21)

34 NE NE 5 (21)

3 (15)

SENE 18 (15)

35 NE NW 33 (21)

NW NW 37 (21)

SW NW 6 (21)

8 (15)

SE NW 12 (21)

6 (15)

21 217

15 35

1 ~~20~~ ~~257~~
217



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

April 24, 1986

RE: Water District 57-R

Dear Reynolds Creek Basin Water User:

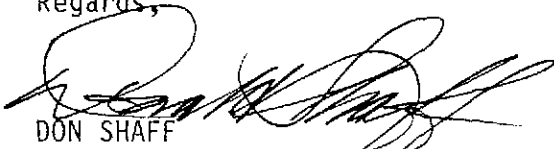
The director of the Department of Water Resources has set a budget and selected a watermaster for Water District 57-R for the 1986 irrigation season. You should have received the director's order dated April 9th that established Water District 57-R to replace water districts 57-A and 57-J.

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

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

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

Regards,


DON SHAFF

Water Rights Supervisor

DS:alw

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

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

Gentlemen:

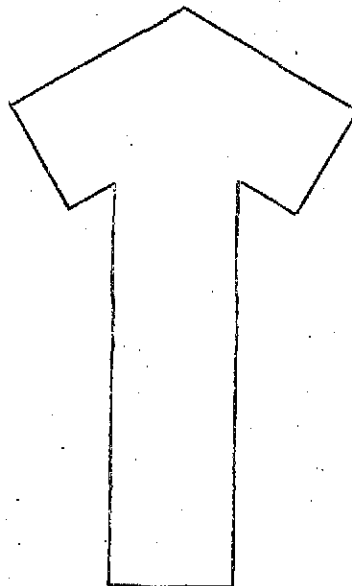
Could you please explain how and where the figure of 4.5 Acre Feet Annually was obtained?

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

Sincerely yours,

Harold Plat
President
Letha Irrigation & Water Co.

INSERT
THIS
EDGE



Using Hotch/operation:

$$5 \text{ ft} \times 1.56 \times .066 = .5$$

total 1.5 lanes

i. 1.56 average load per mile
based on Sandy Lm.
length of canal 3 miles
w. Top width 5 ft
.066 constant.

$$S = .066 \times w_i$$

9.08 based on .02255/ft.

$\times 1.5$

$$\frac{16.5}{10.58} \text{ total } 2.55$$

$$1.5 \times 2.25 \text{ constant} =$$

$$\begin{array}{r} 2043 = 4.5/ft \\ 337 \text{ ft/lane} \\ \hline 2380 \text{ ft} \end{array}$$

$$\frac{2043}{337} = 6.06 \text{ } 2.55 \times \text{ft} = .02$$

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

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

Civil No. 3667

S U M M O N S

THE STATE OF IDAHO SENDS GREETINGS TO:

You are hereby notified that an Order has been entered in the District
Court of the Third Judicial District in and for the County of Gem, dated _

Chas Anderson
Locator.
Taygeth River.

To, whom it may concern! Notice is hereby given that J. Elias Anderson, a citizen of the United States, over the age of twentyone years, born this 13th day of May 1859, locates and do hereby claim any appropriate acre of accendancer with the lands of the United States of Idaho Territory. Two Thousand and 2,000 inches of water, flowing in a slough near the Taygeth River, and about four miles above Falkstone, measured under a four inch pressure, to be taken from said slough at about 15000 more or less, in a northerly course from the headgate of what is known as the "Stearns Ditch"; The same to be appropriated for mining, irrigating or manufacturing purposes, said water to be conveyed in a ditch or flumes, in a westerly course, below any north of the Stearns Ditch" and in the same direction as said Stearns

~~with. In the conveyance of water from the headgate of what is known as the "Stearns Ditch"; The same to be appropriated for mining, irrigating or manufacturing purposes, said water to be conveyed in a ditch or flumes, in a westerly course, below any north of the Stearns Ditch" and in the same direction as said Stearns Ditch. To be conveyed upon my lands any other lands below mine, in said Taygeth Valley, as hereby appropriated for my use.~~

In Witness Whereof, I have hereunto set my hand this 13th day of May 1859.

Elias Anderson.

M. R.

2-134

Recorded at request of Elias Anderson May 13th 1859
at 3 P.M.

Compared

Recorder

S. B. Mann

State of Idaho
County of Canyon } ss.
I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears in this office.
Dated

RECORDED
GEN COUNTY

Book 1 Page 178
of Water Rights.

April 13, 1870

Walter F. Wright, Clerk of the District Court
and Ex Officio Recorder.

By Edmund P. Deane
Deputy

65 0076

Check File # 65-0076 for

all information and evidence for
this file.

$$454 \times 4.5 =$$

$$\begin{array}{r} 454 \\ \times 4.5 \\ \hline 9.08 \end{array}$$

3 miles length
of ~~total~~ canal

65 0080