

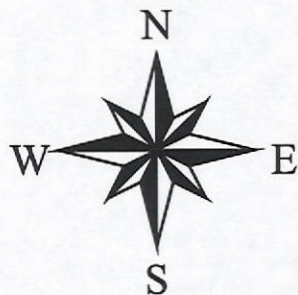
IDAHO DEPARTMENT OF WATER RESOURCES

T06N R01W S06

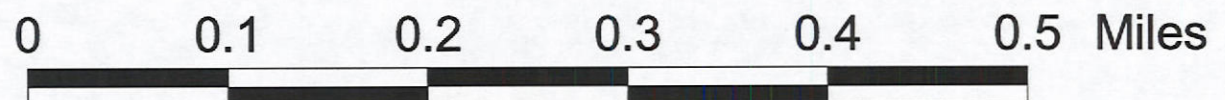
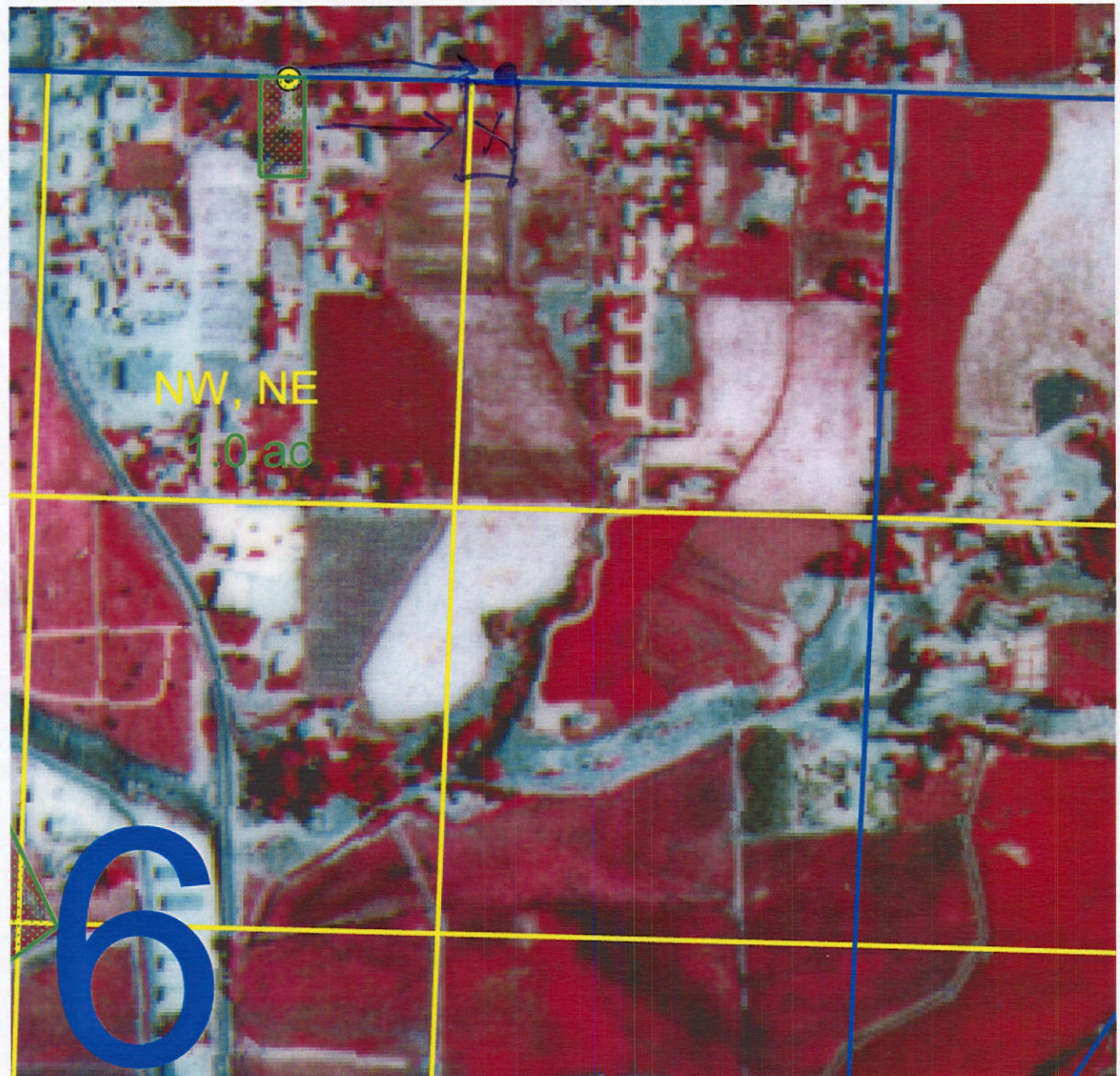
WATER RIGHT(S): 65-01665

