

IDAHO DEPT OF WATER RESOURCES



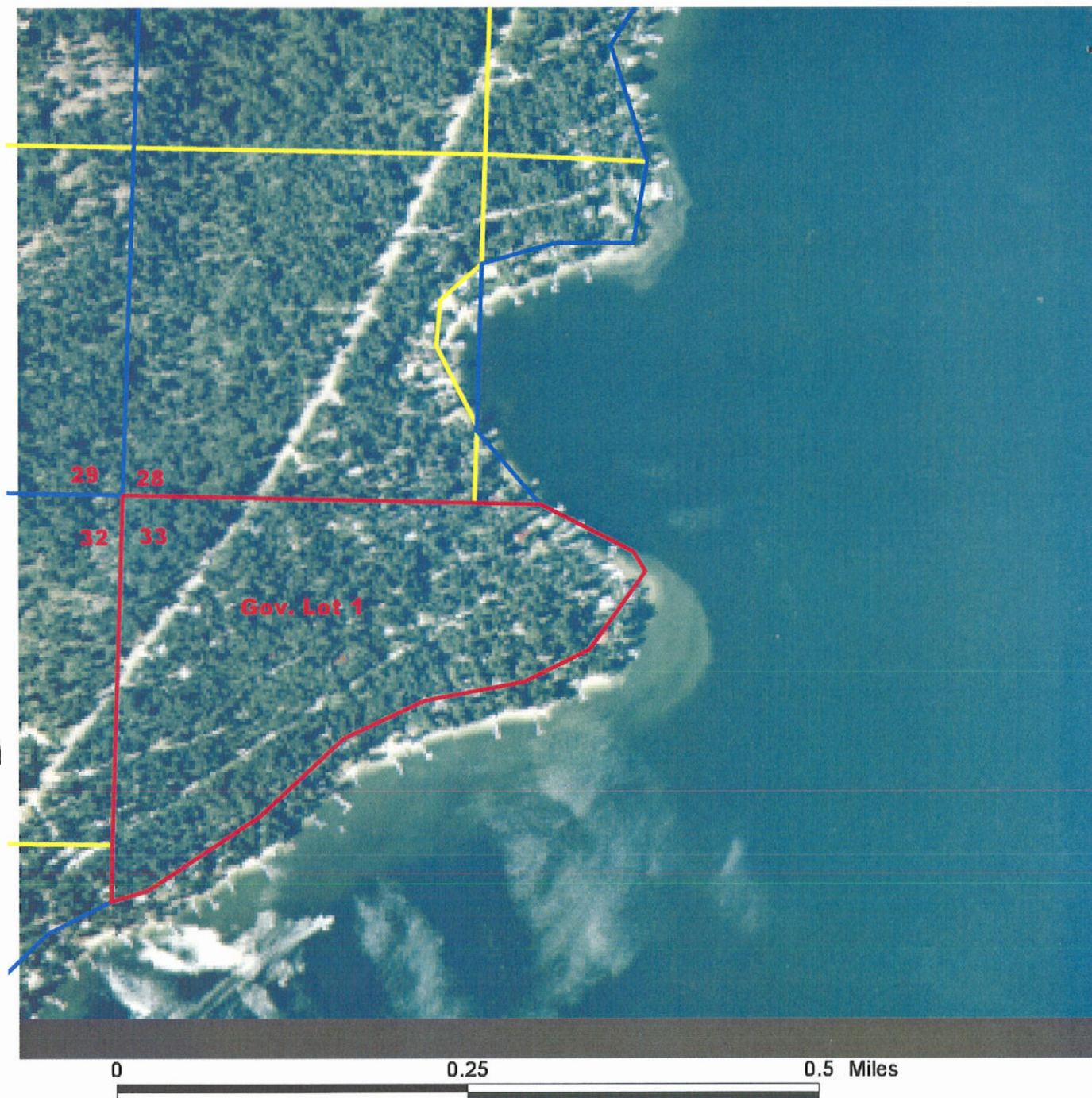
CLAIM(S): 65-02311

T19N, R03E, S33

Owner(s): THOMAS

-  Place of Use
-  Point(s) of Diversion
Section Lines
-  1/4 1/4's

Prepared by: KAY WALKER
Date: August 19, 1999



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: A65-02311
Date Received: 11/21/1988
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: EUGENE C THOMAS
Address: PO BOX 829
BOISE ID 83701

AND/OR

Name: JODY THOMAS
Address: PO BOX 829
BOISE ID 83701

2. Date of Priority: SEP 26, 1923

3. Source: SPRING CREEK Trib. to: BIG PAYETTE LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	03E	29	NE	SE			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		2.40
IRRIGATION	04/15	10/15	0.020		2.40

7. Total Quantity Appropriated is:

0.100 C.F.S. (and/or) 2.40 A.F.A.

8. Total consumptive use is 2.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
19N	03E	33	NW		NW	1	IRR	1.0
			NW		NW	1	DOMEST	
Section Acres								1.0
Total Acres								1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
65-11231, 65-10481

14. Remarks:

LOT 146, WAGON WHEEL BAY SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC.
NAME CORRECTION BASED ON CLAIMANT LETTER 1/6/99 SB.

