

SPLIT TREE

CLAIM: 65-01393

AGENT: Ron Howerton

Date: 4-5-01

FACTOR = CFS 1.90/ ACRES 95 = 0.02

SPLIT 65-01393A = FACTOR x N acres 86.5 = CFS 1.73

SPLIT 65-01393B = FACTOR x N acres 8.5 = CFS 0.17

TOTALS 95.0 1.90

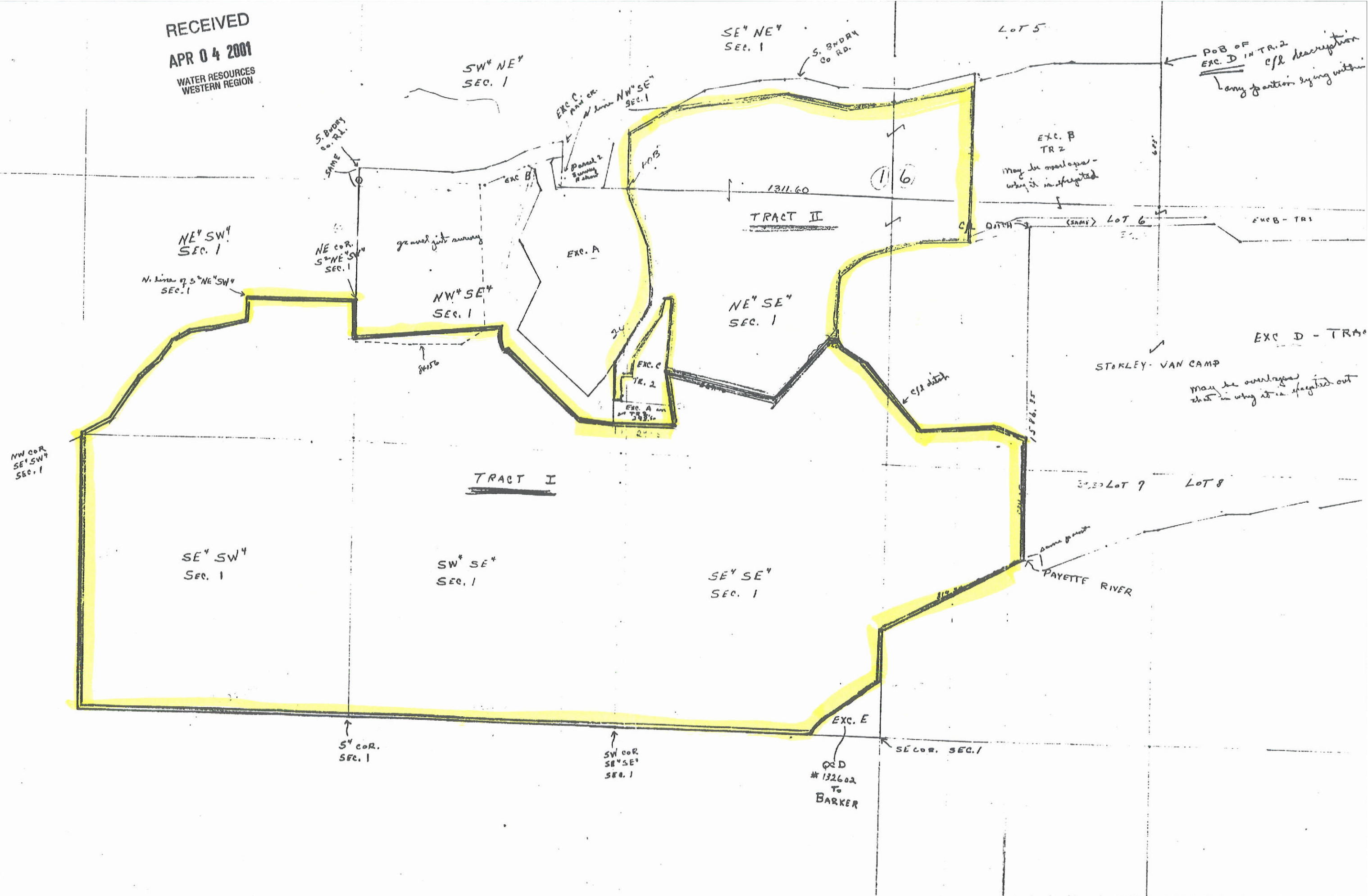
NAME: **REKOW**
RIGHT: **65-01393**
CFS: **1.90**
ACRES: **95.0**
TRACT(S): **SEE RIGHT**