PREPARED BY: Chris Duncan
27 DEC 2000

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QQ Boundary



NAPP 1987



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: **A65-01665**
Date Received: 12/ 5/1989
Receipt No: X999999
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: BARBARA SPICER 208-365-4875
Address: 465 E IDAHO BLVD
EMMETT ID 83617
AND
Name: CLARENCE SPICER 208-365-4875
Address: 465 E IDAHO BLVD
EMMETT ID 83617

2. Date of Priority: APR 15, 1969

3. Source: WASTE WATER Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	6	NW	NE		2	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	0.010		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	6	NW	NE	2	IRR	1.0

MICROFILMED
AUG 03 1994

10. Place of Use: Continued

Section Acres 1.0

Total Acres 1.0

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:

OWNERSHIP CHANGED BY MM 01/03/1994.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

MICROFILMED

AUG 03 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 4-8-1991

LEGAL DESCRIPTION OF PROPERTY: Township 6 North Range 1 West
Section 6, NW 1/4 of NE 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A65-01666
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): James + Doris Abreu
H.C.R. 13541
KEAAU, Hawaii 96749-9218
- ☐ New Owner/Claimant (Purchaser): CLARENCE + BARBARA SPICER
- ☐ New Mailing Address: 465 E. IDAHO Blvd.
EMMETT, IDA. 83617
- ☐ New Telephone Number: (208) 365-4875
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe, proof attached:
- Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.
- ☐ Signature of New Owner/Claimant(s): Clarence W. Spicer Date 12-10-93
Barbara L. Spicer Date 12-10-93
- ☐ Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

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:

Claim Numbers of Split, if any:

MICROFILMED

AUG 03 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

RECEIVED

For Value Received

DEC 28 1993

JAMES ABREU and DORIS I. ABREU, husband and wife,

WATER RESOURCES
WESTERN REGION

The grantor s, do hereby grant, bargain, sell and convey unto

CLARENCE W. SPICER and BARBARA L. SPICER, husband and wife,

the grantee s, whose current address is 2476 S. Slope Road, Emmett, Idaho 83617

the following described premises, in GEM

County Idaho, to-wit:

Beginning at the Northeast corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 6 North, Range 1 West, B.M., Gem County, Idaho, run thence West on section line 33 feet, to the point of beginning; run thence South parallel to the West line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 250 feet; thence East parallel to the North line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, 165 feet; thence North parallel to section line, 250 feet; thence West 165 feet, to said point of beginning.

LESS ditch rights of way
and

LESS right of way for highway on the North side thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances except: 1991 taxes; Liens, levies and assessments of Emmett Irrigation District and the rights, powers and easements of said District; Right of way to the Mtn. States Telephone and Telegraph Co. as Instrument 67112; Power Line Easement to Idaho Power Company as Instrument No. 81151, records of Gem County, Idaho. and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: March 29, 1991

James Abreu
James Abreu

Doris I. Abreu
Doris I. Abreu

STATE OF IDAHO, COUNTY OF GEM

On this 29th day of March, 1991, before me, a notary public in and for the said State, personally appeared

James Abreu and Doris I. Abreu

known or identified to me to be the person s whose name s subscribed to the within instrument, and acknowledged to me that they executed the same.

Lucinda M. Jensen
Notary Public
Residing at Emmett, Idaho
Comm. Expires 6-30-94

STATE OF IDAHO, COUNTY OF GEM

I hereby certify that this instrument was filed for record at the request of Security Title Co.

at 22 minutes past 4 o'clock, P.M.,
this 29th day of March
1991, in my office, and duly recorded in Book as a Deed
under Instr. #168768.

Thelma R. Kolodziej
Ex-Officio Recorder

By *Judy Biggam* Deputy.
Fees \$ 3 Mr. & Mrs. Clarence W. Spicer
Mail to: 465 E. Idaho Blvd.
Emmett, Idaho 83617

INSTRUMENT NO.