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

RECEIVED

DEC 14 1998

WATER RESOURCES
WESTERN REGION

December 11, 1998

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Willis C. Moffatt,
1907-1980
Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
Robert E. Bakes
John C. Ward
Paul S. Street
Larry C. Hunter
Glenna M. Christensen
Mark S. Prusynski
Morgan W. Richards
Michael G. McPeck

Stephen R. Thomas
Jon S. Gorski
Gary T. Dance
Gerald T. Husch
Kirk R. Helvie
Thomas C. Morris
Michael E. Thomas
James C. deGlee
Patricia M. Olsson
Mark A. Ellison
David S. Jensen
Bradley J. Williams
James L. Martin
Robert B. Burns

Stephen J. Olson
Lee Radford
Scott A. Tschirgi
Julie K. Weaver
C. Clayton Gill
David P. Gardner
Rob G. Dickinson
Anne Baker Wilde
Erik J. Bolinder
Stephen R. Drake
Jeremy C. Chou
Katrina T. Sather
Ray J. Chacko

State of Idaho District Court
Snake River Basin Adjudication
Attn: The Honorable Daniel C. Hurlbutt, Jr.
Presiding Judge
P.O. Box 2707
Twin Falls, ID 83303-2707

Dear Judge Hurlbutt:

On November 23, 1998, I received a mailed copy of what is captioned "Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 65-11231" addressed to me and my wife, Jody, her name being misspelled Jodi in the document. That document shows under the reference "priority date" October 15, 1937 and in the body of the decree states "this right," which I presume is Right 65-11231, is limited by the following language: "use of this right with Right Nos. 65-02311 and 65-10481 is limited to a total combined diversion of .10 CFS."

In October by document dated October 26, 1998 you also sent me by mail a copy of what is denominated "partial decree pursuant to I.R.C.P. 54(b) for Water Right 65-10481," which is similar in content to the November 13, 1998 document referenced above but which contains a significant difference in referencing a "priority date" of July 1, 1972.

I wonder if this is a clerical error. The property in question was the first developed residential property on Payette Lake, deeded by the state of Idaho to our predecessor in interest in the 1920s, and the water rights associated with the property date from the time of the conveyance. Your November partial decree references a priority date of October 15, 1937 which is at least 10 years after the actual utilization and right to the water came into existence, but I am not raising an issue on that score since that was over 60 years ago and the priority is probably sufficient as a practical matter. The earlier document, however, dated October 26, 1998, uses a July 1, 1972 date and that does concern me. If, as I presume to be the circumstance, this is the product of confusion and a clerical error, I would ask that the partial decree of October 26, 1998 be reconciled with that of November 13, 1998 to reflect a priority date of no later than October 15, 1937, bringing the two documents into alignment.

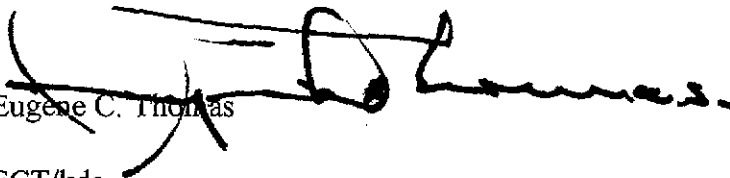
The Honorable Daniel C. Hurlbutt, Jr.
December 11, 1998
Page 2

I spoke to the assigned representative of the Idaho Department of Water Resources in October when I received the first partial decree, communicating with the western regional office at 208-334-2190 as directed in a pamphlet that was enclosed with the decree. I found the advice then given reassuring and took no further action (and I am providing a copy of this letter to that office).

Given the fact that our property would be virtually useless without the water rights that I reference, I take this opportunity to request correction and clarification. Also, given the unusual nature of these judicial proceedings, and inasmuch as I have not intervened, protested, or otherwise appeared in the case to this point, I am uncertain about how this matter should be addressed, but trust that communication by letter to the court with copy to the indicated office of the IDWR is appropriate and will suffice.

Your attention to this matter will be appreciated and I look forward to a reply in due course, if not from Your Honor personally then from your designee or the Department. Thank you for your consideration.

Respectfully submitted,


Eugene C. Thomas

ECT/kda
cc: Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

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: A65-02311

Date Received: 11/21/1988

Receipt No: X999999 *rat*

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE C. THOMAS
Address: P.O. BOX 829
BOISE, ID 83701

AND/OR

Name: JODI THOMAS
Address: P.O. BOX 829
BOISE, ID 83701

2. Date of Priority: SEP 26, 1923

3. Source: SPRING CREEK Trib. to: BIG PAYETTE LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
19N	03E	29	NE	SE			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		2.40
IRRIGATION	04/15	10/15	0.020		2.40

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

2.40 A.F.A.

8. Total consumptive use is 2.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A65-02311

Page 1

Date: 11/28/88

MICROFILMED

SEP 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	03E	33	NW	NW	1	IRR	1.0
			NW	NW	1	DOMEST	
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
65-11231, 65-10481

14. Remarks:
LOT 146, WAGON WHEEL BAY SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC.

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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 _____ 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 _____

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: A65-02311
Date Received: 11/03/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
NOV 21 1988

Department of Water Resources

1. Name: EUGENE C. THOMAS
Address: P.O. BOX 829
BOISE, ID 83701

AND/OR

Name: JODI THOMAS
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19N	03E	29	NE	SE			VALLEY

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0.100 C.F.S. (and/or)

2.40 A.F.A.

8. Total consumptive use is 2.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A65-02311

Page

1

Date: 11/03/88

MICROFILMED

SEP 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	03E	33	NW	NW	1	IRR	1.0
			NW	NW	1	DOMEST	

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

65-11231, 65-10481

14. Remarks:

LOT 146, WAGON WHEEL BAY SUBDIVISION.