NAME: **KIENTZ**
SPLIT: 65-01393A
CFS: **1.73**
ACRES: **86.5**
TRACT(S): **SEE RIGHT**

NAME: **REKOW**
SPLIT: 65-01393B
CFS: **0.17**
ACRES: **8.5**
TRACT(S): **SWSW (8.5)**

RECEIVED
APR 04 2001

WATER RESOURCES
WESTERN REGION



T06N R02W
S01

Idaho Department of Water Resources

Claims: 65-01393B
Prepared by:
RON HOWERTON
Modified: 4-4-01

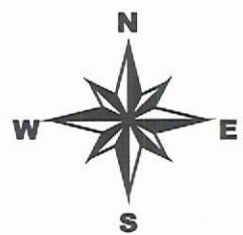
 Place of use

 POD

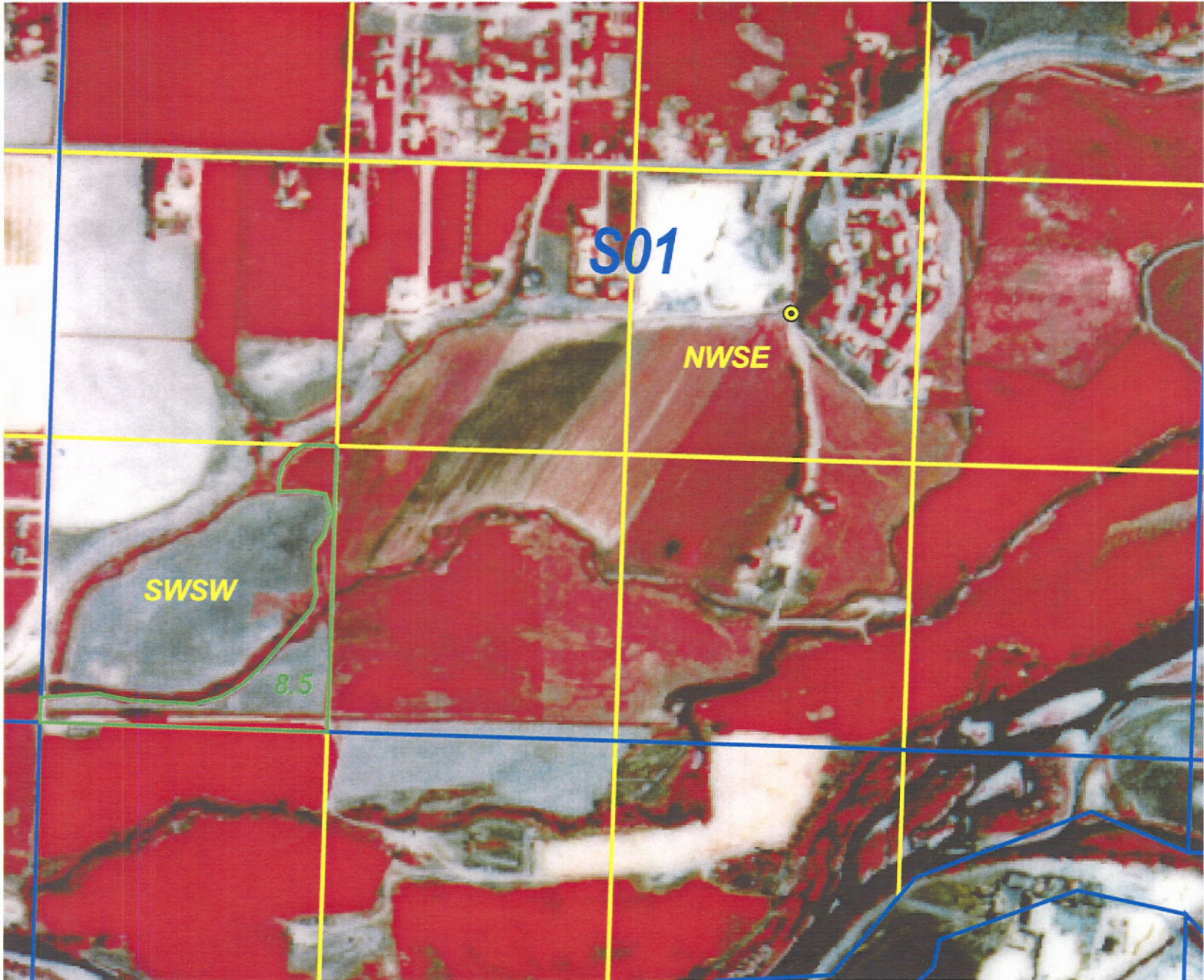
 SECTION

 1/4 1/4

8.5 Acres



1987 NAPP

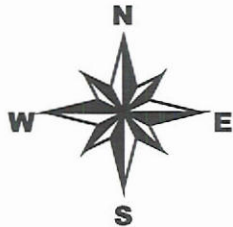


T06N R02W
S01

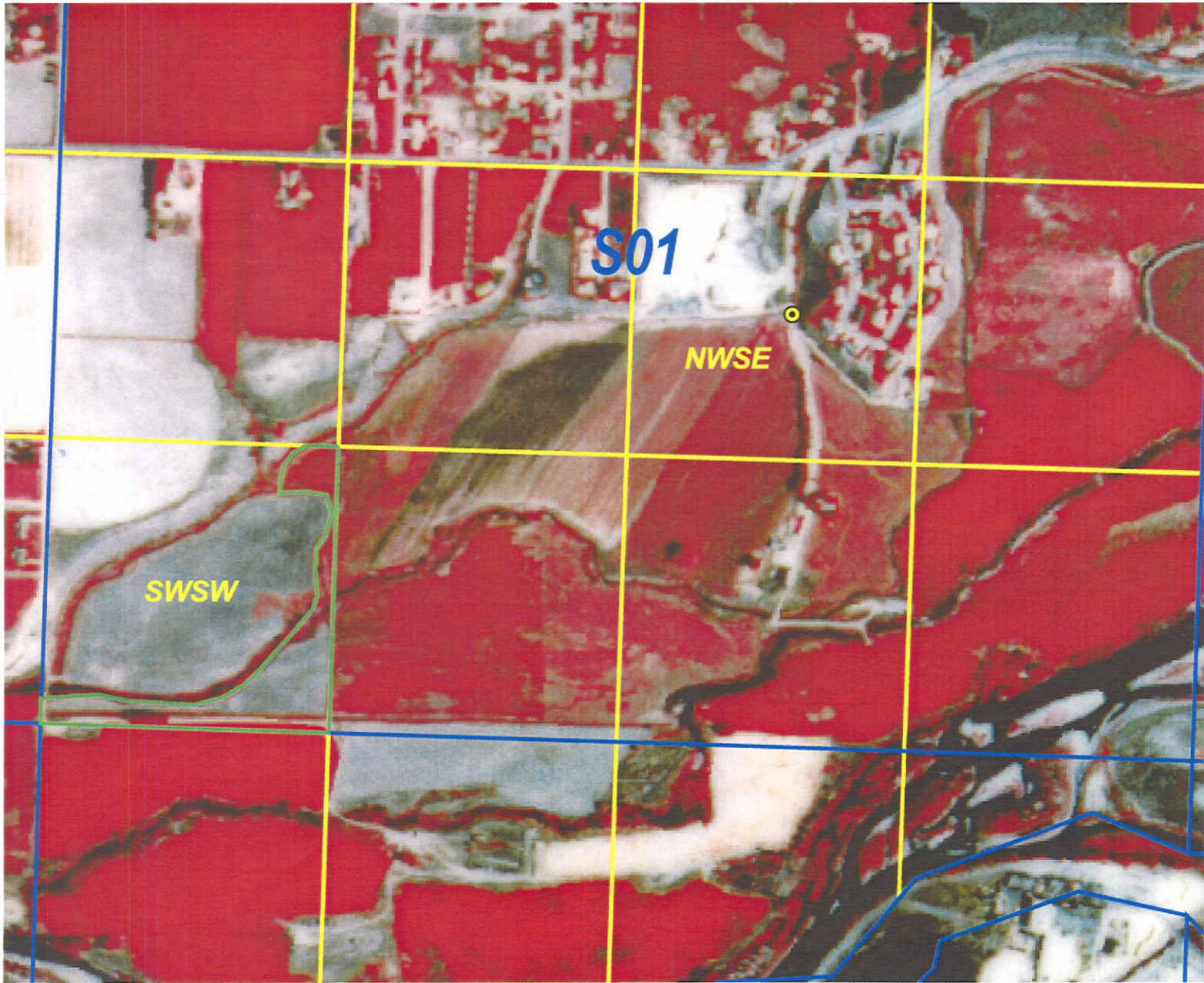
Idaho Department of Water Resources

Claims: 65-01393B
Prepared by:
RON HOWERTON
Modified: 4-4-01

-  Place of use
-  POD
-  SECTION
-  1/4 1/4



1987 NAPP



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 65-1393B
Date Received: 2/2/90
Receipt No:
Received By:

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

1. Name of Claimant(s)

CHARLES L REKOW
1029 LILAC DR
EMMETT ID USA 83617

Phone:

DELMA C REKOW
1029 LILAC DR
EMMETT ID USA 83617

Phone:

2. Date of Priority: 06/01/1890

3. Source: HAW CREEK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	02W	1	NW SE	GEM	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.17	

7. Total Quantity Appropriated is:
0.17 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	02W	1	SW SW		IRRIGATION	8.5
Section Acres						8.5
Total Acres						8.5

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:

This claim is the result of a split due to change in ownership for a portion of 65-01393. DB 5/22/2001

15. Basis of Claim: Beneficial Use

SPLIT TREE

CLAIM: 65-01393

AGENT: Ron Howerton

Date: 4-5-01

FACTOR = CFS **1.90**/ ACRES 95 = **0.02**

SPLIT 65-01393A = **FACTOR** x N acres **86.5** = CFS **1.73**

SPLIT 65-01393B = **FACTOR** x N acres **8.5** = CFS **0.17**

TOTALS **95.0** **1.90**

NAME: REKOW
RIGHT: 65-01393
CFS: 1.90
ACRES: 95.0
TRACT(S): SEE RIGHT

NAME: KIENTZ
SPLIT: 65-01393A
CFS: 1.73
ACRES: 86.5
TRACT(S): SEE RIGHT

NAME: REKOW
SPLIT: 65-01393B
CFS: 0.17
ACRES: 8.5
TRACT(S): SWSW (8.5)

REKOW "B" SPLIT

AJ5809NP
No. A65-01393

B

IDAHO DEPARTMENT OF WATER RESOURCES ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/03/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES L REKOW	06/01/1890	IRRIGATION	03-15 11-15	1.900 CFS	1.17 cfs
C	DELMA C REKOW 1029 LILAC DR EMMETT ID 83617				1.900 CFS	
TOTAL DIVERSION:					1.900 CFS	

Water Source: HAW CREEK

Tributary to: PAYETTE RIVER

Stage: DECREEED

Blu
STIP. WAS
MADE...

Point(s) of Diversion: T06N R02W S01 NWSE

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				SUM			
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac		Lt Ac	Lt Ac	Lt Ac