168768

CLAIMANT'S NAME: (Abreau) SpicerDATE: 01/03/1994COUNTY: Gem

Gem County Assessor 365-2982

EMPLOYEE: M MinicucciParcel 00215700 is owned by the SpicersisNWNE 95/100 of an acreABreau was contract buyer. Abreau sold to
Spicers.Tax number was made in 1965, meaning that
the parcel has not been split since that time.

MICROFILMED

AUG 03 1994

la

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: A65-01665
Date Received: 12/05/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES ABREU 208-365-4370
Address: 465 E. IDAHO BLVD.
EMMETT, ID 83617

AND

Name: DORIS I. ABREU 208-365-4370
Address: 465 E. IDAHO BLVD.
EMMETT, ID 83617

2. Date of Priority: APR 15, 1969

3. Source: WASTE WATER Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	01W	6		2	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	0.010		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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. No. *65-01665*

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

Please type or print clearly:

Name of Claimant(s) ABREU, JAMES & DORIS I.

Mailing Address 465 E. IDAHO BLVD.
(include Zip Code)

EMMETT, IDAHO 83617

Phone Number (208) 365 - 4370

MICROFILMED

SEP 18 1992

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: 65-01665
DATE RECEIVED: 12-5-89
RECEIPT NO: X999999
RECEIVED BY: -----

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CHARLES G. PEARCE
ADDRESS: 2241 SOUTH SLOPE RD.
EMMETT, ID

83617

NAME: DOROTHY PEARCE
ADDRESS: 2241 SOUTH SLOPE RD.
EMMETT, ID

83617

RECEIVED

DEC 5 1989

Department of Water Resources

2. DATE OF PRIORITY: APR 15, 1969

3. SOURCE: WASTE WATER

TRIB. TO: PAYETTE RIVER

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
06N	01W	6		2	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	0.010		

7. TOTAL QUANTITY APPROPRIATED IS:
0.010 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4	LOT	USE	ACRES
06N	01W	6	NW NE	2	IRR	1.0
SECTION ACRES						1.0
TOTAL ACRES						1.0

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREE
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS
DECREE DEFENDANT

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 INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): James Abner DATE: 12-4-89
Marie L Abner DATE: 12/4/89

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Gem) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 4th DAY
OF December 19 89

Carolyn R Farber
NOTARY PUBLIC

SEAL

RESIDING AT Emmett, Idaho

MY COMMISSION EXPIRES 1-14-1994
DATE: 10/28/89 3686

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIM IDENT. NO.

AGS-01665

DATE RECEIVED 12-5-89

CK #

AMOUNT \$ *Oximet*

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) | _____ | N/A | _____ |
| 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? | _____ | N/A | _____ |
| Is the consumptive use correct? | _____ | N/A | _____ |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | | | |
| | _____ | N/A | _____ |
| 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.) | | | |
| | _____ | N/A | _____ |
| 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.) | | | |
| | _____ | N/A | _____ |
| 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? | _____ | Exempt | _____ |
| 21. If this claim is based on an existing water right, has the identification number been entered? | | | |
| | _____ | N/A | _____ |
| 22. Should this claim be data entered? | _____ | _____ | _____ |

Claim checked by:

Date:

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

Receipt Prepared by:
Claim data entered by:
Sent to claimant by:

Date:

Date: _____

Date:

Checked by:

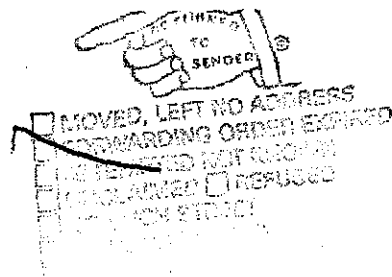
Date:

Comments:

MICROFILMED

~~SEP 18 1992~~

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



RECEIVED
JUL 09 2002
WATER RESOURCES
WESTERN REGION

No address found

65-11665

NAME AND ADDRESS:

BARBARA SPICER
CLARENCE SPICER
465 E IDAHO BLVD
EMMETT, ID

RECEIVED

JUL - 5 2002

Department of Water Resources

Anticoll... ..