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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: _____

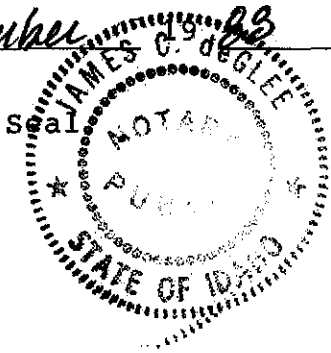
For Individuals:

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

Signature of Claimant(s): [Signature] Date: 11.18.88
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of November 1988
James C. DeGlee
Notary Public
Residing at Boise, Idaho
My Commission Expires 8/26/91



4/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME ThomasCLAIM IDENT. NO. AL65-02311DATE RECEIVED 11/21/88CK # none

AMOUNT \$ _____

1. Is the name and address complete with zip code?

YES

NO

2. Is a priority date entered?

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

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. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Was this claim filed on time, or was an extension granted?

Is the fee enclosed correct? Exempt

If this claim is based on an existing water right, has the identification number been entered? N/A

Should this claim be receipted and data entered?

Claim checked by: DAT

Comments: _____

MICROFILMED

SEP 18 1992

WESTERN REGION

OWNER (S):

Thomas

CLAIM NUMBERS:

65-02311

AGENT: KAY WALKER

DATE

8/31/99

RIGHT NO	RNG	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

POLYGON CREATED ON 331

POLYGON # () () () () UPDATED BY kw

ATTRIBUTES OF B65-POU.SHP (440) () () () ()

ATTRIBUTES OF B65-POD.SHP () () () () ()

_____ B65-DBPOU.DBF UPDATED BY kw

_____ B65-DBPOD.DBF UPDATED BY kw

NOTES:

no podid'd

AJ0749NP
No. R65-02311

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

DATE: 08/19/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JODY THOMAS	09/26/1923	IRRIGATION	04-15 10-15	0.020 CFS	
C	EUGENE C THOMAS PO BOX 829 BOISE ID 83701		DOMESTIC	01-01 12-31	0.080 CFS	2.40 AFA
TOTAL DIVERSION:					0.100 CFS	

Water Source: SPRING CREEK

Tributary to: BIG PAYETTE LAKE

Stage: DECREED

Point(s) of Diversion:

T19N R03E S29

NESE

VALLEY 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
19N	03E	33	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	1.0
TOTAL ACRES																		1.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: VALLEY

Non-Irrigation Uses: 2 HOMES

Other Rights: 65-11231, 65-10481

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-11184 A65-02311 A65-11184

Other Water Rights Listing Overlapping Place(s) of Use:
A65-02311

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN 0.04 CFS NOR 1.2 AFA FOR DOMESTIC PURPOSES.

EXP PROPERTY ALSO KNOWN AS LOT 146, WAGON WHEEL BAY SUBDIVISION.

Dates: Exam Made Date: Verified Date: 08/19/1999 Objection Filed Date:

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

AJ0749NP
No. R65-02311

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

DATE: 08/19/99
PAGE: 2

=====

Comments: Date: 08/19/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
LOT 146, WAGON WHEEL BAY SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC.
NAME CORRECTION BASED ON CLAIMANT LETTER 1/6/99 SB.

Date: 08/19/1999 User-ID: KWALKER Subject: RECOMMENDATION
CLAIMED AND RECOMMENDED AS PREVIOUSLY DECREED.

Audit: 08/19/99 KWALKER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:46
08/25/99
21

PAGE: 21
PROFILE REPORT

CLAIM NUMBER: A65-02311

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JODY THOMAS	09/26/1923	IRRIGATION	04-15 10-15	0.020 CFS	~~2.40 AFA~~ out
C	EUGENE C THOMAS		DOMESTIC	01-01 12-31	0.080 CFS	2.40 AFA
TOTAL DIVERSION:					0.100 CFS	~~2.40 AFA~~ out
CONSUMPTIVE USE:						~~2.00 AFA~~ out

Water Source: SPRING CREEK

Tributary to: BIG PAYETTE LAKE

Stage: DECREED

Point(s) of Diversion:

T19N R03E S29

NESE

VALLEY 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
19N	03E	33	:																	:	1.0
																				1.0	
																				TOTAL ACRES	1.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
19N	03E	33	:																	:	
																				01-D	

POU County: VALLEY

Other Rights: 65-11231, 65-10481

Remarks: GEN LOT 146, WAGON WHEEL BAY SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
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NAME CORRECTION BASED ON CLAIMANT LETTER 1/6/99 SB.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

2 homes

N10, N12

comments

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:23
08/25/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-02311

LAST: THOMAS
ADDRESS: PO BOX 829
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: JODY
STATE: ID ZIP: 83701

OWNER CODE: C

LAST: THOMAS
ADDRESS: PO BOX 829
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: EUGENE C
STATE: ID ZIP: 83701

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN

LOT 146, WAGON WHEEL BAY SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL
PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC.
NAME CORRECTION BASED ON CLAIMANT LETTER 1/6/99 SB.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

claimed same as detected-
in office verification conducted

A. AJ CLAIM: # A65-02311 PRIORITY DATE: 09-26-1923 STAGE: D

B. WR RECORD: # 65-02311 PRIORITY DATE: 09-26-1923 STAGE: D

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 PRIORITY DATE:

09-26-1923 ✓

REVIEWED BY

DATE

8/26/99

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
A65-02311	19N 03E	29		NE	SE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-11184 65-11184