06N	02W	1	:																
																		8.5	

POU County: GEM

Remarks: GEN THIS RIGHT WHEN CONSIDERED WITH RIGHT OF EGRESS SHALL BE
NOT MORE THAN .02 CFS/ACRE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

C18 /
(ONLY)

STIP WAS
IN CONFLICT
WITH OWNERSHIP
SEE ATTACHED
PAGE 10 of 11 & PAGE 11 of 11

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 65-1390 65-2360

AGENT Row H DATE 10-12-00

65-2895 65-1393A ← KIENTZ

REKOW NEW SPLIT = 65-1393B NO OVERLAP

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
WASTEWATER REKOW/WFAP	1390	6N	2W	01				12									33		7	25		
		6N	1W	06					5				5	7								94
WASTEWATER	2360	6N	2W	01														7	24	31		
1390 COMBINED TOTAL																						94

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
GILL 5 PAY R (KIENTZ)	2895	6N	2W	01													38	10	24	18		*
		6N	1W	06									3	7								100
1390				01				12									38	33	10	24	25	142
2360				06								5		5	7						17	159
2895																						

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL	TAX 1994
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
HAW CR	1393	6N	2W	01									13	(8.5)	39	1	15	18	5	95			* 1994
REKOW																							SAYS KIENTZ
1393				01									13	(8.5)	39	1	15	24	18.5	119			8.5 = 110.5
2895				06									3	7							10		+29 = 120.5

SPLIT REKOW / PRESENT OWNER IS STANDLEY - HAWNT
(FILED A CHANGE)

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

Row 2: Combined RMES
1390 with 2360 TOTAL 122 ACRES = 94 ACRES
2895 with 1390 & 2360 = 159 ACRES
1393 with 2895 = 129 ACRES
1203A 120.5

• 1393 DOESN'T OVERLAP 1390 OR 2360

* Stipulation Conflict for OWNERSHIP

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65- 1393	X	MINUS SWSW TRACT	501, T6N R2W	(STANDUWY)	
65- 1390	NA				
65- 2360	NA				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. NA
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) CHARLES REKOW
4. New Owner/Claimant(s) JOHN H. KIENITZ KARON S. KIENITZ
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
- New Mailing Address 3512 SUNSET DR
- City, State and ZIP Code EMMETT ID 83617
- New Telephone Number (208) 365-2753
5. Date you acquired the property 1980

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S
IN RECORD

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) John H. Kienitz
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

03/08/2001

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-1393

CHARLES L REKOW
1029 LILAC DR
EMMETT ID 83617

DELMA C REKOW
1029 LILAC DR
EMMETT ID 83617

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

OWNERSHIP CHANGE NEED FOR
ALL TRACTS EXCEPT SWSW, SEE TAX RECEIPTS &
OWNERSHIP CHANGE FORM.