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 65-01665

NAME AND ADDRESS: BARBARA SPICER
CLARENCE SPICER
465 E IDAHO BLVD
EMMETT, ID 83617

SOURCE: WASTE WATER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.01 CFS

PRIORITY DATE: 04/15/1969

POINT OF DIVERSION: T06N R01W S06 LOT 1 (NENE) Within Gem County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
 Irrigation 03-15 TO 11-15 0.01 CFS

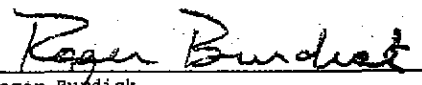
PLACE OF USE: Irrigation Within Gem County
 T06N R01W S06 LOT 1 (NENE) 1.0
 1.0 Acres Total

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

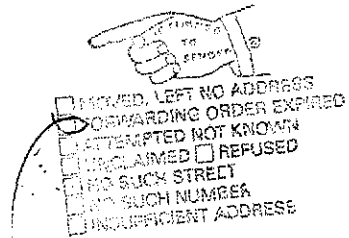
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

ADDRESS SERVICE
REQUESTED



RECEIVED

SEP 21 2001

Department of Water Resources

65-1665

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St

P O Box 83720

Boise, ID 83720-0098

(208) 327-7900

TO

CLARENCE SPICER

BARBARA SPICER

465 E IDAHO BLVD

EMMETT ID 8

Ø



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 10, 2001

RE: Water Rights in Reporting Area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in Basin 65 for the Payette River drainage basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have 120 days in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Emmett, Payette, Weiser, Idaho City, and Cascade, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed the first part of next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Karl J. Dreher', is written over the word 'Sincerely,'.

Karl J. Dreher
Director

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-1665

NAME AND ADDRESS: CLARENCE SPICER
465 E IDAHO BLVD
EMMETT ID 83617

BARBARA SPICER
465 E IDAHO BLVD
EMMETT ID 83617

SOURCE: WASTE WATER

TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.010 CFS

PRIORITY DATE: 04/15/1969

POINT OF
DIVERSION:

T06N R01W S6 NENE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
3/15 11/15

QUANTITY
0.010 CFS

PLACE OF USE: IRRIGATION Within GEM County

T06N R01W S06 Lot 1 NENE 1.0

1 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 - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO
SECTION 42-1425, IDAHO CODE.

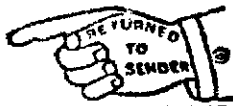
IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

MAY 10 2001

WATER RESOURCES
WESTERN REGION



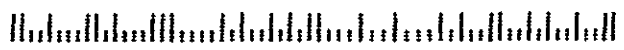
- ☐ MOVED, LEFT NO ADDRESS
- ☒ FORWARDING ORDER EXPIRED
- ☐ ATTEMPTED NOT KNOWN
- ☐ UNCLAIMED ☐ REFUSED
- ☐ NO SUCH STREET
- ☐ NO SUCH NUMBER
- ☐ INSUFFICIENT ADDRESS

BARBARA SPICER

CLARENCE SPICER
465 E IDAHO BLVD
EMMETT, ID 83617

65-1685

65-1685





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



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

01/29/2001

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

RIGHT NUMBER: 65-1665

NAME AND ADDRESS: BARBARA SPICER
CLARENCE SPICER
465 E IDAHO BLVD
EMMETT, ID 83617

SOURCE: WASTEWATER

TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.01 CFS

PRIORITY DATE: 04/15/1969

POINT OF DIVERSION: T06N R01W S6 LOT 1 NENE Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
3-15 11-15

QUANTITY
0.01 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T06N R01W S6 LOT 1 NENE 1

1 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 - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

AJ5809NP
No. A65-01665

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/28/00
PAGE: 61

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA SPICER	04/15/1969	IRRIGATION	03-15 11-15	0.010 CFS	
C	CLARENCE SPICER					
	465 E IDAHO BLVD					
	EMMETT ID 83617					
	(208) 365-4875					
				TOTAL DIVERSION:	0.010 CFS	

Water Source: WASTE WATER

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T06N R01W S06 Lot 02 (NENE)

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	Lt	Ac
06N	01W	6		0.01	0.02	0.01															
																				TOTAL ACRES	1.0

POU County: GEM

Remarks: GEN OWNERSHIP CHANGED BY MM 01/03/1994.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Cond: C18 + C05

RP 00215700 = N/O Hoyt = 465 E Idaho St.