WR RECORDS IN SAME 40 ACRE TRACT
65-11184

SOURCE: SPRING CREEK

TRIB: BIG PAYETTE LAKE

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
65-02311	19N 03E	29		NE	SE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-11184 65-11184

SOURCE: SPRING CREEK

TRIB: BIG PAYETTE LAKE

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

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

OTHER (DESCRIBE IN NOTES BELOW)

prior decree

NOTES: _____

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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 VALLEY	DIVERSION NAME	DIVERSION NBR
19N	03E	29		NE	SE					
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SOURCE: SPRING CREEK

TRIB: BIG PAYETTE LAKE

REVIEWED BY: KW

DATE: 8/26/99

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

A. ROOT WATER RIGHT NUMBERS: A65-02311
R65-02311

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
19N	03E	33	NW	NW	1	THOMAS, JODY	A65-02311 /	1.0	65-02311 /	1.0	
			NW	NW		BENNINGFIELD, RAY	R63-10163 /	-	/		
			NW	NW		BENNINGFIELD, RAY	A65-10163 /	65-10163 /			1.0
			NW	NW		CLEMMER, JOHN W	A65-17851 /	-	/		
			NW	NW		CLEMMER, MARGARET L	65-09604 /	65-09604 /			
			NW	NW		BENNINGFIELD, RAY	65-10163 /	-	/		
			NW	NW		CLEMMER, JOHN W	65-17851 /	-	/		
			NW	NW		BILLS, BARBARA A	A65-17355 /	-	/		
			NW	NW		LANDS	65-17355 /	-	/		
			NW	NW		CLEMMER, MARGARET L	A65-09604 /	-	/		
			NW	NW	1	THOMAS, JODY	R65-02311 /	1.0	-	/	
			NW	NW	1	FRASER, T J	65-08347 /	-	/		
			NW	NW	1	KING JR, CHARLES R	A65-08128 /	-	/		
			NW	NW	1	FALK, BESSIE H	A65-08242 /	-	/		
			NW	NW	1	FALK, BESSIE H	A65-08301 /	-	/		
			NW	NW	1	LANDS	65-17994 /	-	/		
			NW	NW	1	PRIEST, M RODNEY	A65-18198 /	-	/		
			NW	NW	1	STATE OF IDAHO	A65-10384 /	65-10384 /			
			NW	NW	1	LANDS	65-00632 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00662 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-18159 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-18162 /	-	/		
			NW	NW	1	LANDS	65-18164 /	-	/		
			NW	NW	1	PRIEST, M RODNEY	65-18198 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-07388 /	-	/		
			NW	NW	1	KING JR, CHARLES R	65-08128 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00668 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00669 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00676 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00766 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00768 /	-	/		
			NW	NW	1	YRIBAR, PHILIP J	65-06997 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-07389 /	-	/		
			NW	NW	1	KAY, RICHARD A	A65-08796A /	-	/		
			NW	NW	1	FALK, BESSIE H	65-08242 /	-	/		
			NW	NW	1	THOMAS, EUGENE C	65-10481 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00670 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00682 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00685 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00688 /	-	/		
			NW	NW	1	STATE OF IDAHO	65-00755 /	-	/		
			NW	NW	1	FALK, BESSIE H	R65-08301 /	-	/		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	NW	1	STATE OF IDAHO	65-18165 /	- /			
			NW	NW	1	LANDS	65-18166 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18167 /	- /			
			NW	NW	1	LANDS	65-18168 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18169 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00664 /	- /			
			NW	NW	1	JENSEN, MRS ROBERT H	R65-08426 /	- /			
			NW	NW	1	SKILLERN, FLORA A	65-00633 /	- /			
			NW	NW	1	LANDS	65-00686 /	- /			
			NW	NW	1	STATE OF IDAHO	65-10384 /	- /			
			NW	NW	1	STATE OF IDAHO	65-08796 /	- /			
			NW	NW	1	SKILLERN, WILLIAM G	A65-00633 /	- /			
			NW	NW	1	LANDS	65-00623 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00627 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00630 /	- /			
			NW	NW	1	LANDS	65-00631 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00666 /	- /			
			NW	NW	1	LANDS	65-00667 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00673 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00684 /	- /			
			NW	NW	1	LANDS	65-00756 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00757 /	- /			
			NW	NW	1	LANDS	65-00687 /	- /			
			NW	NW	1	LANDS	65-00726 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00628 /	- /			
			NW	NW	1	THOMAS, JODY	65-11231 /	- /			
			NW	NW	1	SNOW, EDWIN A.		65-08113 /			
			NW	NW	1	HANSBERGER, KLARA K		65-12935 /			
			NW	NW	1	HANSBERGER, RV		65-12936 /		1.8	
			NW	NW	1	STATE OF IDAHO		65-13140 /			
19N	03E	33	NW	NW	1	THOMAS, JODY	A65-02311 /	65-02311 /			
			NW	NW		BENNINGFIELD, RAY	R63-10163 /	- /			
			NW	NW		BENNINGFIELD, RAY	A65-10163 /	65-10163 /			
			NW	NW		CLEMMER, JOHN W	A65-17851 /	- /			
			NW	NW		CLEMMER, MARGARET L	65-09604 /	65-09604 /			
			NW	NW		BENNINGFIELD, RAY	65-10163 /	- /			
			NW	NW		CLEMMER, JOHN W	65-17851 /	- /			
			NW	NW		BILLS, BARBARA A	A65-17355 /	- /			
			NW	NW		LANDS	65-17355 /	- /			
			NW	NW		CLEMMER, MARGARET L	A65-09604 /	- /			
			NW	NW	1	THOMAS, JODY	R65-02311 /	1.0 - /			
			NW	NW	1	FRASER, T J	65-08347 /	- /			
			NW	NW	1	KING JR, CHARLES R	A65-08128 /	- /			
			NW	NW	1	FALK, BESSIE H	A65-08242 /	- /			
			NW	NW	1	FALK, BESSIE H	A65-08301 /	- /			
			NW	NW	1	LANDS	65-17994 /	- /			
			NW	NW	1	PRIEST, M RODNEY	A65-18198 /	- /			