2. Describe the changes you wish to make in the proposed recommendation:

SEE ABOVE

3. Give a brief explanation as to why you disagree with these portions:

I OWN ALL TRACTS EXCEPT SWSW S01

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-4-01 SIGNATURE: John H. Kieritz

Please print your name: _____

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

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APR 04 2001

WATER RESOURCES
WESTERN REGION

CHECK PAYABLE TO:
COUNTY TAX COLLECTOR
LYN FRASIER
EAST MAIN STREET
TT, IDAHO 83617
1ST HALF DUE

2000 TAX BILL/RECEIPT

PARCEL NUMBER
RP00219700 A
7,925

BILL# 4410 CODE AREA 2-00 L

45.98	TAX	45.98	TAX	91.96	TOT MV	7,925
	LATE		LATE			
	INT		INT			
	COST		COST			
	TOT		TOT		TOT ACS	14.000

REKOW CHARLES L ET UX
% KIENITZ JOHN H ET UX
3512 SUNSET DR
EMMETT ID 33617

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.004380809	34.72
SCHOOL #221	.003708763	29.38
SCH BOND DEBT	.002427984	19.24
CNTY FIRE #1	.000505532	4.00
MOSQUITO	.000582857	4.62
AMOUNT DUE	.011605945	91.96

2695 02 06 3 00 00 006
LCT 6 & 7 S OF DD.
SEC 6 6N 1W

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

365-3272 FOR QUESTIONS REGARDING TAX BILL
RC THIS BILL TO YOUR LENDER IF NECESSARY

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

KIENTZ, JOHN H ET UX

2000
4410

% KIENITZ, JOHN H ET UX

2000
4410

2ND HALF

AMOUNT DUE 45.98

CUNTY
19700 A
00

LATE
INT
COST
TOT

NT IF NOT PAID ON OR BEFORE
PAID BY

JUNE 20, 2001
CHECK #
CASH

1ST HALF

FULL

AMOUNT DUE 45.98 91.96

GEM COUNTY
RP00219700 A
2-00

LATE
INT
COST
TOT

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

DECEMBER 20, 2000
CHECK #
CASH

TXNT 1-99

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WATER RESOURCES
WESTERN REGION

CHECK PAYABLE TO:
COUNTY TAX COLLECTOR
LYN FRASIER
EAST MAIN STREET
TT, IDAHO 83617
1ST HALF DUE

2000 TAX BILL/RECEIPT

BILL# 4412 CODE AREA 2-00 L

PARCEL NUMBER
RP00219900 A
7,380

42.81 TAX
LATE
INT
COST
TOT

2ND HALF DUE
42.81

FULL DUE
85.62 TAX
LATE
INT
COST
TOT

TOT MV 7,380
TOT ACS 10.000

REKOW CHARLES L ET UX
% KIENTZ JOHN H ET UX
3512 SUNSET DR
EMMETT ID 83617

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.004380809	32.32
SCHOOL #221	.003708763	27.36
SCH BOND DEBT	.002427984	17.92
CNTY FIRE #1	.000505532	3.72
MOSQUITO	.000532857	4.30
AMOUNT DUE	.011605945	85.62

2300 02 04 0 08 05 003
TAX 153.
SEC 6 6N 1W

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KIENTZ, JOHN H ET UX

2000
4412

% KIENTZ, JOHN H ET UX

2000
4412

2ND HALF

AMOUNT DUE 42.81

COUNTY
119900 A
-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
PAID
BY

JUNE 20, 2001
CHECK #
CASH

1ST HALF

FULL

42.81

85.62

GEM COUNTY
RP00219900 A
2-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

DECEMBER 20, 2000
CHECK # 1500
CASH

TXNT 1-99

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APR 04 2001

WATER RESOURCES
WESTERN REGION

CHECK PAYABLE TO:
COUNTY TAX COLLECTOR
LYN FRASIER
EAST MAIN STREET
TT, IDAHO 83617
1ST HALF DUE

2000 TAX BILL/RECEIPT
BILL# 5739 CODE AREA 2-00

PARCEL NUMBER
RP00311704 A
93.875
3.65C

565.93
TAX
LATE
INT
COST
TOT

FULL DUE
1.131.86
TAX
LATE
INT
COST
TOT

TOT MV 97.525
TOT ACS 152.550

REKOW CHARLES L ET UX
% KIENITZ JOHN H ET UX
3512 SUNSET DR
EMMETT ID 83617

TAXING DISTRICT RATE AMOUNT
COUNTY .004330809 427.24
SCHOOL #221 .003708763 361.70
SCH BOND DEBT .002427984 236.78
CNTY FIRE #1 .000505532 49.30
MOSQUITO .000582857 56.84
AMOUNT DUE .011605945 1,131.86

S1/2 NE SW LESS T 54. SE SE
N OF RIVER. NE SE LESS T 47.51
152.153. SE SW. SW SE.
NW SE LESS T 47.72.87.
SEC 1 6N 2W

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365-3272 FOR QUESTIONS REGARDING TAX BILL
AND THIS BILL TO YOUR LENDER IF NECESSARY

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ENITZ, JOHN H ET UX

2000
5739

% KIENITZ, JOHN H ET UX

2000
5739

2ND HALF

AMOUNT DUE 565.93

COUNTY
311704 A
-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 2001
PAID BY CHECK #
CASH

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

GEM COUNTY
RP00311704 A
2-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE DECEMBER 20, 2000
DATE PAID CHECK # 1500
PAID BY CASH