WR5809NP
No. 65-01665

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/19/01
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES G. PEARCE	04/15/1969	IRRIGATION	03/15 11/15	0.010 CFS	
C	DOROTHY PEARCE 2241 SOUTH SLOPE RD. EMMETT ID 83617					
TOTAL DIVERSION:					0.010 CFS	

Water Source: WASTE WATER

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T06N R01W S06 Lot 02()

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	:	SUM	
06N	01W	6	:		02-01														1.0	
																			TOTAL ACRES	1.0

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-00269	65-00805	65-00868	65-00890	65-00891	65-00929	65-00959	65-00976	65-01164	65-01183
65-01198	65-01231	65-01261	65-01448	65-01454	65-01474	65-01503	65-01536	65-01563	65-01603
65-01624	65-01663	65-01666	65-01705	65-01758	65-01759	65-01803	65-01876	65-01894	65-02295
65-03266	65-03297	65-05161	65-05190	65-05191	65-05342	65-05371	65-05692	65-07062	65-07115
65-07130	65-09066	65-09079	65-10987	65-11264					

Other Water Rights Listing Overlapping Place(s) of use:
65-00011

Dates:	App. Received:	Priority Date:	04/15/1969
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

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

IDENT. NO.

65-166:

MAP NO.

6-141-B

(Name of Claimant)

(Mailing Address)

claims a right to the diversion

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

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) April 15, 1969

- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) drain ditch (W/ASX/W/AN)

- (8) 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)

2.54 Use 001 Irrigation Period of Use From April 15 To Oct. 15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

so _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: 0.01 Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute.

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. NW 1/4 NE 1/4, Sec. 6, Twp. 6 N, Rge. 1 W, B.M.; additional points:

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. pump

- (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.

[illegible]

Total No. of acres 20

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

- (7) Effluent, sewage waste, or return water from this use is discharged into _____

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

- (9) Remarks Map B, #128

- (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

November 17, 1970
(Date)

7 Barath P (Signature of Claimant)

(Signature of Spouse)

Organization _____ (Signature of Spouse)

(Signature of Authorized Agent)

State of Idaho)

LR

Organization
Real

County of Gen

On this 17th day of November, in the year 1970, before me,

a notary public, personally appeared Dorothy Pearce
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that she, she, they,
corporation, partnership or _____) executed the same. 1. 1. 1999

Notary Public residing at Boise Idaho

My commission expires Oct. 8, 1974

2-9-77 B8



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Date: JANUARY 3, 1994

Re: Notice of Claim No(s). A65-01665 (Irrigation with wastewater)
A65-01666 (Domestic Groundwater)

[Barbara Spicer]
Clarence Spicer
465 E Idaho Blvd
[Emmett ID 83617]

Dear Claimant(s):

Enclosed is a copy(s) of the above referenced claim(s) which reflects the change in ownership of the land and appurtenant water right(s) to you.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claim(s) for final court decree.

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Enclosure(s)

MICROFILMED
AUG 03 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DATE JANUARY 3, 1994

[DORIS ABREU]
JAMES ABREU
HCR 13541
[KEAAU HAWAII]
96749-9218

RE: Notice of Claim(s) No(s): A65-01665 (Irrigation wastewater)
A65-01666 (Domestic groundwater)

Dear Claimant:

Enclosed is a copy of the "Notice of Change of Water Right Ownership" which has been submitted to this office. This form identifies you as the former owner of the above-referenced water right(s).

This letter is to notify you that the ownership of the water right(s) has been changed to the name(s) identified as the New Owner/Claimant. This reflects the change in ownership of the land and appurtenant water right(s).

If you have any questions regarding this matter, please contact this office.

Sincerely,

Adjudication Staff
Western Region Office

MM/m
Enc.

MICROFILMED
AUG 03 1994



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

RECEIVED

DEC 08 1993

WATER RESOURCES
WESTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

- *Clarence & Barbara Spicer*
- *465 E Idaho Blvd*
- *Emmett ID 83617*

MAILING DATE: *Dec 6, 1993*

RESPONSE DATE: *Dec 21, 1993*

RE: NOTICE OF CLAIM NO[S]: *A65-01666*

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

- *James & Doris Abreu*
- *465 E Idaho Blvd*
- *Emmett ID 83617*

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

- Change of Ownership Form
- Change of Address Form

MICROFILMED

AUG 03 1994

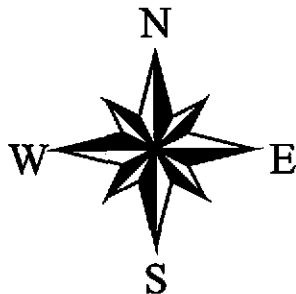
IDAHO DEPARTMENT OF WATER RESOURCES

T06N R01W S06

WATER RIGHT(S): 65-01665

PREPARED BY: Chris Duncan
27 DEC 2000

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QQ Boundary



NAPP 1987