1.0 Domestic

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	NW	1	STATE OF IDAHO	A65-10384 /	65-10384 /			
			NW	NW	1	LANDS	65-00632 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00662 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18159 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18162 /	- /			
			NW	NW	1	LANDS	65-18164 /	- /			
			NW	NW	1	PRIEST, M RODNEY	65-18198 /	- /			
			NW	NW	1	STATE OF IDAHO	65-07388 /	- /			
			NW	NW	1	KING JR, CHARLES R	65-08128 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00668 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00669 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00676 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00766 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00768 /	- /			
			NW	NW	1	YRIBAR, PHILIP J	65-06997 /	- /			
			NW	NW	1	STATE OF IDAHO	65-07389 /	- /			
			NW	NW	1	KAY, RICHARD A	A65-08796A /	- /			
			NW	NW	1	FALK, BESSIE H	65-08242 /	- /			
			NW	NW	1	THOMAS, EUGENE C	65-10481 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00670 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00682 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00685 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00688 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00755 /	- /			
			NW	NW	1	FALK, BESSIE H	R65-08301 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18165 /	- /			
			NW	NW	1	LANDS	65-18166 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18167 /	- /			
			NW	NW	1	LANDS	65-18168 /	- /			
			NW	NW	1	STATE OF IDAHO	65-18169 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00664 /	- /			
			NW	NW	1	JENSEN, MRS ROBERT H	R65-08426 /	- /			
			NW	NW	1	SKILLERN, FLORA A	65-00633 /	- /			
			NW	NW	1	LANDS	65-00686 /	- /			
			NW	NW	1	STATE OF IDAHO	65-10384 /	- /			
			NW	NW	1	STATE OF IDAHO	65-08796 /	- /			
			NW	NW	1	SKILLERN, WILLIAM G	A65-00633 /	- /			
			NW	NW	1	LANDS	65-00623 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00627 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00630 /	- /			
			NW	NW	1	LANDS	65-00631 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00666 /	- /			
			NW	NW	1	LANDS	65-00667 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00673 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00684 /	- /			
			NW	NW	1	LANDS	65-00756 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00757 /	- /			
			NW	NW	1	LANDS	65-00687 /	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	NW	1	LANDS	65-00726 /	- /			
			NW	NW	1	STATE OF IDAHO	65-00628 /	- /			
			NW	NW	1	THOMAS, JODY	65-11231 /	- /			
			NW	NW	1	SNOW, EDWIN A.		65-08113 /			
			NW	NW	1	HANSBERGER, KLARA K		65-12935 /			
			NW	NW	1	HANSBERGER, RV		65-12936 /	1.8		
			NW	NW	1	STATE OF IDAHO		65-13140 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-02311	1.00	2.00	1.00
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POU COUNTY: VALLEY

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
A65-02311	SPRING CREEK	THOMAS, JODY	0.100	0.100	2.40	2.40
R65-02311	SPRING CREEK	THOMAS, JODY	0.100	0.100		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-02311	DOMESTIC	THOMAS, JODY	FROM 01-01 TO 12-31	0.080 CFS	2.40 AF/A
A65-02311	IRRIGATION	THOMAS, JODY	FROM 04-15 TO 10-15	0.020 CFS	2.40 AF/A
R63-10163	DOMESTIC	BENNINGFIELD, RAY	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10163	DOMESTIC	BENNINGFIELD, RAY	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-17851	DOMESTIC	CLEMMER, JOHN W	FROM 01-01 TO 12-31	0.040 CFS	
65-09604	DOMESTIC	CLEMMER, MARGARET L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10163	DOMESTIC	BENNINGFIELD, RAY	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-17851	DOMESTIC	CLEMMER, JOHN W	FROM 01-01 TO 12-31	0.040 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-17355	DOMESTIC	BILLS, BARBARA A	FROM 01-01 TO 12-31	0.040 CFS	
65-17355	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	
A65-09604	DOMESTIC	CLEMMER, MARGARET L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08347	DOMESTIC	FRASER, T J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08128	DOMESTIC	KING JR, CHARLES R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08242	DOMESTIC	FALK, BESSIE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08301	DOMESTIC	FALK, BESSIE H	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-08301	FIRE PROTECTION	FALK, BESSIE H	FROM 01-01 TO 12-31	0.020 CFS	
65-17994	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	
A65-18198	DOMESTIC	PRIEST, M RODNEY	FROM 01-01 TO 12-31	0.040 CFS	
A65-10384	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	3.60 AF/A
65-00632	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00662	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-18159	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	
65-18162	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	
65-18164	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	
65-18198	DOMESTIC	PRIEST, M RODNEY	FROM 01-01 TO 12-31	0.040 CFS	
65-07388	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08128	DOMESTIC	KING JR, CHARLES R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00668	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00669	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00676	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00766	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00768	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-06997	DOMESTIC	YRIBAR, PHILIP J	FROM 01-01 TO 12-31	0.120 CFS	3.60 AF/A
65-07389	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08796A	DOMESTIC	KAY, RICHARD A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08242	DOMESTIC	FALK, BESSIE H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10481	DOMESTIC	THOMAS, EUGENE C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00670	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00682	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00685	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00688	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00755	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
R65-08301	DOMESTIC	FALK, BESSIE H	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-18165	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	
65-18166	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	
65-18167	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	
65-18168	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	
65-18169	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	
65-00664	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-08426	DOMESTIC	JENSEN, MRS ROBERT H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00633	DOMESTIC	SKILLERN, FLORA A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00686	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-10384	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	3.60 AF/A
65-08796	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-00633	DOMESTIC	SKILLERN, WILLIAM G	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00623	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00627	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00630	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00631	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00666	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00667	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00673	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00684	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00756	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00757	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-00687	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00726	DOMESTIC	LANDS	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-00628	DOMESTIC	STATE OF IDAHO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-11231	DOMESTIC	THOMAS, JODY	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: 65-11231, 65-10481