1.131.86

RECEIVED

APR 04 2001

WATER RESOURCES
WESTERN REGION

E CHECK PAYABLE TO:
COUNTY TAX COLLECTOR
ILYN FRASIER
EAST MAIN STREET
ETT, IDAHO 83617
1ST HALF DUE

2000 TAX BILL/RECEIPT

BILL# 5735 CODE AREA 2-00 L

PARCEL NUMBER
RP00311500 A
22,135

128.43	TAX	128.43	TAX	256.86	TOT MV	22,135
	LATE		LATE			
	INT		INT			
	COST		COST			
	TOT		TOT		TOT ACS	35.040

REKOW CHARLES L ET UX
% KIENITZ JOHN H ET UX
3512 SUNSET DR
EMMETT ID 83617

TAXING DISTRICT	RATE	AMOUNT
COUNTY	.004380809	96.96
SCHOOL #221	.003708763	82.08
SCH BOND DEBT	.002427984	53.74
CNTY FIRE #1	.000505532	11.18
MOSQUITO	.000582857	12.90
AMOUNT DUE	.011605945	256.86

2300 02 02 0 08 05 009
TAX 153,
SEC 1 6N 2W

IMPORTANT
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PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

365-3272 FOR QUESTIONS REGARDING TAX BILL
WARD THIS BILL TO YOUR LENDER IF NECESSARY

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

ENITZ, JOHN H ET UX

2000 % KIENITZ, JOHN H ET UX
5735

2000
5735

2ND HALF

AMOUNT DUE 128.43

COUNTY
311500 A
-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
E PAID
D BY

JUNE 20, 2001
CHECK #
CASH

1ST HALF

FULL

AMOUNT DUE 128.43 256.86

GEM COUNTY
RP00311500 A
2-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

DECEMBER 20, 2000
CHECK # 1500
CASH

TXNT 1-89

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WATER RESOURCES
WESTERN REGION

RECEIVED
APR 04 2001
WATER RESOURCES
WESTERN REGION

LEGAL DESCRIPTION

TRACT I

A tract of land in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho. The SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, in Lot 6, Section 6, Township 6 North, Range 1 West, B.M., Gem County, Idaho, and Lot 7, Section 6, Township 6 North, Range 1 West, B.M., Gem County, Idaho, described as follows:

Commencing at the $\frac{1}{4}$ section corner common to Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho, and Section 6, T. 6 N., R. 1 W., B.M., Gem County, Idaho; thence

North 89°49' West 1311.60 feet to the C.E. 1/16 corner of Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho, the point of beginning; thence following the Easterly boundary of Bonnie Laura Subdivision on the following courses:

South 22°44'36" East, 280.90 feet;

South 6°11'12" East 211.82 feet;

South 0°50'30" West 83.90 feet;

South 27°55' West 77.12 feet;

South 31°43'42" West 245.00 feet to a point being common to Lots 15 and 16 of said subdivision; thence

South 0°26' East 281.57 feet; thence

East 298.50 feet to the center of a ditch; thence following the center of the ditch

North 9°48' West 261.77 feet; thence along a fence line

South 77°32' East 567.70 feet; thence along a fence line

North 41°00' East 387.50 feet; thence

North 89°14'22" East 41.60 feet; thence

South 35°00' East 62.60 feet to a point on a fence line; thence along the fence line

South 60°09' East 137.20 feet; thence along the fence line

South 41°21' East 410.40 feet to the center of a drainage ditch; thence following said center of ditch

North 85°04' East 357.30 feet; thence following said center of ditch

South 69°58' East 171.15 feet; thence leaving center of ditch and

(continued)

LEGAL DESCRIPTION CONTINUED

South 584.25 feet to a point on the highwater line of the Payette River; thence following the highwater line of the Payette River a general course of
 South 62°46' West 819.74 feet to intersection of section line; thence
 South 0°35'30" West 522.30 feet to the SE corner of Section 1 T. 6 N., R. 2 W., B.M., Gem County, Idaho; thence
 North 89°33'40" West 1304.20 feet to the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho; thence
 North 89°33'40" West 1309.19 feet to the S $\frac{1}{4}$ section corner of Section 1, T. 6 N., R. 2 W., B.M.; thence
 South 89°44' West 1322.33 feet to the 1/16 corner; thence
 North 0°12'40" East 1307.14 feet to the NW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho; thence
 North 0°19'28" West 19.52 feet along the West line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1; thence
 North 61°52'35" East 141.65 feet; thence
 North 34°32'40" East 249.24 feet; thence
 North 50°07'30" East 120.84 feet; thence
 North 36°49'00" East 115.36 feet; thence
 North 60°35'50" East 96.74 feet; thence
 North 82°50'30" East 96.22 feet; thence
 North 79°59'20" East 173.38 feet; thence
 North 3°38'20" East 111.14 feet to a point on the North line of the S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1; thence
 South 89°55'15" East along said North line 534.96 feet to the NE corner of said S $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence
 North 0°16' East along the East line of the N $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho, 625.17 feet to a point on the South boundary of a County Road, said point lies South 0°16' West 25.00 feet from the center $\frac{1}{4}$ section corner of Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho; thence following the South boundary of the County Road on the following courses:
 South 89°49' East 453.82 feet; thence along a curve left whose radius is 523.22 feet, central angle is 17°47' and long chord is 161.74 feet bearing North 81°17'30" East to a point on the mid-section line; thence following the same curve left whose radius is 523.22 feet, central angle is 11°03'10" and long chord is 100.78 feet, bearing North 66°52'25" East; thence
 North 61°20'50" East 106.56 feet; thence along a curve right whose radius is 452.46 feet, central angle is 18°27'10" and long chord is 145.09 feet bearing North 70°34'25" East; thence
 North 79°48' East 46.73 feet; thence leaving said South boundary of the County Road and
 South 0°23'15" West 148.39 feet more or less to the North line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho; thence

(continued)

LEGAL DESCRIPTION CONTINUED

South 89°49' East along said North line 330.00 feet to the point of beginning.

EXCEPTING THEREFROM the following described tracts of land labeled A, B, C and D & E & F.

- A) EXCEPT any portion lying within Bonnie Laura Subdivision, according to the official plat thereof filed in Book 1 of Plats at Page 65, records of Gem County, Idaho.
- B) A tract of land in Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho, more particularly described as follows:

Beginning at the center $\frac{1}{4}$ corner of said Section 1; thence South 89°49' East, 613.59 feet on the mid-section line of said Section 1 to the real point of beginning, said point being on a circular curve to the left; thence on an arc of said curve a distance of 100.93 feet, said arc having a central angle of 11°03'10", a radius of 523.22 feet and chord which bears North 66°52'25" East, 100.78 feet to a point of tangency; thence North 61°20'50" East, 106.56 feet to a point of curvature; thence on a circular curve to the right having a central angle of 18°27'10" and a radius of 452.46 feet and whose long chord bears North 70°34'25" East, 145.09 feet to a point of tangency; thence North 79°48' East, 46.73 feet to a point; thence South 0°23'15" West, 148.39 feet to a point on the mid-section line of said Section 1; thence North 89°49' West, 368.01 feet to the real point of beginning.

- C) A tract of land in Section 1, T. 6 N., R. 2 W., B.M., Gem County, Idaho, lying West of the meander line of Haw Creek, North of and adjacent to Bonnie Laura Subdivision, East of and adjacent to road right-of-ways entering Bonnie Laura Subdivision, and South of County Road.
- D) A tract of land in Section 6, Township 6 North, Range 1 West, B.M., Gem County, Idaho, said land boundaries being in Government Lots 6, 7, 8 and 9 and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 6, and more particularly described as follows:
Commencing at the Center $\frac{1}{4}$ section corner of Section 6, Township 6 North, Range 1 West, B.M., Gem County, Idaho; thence South 89°47' East 406.42 feet to the center line of a County Road; thence South 4°51'50" East along said centerline 41.25 feet to the real point of beginning; thence following the centerline of the County Road

(continued)

LEGAL DESCRIPTION CONTINUED

South 4°51'50" East 796.88 feet; thence
 North 83°40' West 25.49 feet; thence
 South 4°51'50" East 30.58 feet; thence
 South 5°26'50" West 247.70 feet; thence
 North 84°33'32" West 185.15 feet; thence
 South 66°25'50" West 35.05 feet; thence
 South 1°06' West 131.87 feet to the High Water Line of the
 Payette River; thence following said High Water Line
 along the right bank the following courses:
 South 81°03' West 144.51 feet;
 South 75°41' West 307.86 feet;
 South 79°01' West 309.00 feet;
 North 69°46' West 72.58 feet;
 South 77°31' West 286.20 feet;
 South 89°04' West 120.84 feet;
 South 77°21' West 340.55 feet;
 South 83°03' West 67.46 feet;
 South 69°28' West 539.32 feet; thence leaving said High Water
 Line crossing a field,
 North 1586.35 feet to the center line of a Drainage Ditch;
 thence following the center line of said Drainage Ditch
 the following courses:
 North 88°44' East 591.58 feet;
 North 88°16' East 307.05 feet;
 South 57°14' East 153.53 feet;
 North 87°20' East 859.42 feet;
 North 56°29' East 144.71 feet;
 North 66°46' East 60.30 feet;
 South 89°20' East 253.12 feet to the point of beginning.

ALSO EXCEPT roads and ditches and rights of way therefor.

- E) All that portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 6 North, Range 2 West, B.M., Gem County, Idaho, lying South of the Payette River on Gem Island.
- F) A portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 6 North, Range 1 West of the Boise Meridian and is more particularly described as follows:
- COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence
 South 0°15'00" East, a distance of 25.00 feet to a point on the
 Southerly right-of-way boundary of Sunset Drive, which point
 is also the TRUE POINT OF BEGINNING; thence
 South 89°46'20" East (formerly South 89°49' East) along said Southerly
 right-of-way boundary and parallel with and 25.00 feet Southerly
 of the Northerly boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; a distance of 436.26