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(☒)

NOTES:

DATE: 8/26/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02311 DOMESTIC	FROM 01-01 TO 12-31	0.080 CFS	2.40 AF/A
A65-02311 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	2.40 AF/A
TOTAL DIVERSION RATE/VOLUME		0.100 CFS	2.40 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02311 DOMESTIC	FROM 01-01 TO 12-31	0.080 CFS	2.40 AF/A
65-02311 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	2.40 AF/A
TOTAL DIVERSION RATE/VOLUME		0.100 CFS	2.40 AF/A

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(☒)

PAGE: 14

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

14

CLAIM NUMBER: A65-02311

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.100 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.100 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 _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 1 x 0.02 CFS/ACRE = 0.02 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 = 2.40 AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = N/A 2.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

domestic use only

NOTES: _____

WR RECORD CONDITIONS/REMARKS:

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
DOMESTIC IRRIGATION	01-01 12-31 04-15 10-15	0.080 0.020	2.40 ~~2.40~~	~~2.0~~ 2.0
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT		0.100 0.10	~~2.40~~ N/A	~~2.0~~ N/A

NON-IRRIGATION USES CLAIMED:

2 homes per PRBA claim

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

REVIEWED BY: CW

DATE: 8/20/99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

N/10, N/12

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02311

N/A
DATABASE

TOTAL DIVERSION RATE OF WR SPLITS

0.100

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02311	0.100	R65-02311	0.100	65-02311	0.100
TOTAL CFS		0.100		0.100		0.100

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	FIELD EXAMINER
Y ()	Y () N ()

NOTES:

AUTHENTICATION:

SIGNATURE:

Ray Walker

DATE:

8/26/99

NAME OF FIELD EXAMINER:

Ray Walker

TITLE:

Sr. Agent

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 _____ IDWR ID NO. _____	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>GIS shape</u>	DATE <u>8/19/99</u>	Y(✓) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
✓ OTHER <u>PRBA decree</u>	DATE <u>1979</u>	<u>1</u>	_____
() OTHER <u>PRBA claim</u>	DATE <u>1977</u>	<u>1</u>	_____

DATE: 03/10/99
PAGE: 13

~~2.40 AFA~~ out
2.40 AFA ✓
~~2.40 AFA~~ out

Stage: DECREED

VALLEY County

NE										NW				SW				SE															
T	R	S	NENE		NWNE		SWNE		SENE		NENW		SNNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
			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	SUM
19N	03E	33										01	01																				1.0
																												TOTAL ACRES				1.0	

Pou County: VALLEY

Dates: App. Received: Priority Date: 09/26/1923
 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

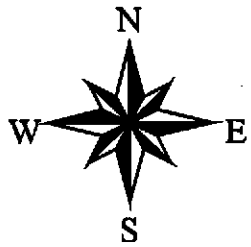
2 homes
↑
per PRBA
claim -
see copy
attached.