LEGAL DESCRIPTION CONTINUED

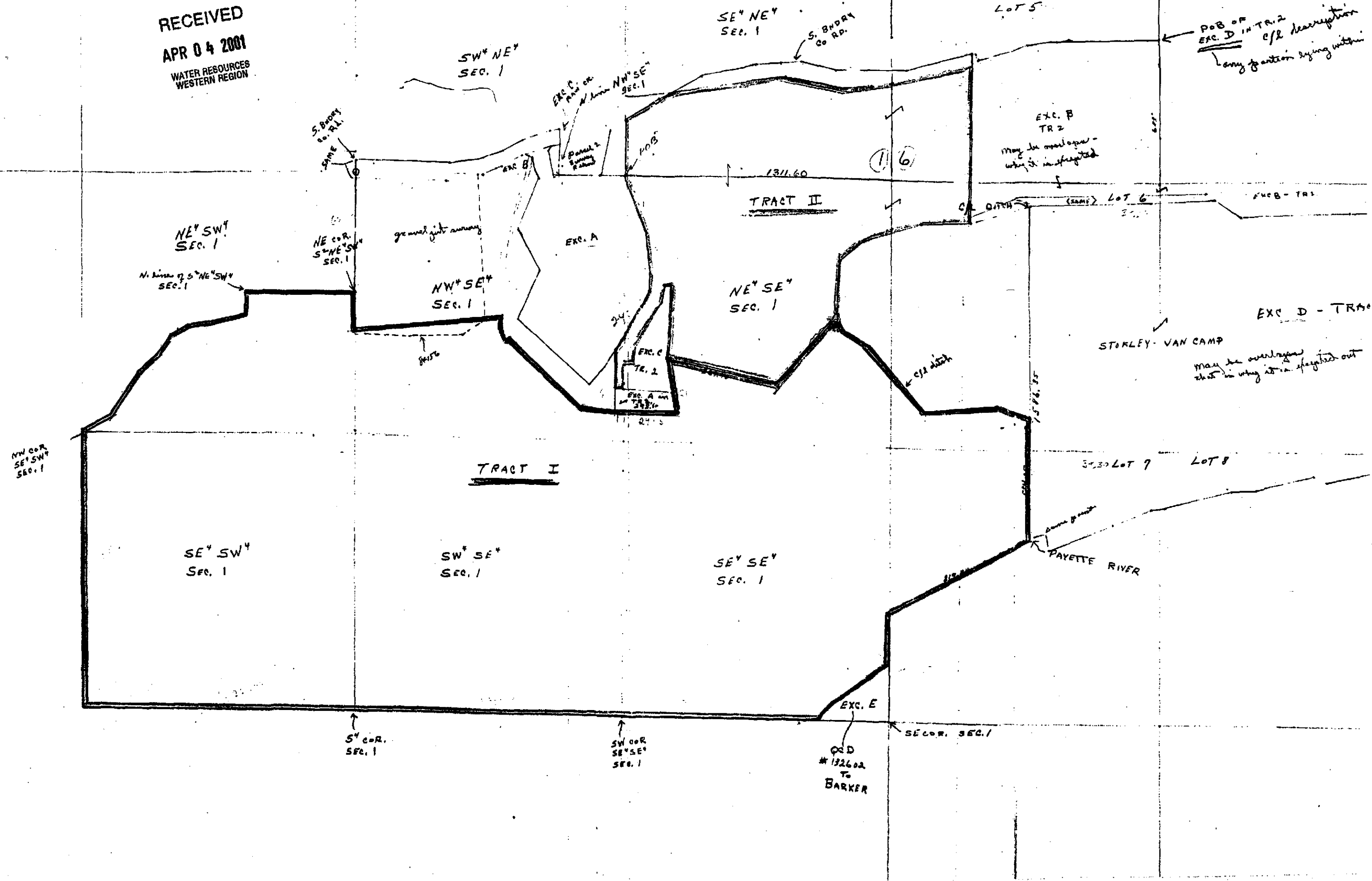
feet (formerly 453.82 feet); thence
Northeasterly along said Southerly right-of-way boundary, a
distance of 325.67 feet along the arc of a curve to the
left, having a radius of 599.45 feet, a central angle of
31°07'40" and a long chord which bears North 74°39'50"
East, a distance of 321.68 feet (formerly two (2) curves
combined having a radius of 523.22, a central angle of
28°31'22" and a long chord bearing North 75°55'19" East,
a distance of 257.79 feet); thence
North 59°06'00" East along said Southerly right-of-way boundary,
a distance of 5.86 feet (formerly 61°20'50" East, a distance
of 106.56 feet); thence continuing
Northeasterly along said Southerly right-of-way boundary, a
distance of 74.79 feet along the arc of a curve to the
right, having a radius of 666.34 feet, a central angle of
6°25'51" and a long chord which bears North 62°18'56" East,
a distance of 74.75 feet; thence leaving said Southerly
right-of-way boundary and traversing the Westerly boundary
of Bonnie Laura Subdivision:
Southeasterly, a distance of 44.37 feet along the arc of a curve
to the right, having a radius of 24.92 feet, a central angle
of 102°00'49" and a long chord which bears South 63°27'45"
East, a distance of 38.74 feet (formerly, a distance of 45.13
feet along the arc of a curve to the left, having a radius of
24.92 feet, a central angle of 103°45'40" and a long chord
bearing North 64°22'50" West, a distance of 39.21 feet);
South 12°27'20" East, a distance of 64.91 feet (formerly North
12°30" West, a distance of 66.41 feet);
South 30°01'12" East (formerly North 30° West), a distance of
49.86 feet;
South 22°57'30" West (formerly North 22°58'42" East), a distance
of 83.50 feet;
South 22°33'30" West (formerly North 22°34'42" East), a distance
of 175.73 feet;
South 29°10'12" East (formerly North 29°09' West), a distance of
228.24 feet;
South 25°09'06" West (formerly North 25°10'18" East), a distance
of 251.77 feet;
South 49°14'42" East (formerly North 49°13'30" West), a distance
of 469.32 feet;
North 41°28'42" East (formerly South 41°29'54" West), a distance
of 117.69 feet;
North 31°43'42" East, a distance of 91.54 feet; thence leaving
said Westerly boundary of Bonnie Laura Subdivision and running
South 0°26'00" East, a distance of 281.57 feet; thence
North 84°28'49" West, a distance of 167.36 feet; thence

(continued)

LEGAL DESCRIPTION CONTINUED

North 47°23'29" West, a distance of 481.60 feet; thence
South 71°32'24" West, a distance of 20.00 feet; thence
Northwesterly, a distance of 116.56 feet along the arc of a
curve to the right, having a radius of 627.47 feet, a
central angle of 10°38'35" and a long chord which bears
North 13°08'17" West, a distance of 116.39 feet; thence
South 83°57'50" West parallel with and 15.00 feet Northerly
of a concrete irrigation ditch, a distance of 437.98 feet;
thence
South 85°33'05" West parallel with and 15.00 feet Northerly
of said irrigation ditch, a distance of 281.22 feet to a
point on the West boundary of said NW¼SE¼; thence
North 0°15'00" East along said West boundary of the NW¼SE¼,
a distance of 709.78 feet to the TRUE POINT OF BEGINNING.

RECEIVED
APR 04 2001
WATER RESOURCES
WESTERN REGION





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

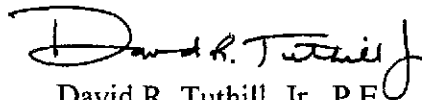
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

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

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

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

Sincerely,


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

05/22/2001

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

RIGHT NUMBER: 65-1393B

NAME AND ADDRESS: CHARLES L REKOW
DELMA C REKOW
1029 LILAC DR
EMMETT, ID 83617

SOURCE: HAW CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.17 CFS

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION: T06N R02W S1 NWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.17 CFS

PLACE OF USE:

<u>IRRIGATION Within GEM County</u>		
T06N R02W S1	SWSW	8.5

8.5 ACRES TOTAL

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

T06N R02W
S01

Idaho Department of Water Resources

Claims: 65-01393B
Prepared by:
RON HOWERTON
Modified: 4-4-01

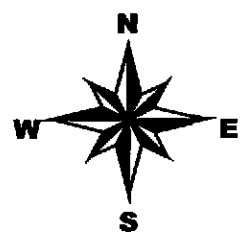
 Place of use

● POD

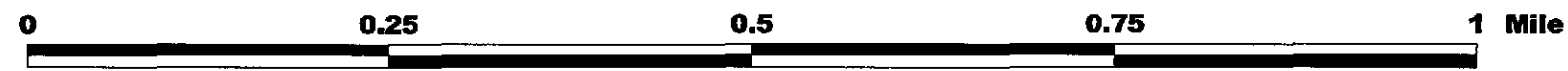
 SECTION

 1/4 1/4

8.5 Acres



1987 NAPP

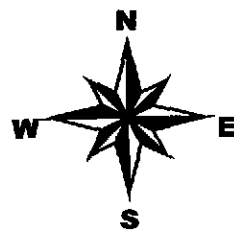


T06N R02W
S01

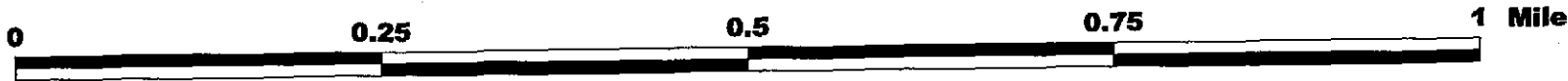
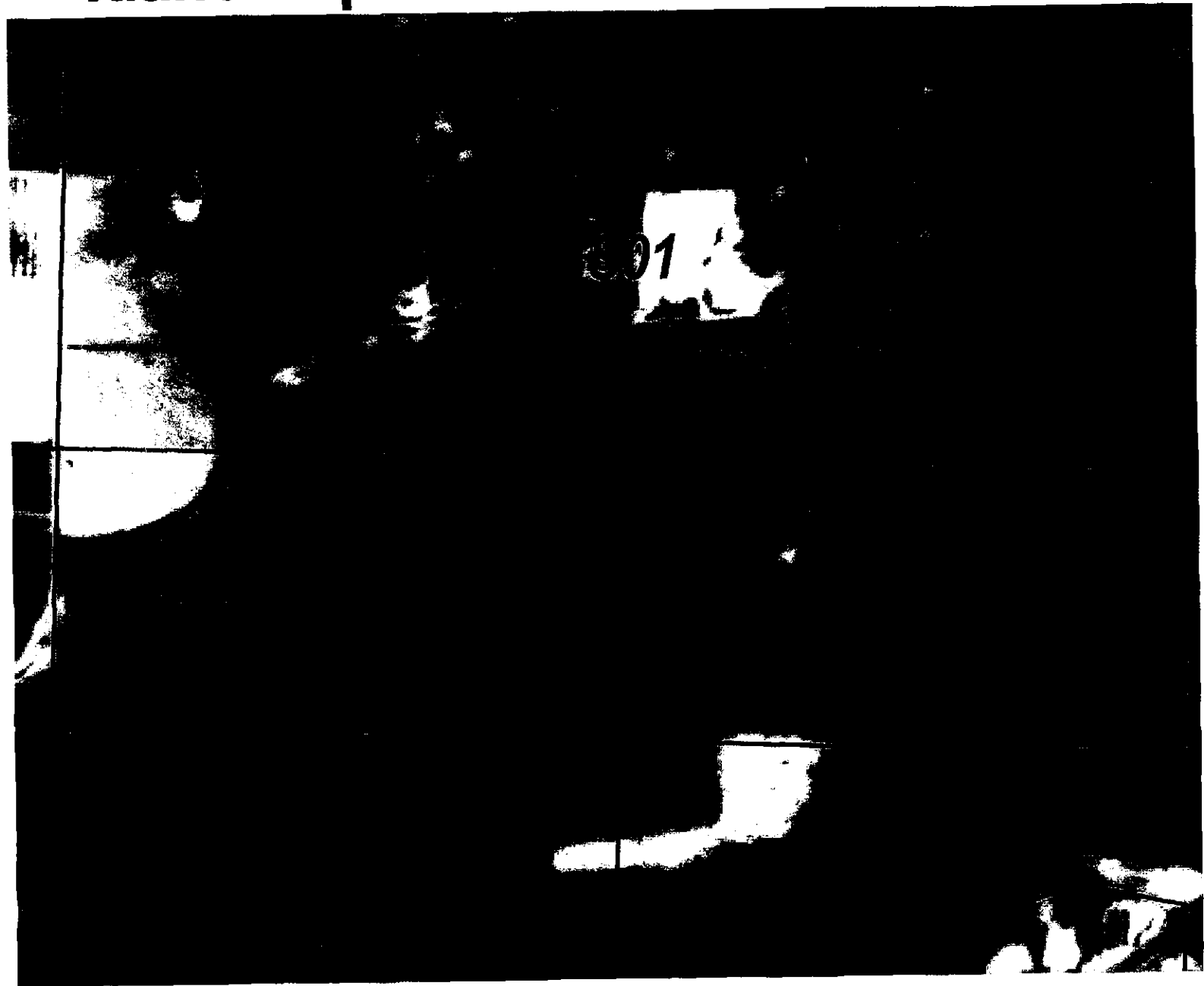
Idaho Department of Water Resources

Claims: 65-01393B
Prepared by:
RON HOWERTON
Modified: 4-4-01

-  Place of use
-  POD
-  SECTION
-  1/4 1/4



1987 NAPP



SEE ORIGINAL
CLAIM FILE
DOCUMENTS IN
CLAIM

NO. A65-01393