claimed as
deceased-

N10, N12

kw
8/19/99

IDAHO DEPT OF WATER RESOURCES



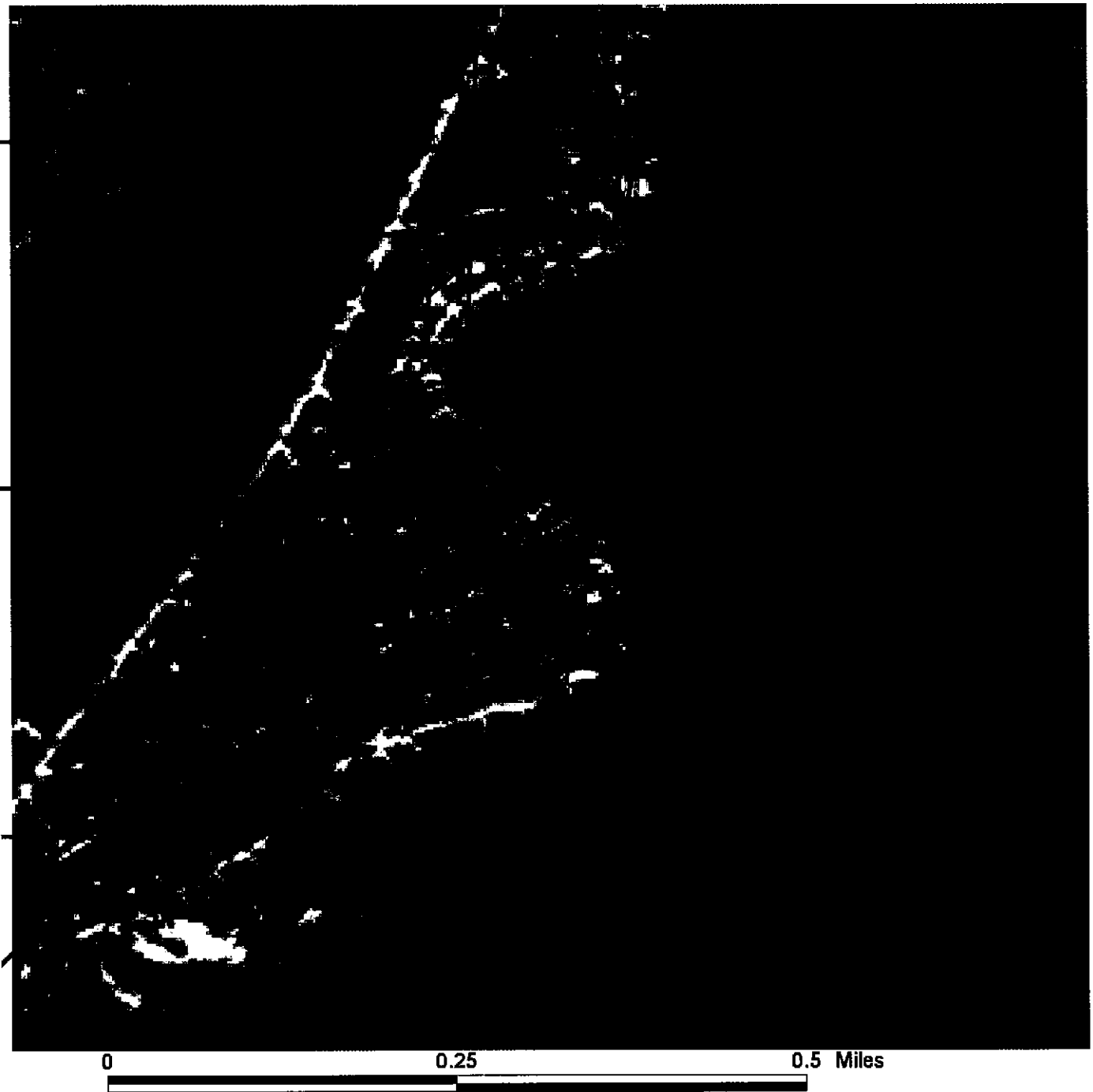
CLAIM(S): 65-02311

T19N, R03E, S33

Owner(s): THOMAS

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's

Prepared by: KAY WALKER
Date: August 19, 1999



INDICATES TOTAL

SOURCE: SPRING CREEK

TRIBUTARY TO: BIG PAYETTE LAKE

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
65-2311	THOMAS, EUGENE C. & THOMAS, JODY 4514 HILLCREST DRIVE, BOISE, IDAHO 83705 REMARKS: LOT 146, WAGON WHEEL BAY SUBDIVISION. THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11231 & 65-10481 SHALL PROVIDE NO MORE THAN .04 CFS. NOR 1.2 AFA FOR DOMESTIC.	9/26/1923	DOMESTIC	1/ 1 12/31	2.40 AFA .00 CFS	NESE S29 T19N R 3E	SAME AS OTHER USE	LICENSE
			IRRIGATION	4/15 10/15	--- AFA .02 CFS ---*AFA *.10*CFS		LOT 11 11 S33 T19N R 3E *1*	
65-11184	F. L. F. H. ASSOCIATION C/O PETER F. HIRSCHBURG, 4622 HILLCREST VIEW DRIVE, BOISE, IDAHO 83705 REMARKS: LOT 145, PAYETTE LAKES COTTAGE SITES ON WAGON WHEEL BAY.	6/ 1/1924	DOMESTIC	1/ 1 12/31	3.60 AFA .12 CFS	NESE S29 T19N R 3E	NENW S33 T19N R 3E	BENEFICIAL USE
65-2503	DRISCOLL, J. L. 1200 HAPPY DRIVE, BOISE, IDAHO 83704 REMARKS: LOT 148, PAYETTE LAKES COTTAGE SITES.	10/25/1948	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 4 S28 T19N R 3E	LOT 4 S28 T19N R 3E	LICENSE

INDICATES TOTAL

SOURCE: SPRING CREEK

TRIBUTARY TO: CASCADE RESERVOIR

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
65-2675X	LEVERS, GLENN E. & LEVERS, THRLMA M. 604 NORTH 6TH STREET, PAYETTE, IDAHO 83661	8/25/1960	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SENW S30 T15N R 3E	SENW S30 T15N R 3E	LICENSE
65-2675A	SCHNEIDER, CHARLES ROUTE 8, CASTLEWAY, CALDWELL, IDAHO 83605 REMARKS: LOT 1A-7, CR-1 SUBDIVISION.	8/25/1960	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SENW S30 T15N R 3E	SENW S30 T15N R 3E	LICENSE
65-2704	SCHNEIDER, CARLES & SCHNEIDER, MOLLY ROUTE 8, CASTLEWAY, CALDWELL, IDAHO 83605	10/ 5/1961	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SENW S30 T15N R 3E	SENW S30 T15N R 3E	LICENSE

NOTICE OF CLAIM TO A WATER RIGHT

IDENT. NO.

MAP NO.

(Name of Claimant)

(Mailing Address)

... claims a right to the diversion

The extent and nature of said claim is as follows:

- ~~July 1, 1924~~

- ~~unnamed stream~~

- (1 cfs)

(CFS, GPD, AF.)

1555 GPO AFM

Quantit

ICES GPO AF

- Sec. 29

- Give sizes and capacities, be as specific as possible. concrete diversion box 600' above road

- systems

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

Total No. of acres

- one family (+ two households - see memo)

NOTE: Include here the type and number of stock watered.

- | | | | |
|-----|---------|-------------------------------|--------------|
| (9) | Remarks | Wagon Wheel Bay - Lot No. 146 | Appurtenance |
|-----|---------|-------------------------------|--------------|

- This result when combined with 65-11231A shall provide no more than .04 d/s

- ☒ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Resources. State Water License #15889 dated 4/28/2011

February 25, 1977
(Date)

Eugene G. Thomas ^(Signature)

(Signature of Spouse)

State of IDAHO

Organization

County of ADA

\$5.

563

On this 25th day of February

(Signature of Authorized Agent)

a notary public, personally appeared EUGENE C. THOMAS

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 Boise, Idaho

My commission expires December 21, 1979

544

11/22/77



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

~~*****ATT~~
DIRK KEMPTHORNE GOVERNOR

KARL J. DREHER
DIRECTOR

Eugene C Thomas
PO Box 829
Boise, ID 83701

January 5, 1999

Re: Letter to State of Idaho District Court and Idaho Department of Water Resources.

Dear Mr. Thomas:

I was asked to respond to the concerns you voiced in your December 11, 1998, letter.

Water Resources has made recommendations on most domestic and stockwater rights in Basin 65. We will make our recommendations for irrigation claims in Basin 65 during 1999 through 2000.

There are three water rights appurtenant to the property known as lot 146, Wagon Wheel Subdivision. The first right, 65-11231, is for domestic use and the source is from Big Payette Lake. The priority date for this right is October 15, 1937; this right was included in the Payette River Decree. As for the spelling of your wife's name, it does appear as Jodi and was originally filed on with this spelling; however, based on your letter I can change the spelling to Jody.

The second right, 65-10481, is also for domestic use the source is groundwater. The priority date for this right is July 1, 1972. This is the date used for the original filing and this right was also included in the Payette River Decree. While this right may seem to have a junior priority date, keep in mind that there is no requirement to file on water rights for domestic use.

The third right, 65-02311, is for domestic and irrigation and has not been recommended yet. The priority date for this right is September 26, 1923, and the source is Spring Creek. Again, this right was included in the Payette River Decree.

If you have any questions, please give me a call.

Sincerely,

Susan Bock
Sr. Water Resources Agent

LAW OFFICE

MOFFATT, THOMAS, BARRETT & BLANTON

CHARTERED

FIRST SECURITY BUILDING

911 WEST IDAHO

P. O. BOX 829

BOISE, IDAHO 83701

WILLIS C. MOFFATT
(208) 345-2000

OFFICE ADMINISTRATOR
DONNA K. BROWN

TELEPHONE
(208) 345-2000

IDAHO WATS
1-800-422-2889

FACSIMILE
(208) 345-2340

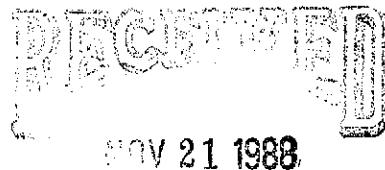
EUGENE C. THOMAS
JOHN W. BARRETT
J. CHARLES BLANTON
R. B. ROCK
RICHARD C. FIELDS
RICHARD E. HALL
MYRON D. GABBERT, JR.
PAUL S. STREET
DONALD J. FARLEY
LOREN C. IPSEN
LARRY C. HUNTER
PHILLIP S. OBERRECHT
GLENN M. CHRISTENSEN
MARK S. PRUSYNSKI
MORGAN W. RICHARDS, JR.
MICHAEL G. MCPHEE
STEPHEN R. THOMAS
JON S. GORSKI
ROBERT C. GRISHAM

GERALD T. HUSCH
THOMAS C. MANNSCHRECK
THOMAS V. MUNSON
KIRK R. HELVIE
RAYMOND D. POWERS
THOMAS C. MORRIS
CANDY WAGAHOFF DALE
MICHAEL E. THOMAS
ROBERT B. LUCE
DOUGLAS M. CONDE
KRISTI EMIG-MARK
MARK B. PERRY
JAMES C. DEGLEE
STEPHEN T. SHERER
CHRISTINE E. NICHOLAS
DENISE C. BAIRD
J. KEVIN WEST
NICHOLAS B. SPENCER
PATRICIA M. OLSSON

November 21, 1988

HAND-DELIVERED

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720



Re: Eugene C. Thomas and Jodi Thomas

Department of Water Resources

Gentlemen:

Enclosed for filing are the following:

1. Notice of Claim to a Water Right for Identification No. A65-11231;
2. Notice of Claim to a Water Right for Identification No. A65-10481; and
3. Notice of Claim to a Water Right for Identification No. A65-02311.

We understand there is no filing fee associated with these notices as these rights were previously adjudicated in the Payette River Adjudication. Please file stamp the enclosed copies. Thank you for your assistance.

Very truly yours,


James C. deGlee

/mahA/21C3
Enclosures

MICROFILMED

SEP 18 1992