

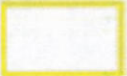
Idaho Dept. of Water Resources

Claim No(s): 65-02366A

T7N, R2E, S 31, 32

Prepared by: Sue Bock

Date: 1/31/2001

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1987 NAPP Photo

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: A65-02366A

Date Received: 1/28/1994

Receipt No: W017131

Received By: ARW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES E BRUCE 208-344-1504
Address: 428 CASHMERE RD
BOISE ID 83702

OR

Name: STEVEN M BRUCE 208-344-1504
Address: 428 CASHMERE RD
BOISE ID 83702

2. Date of Priority: MAR 15, 1930

3. Source: SPRINGS Trib. to: PAYETTE RIVER
LONE PINE CREEK PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	02E	31	NE	SE			BOISE
		32	SW	NW	3		BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.660		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02E	31	SE	NE	8	IRR	1.0
						Section Acres	1.0
		32	SW	NW	3	IRR	21.0
			SE	NW	4	IRR	6.0
						Section Acres	27.0
						Total Acres	28.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3402 & 65-2614 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
TWO POINTS OF DIVERSION IN SWNW, S32, T7N, R2E.
*CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 1/28/94.

15. Basis of Claim: LICENSE

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): James E. Brown Date: 1/28/94

Date: _____

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State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of January 19 94

Linda Werner
Notary Public

Seal

LINDA WERNER
Residing at RESIDING AT EAGLE, IDAHO
MY COMMISSION EXPIRES DEC. 8, 1994
My Commission Expires _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 7-30-93

LEGAL DESCRIPTION OF PROPERTY: Township 07N Range 02E
Section 31, 1/4 of NE 1/4 of SE 1/4, Govt. Lot , BM.
Lot 32, Block, , Subdivision/Townsite Boise County, Idaho
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: 65-02366
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): DONALE E. SHOEMAKER and DORTHA L. SHOEMAKER
2275 Scenic Drive
Emmett, Idaho 83617
- ☐ New Owner/Claimant (Purchaser): JAMES E. BRUCE and STEVEN M. BRUCE
- ☐ New Mailing Address: 428 Cashmere Road
Boise, Idaho 83702
- ☐ New Telephone Number: (208) 344 - 1504
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed 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) James E. Bruce: James E. Bruce Date 7-30-93
Steven M. Bruce: Steven M. Bruce Date 7-30-93
- ☐ Signature of Former Owner/Claimant(s) Donald E. Shoemaker: Donald E. Shoemaker Date 7-30-93
Dortha L. Shoemaker: Dortha L. Shoemaker Date 7-30-93

(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:

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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

For Value Received

DONALD E. SHOEMAKER and DORTHA L. SHOEMAKER, husband and wife,

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

JAMES E. BRUCE and STEVEN M. BRUCE, a Partnership

the grantee s, whose current address is 428 Cashmere Road, Boise, Idaho 83702

the following described premises, in Boise

County Idaho, to-wit:

(Continued) Legal Description Attached.

148329

BOISE COUNTY DEEDS
REQUEST OF

Security Title

93 AUG -4 PM 3:50

CALINE C. LARSEN

Shirley Genge

\$ 12.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owner s in fee simple of said premises; that they are free from all incumbrances EXCEPT: current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 30, 1993

Donald E. Shoemaker
Donald E. Shoemaker

Dortha L. Shoemaker
Dortha L. Shoemaker

STATE OF IDAHO, COUNTY OF GEM

On this 30th day of July, 1993, before me, a notary public in and for the said State, personally appeared

Donald E. Shoemaker and
Dortha L. Shoemaker

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

Shirley Genge
Notary Public

Residing at Emmett, Idaho
Comm. Expires 6-30-94

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book _____
of Deeds at Page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$ _____
Mail to: James E. Bruce & Steven M. Bruce
428 Cashmere Road
Boise, Idaho 83702

INSTRUMENT NO.

(Continued from previous page)

PARCEL I

The Northeast 1/4 of the Southeast 1/4, and a portion of Lot 8 described as follows:

Commencing at the East quarter corner of said Section 31, being the REAL POINT OF BEGINNING; thence North 0°04' West, 880 feet to a point; thence South 89°44' West, 70.3 feet to a point; thence South 0°04' East, 880 feet to a point; thence North 89°44' East, 70.3 feet to a point being the REAL POINT OF BEGINNING.

All located in Section 31, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho.

EXCEPTING THEREFROM:

A portion of the Northeast 1/4 of the Southeast 1/4, Section 31, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at the East quarter corner of said Section 31; thence South 89°44' West 70.3 feet to a point, being the REAL POINT OF BEGINNING; thence South 89°44' West, 1249.7 feet to a point; thence South 0°04' West, 40.00 feet to a point; thence South 89°21' East, 1249.72 feet to a point; thence North 0°04' West, 60.0 feet to a point being the REAL POINT OF BEGINNING.

PARCEL II

Lot 4 of Section 32, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho.

EXCEPTING THEREFROM:

Beginning at a point 30 feet North of Station 46+59 (plus) 132.6 feet (said station is on the centerline of the Idaho Northern Rail Road right of way) (Oregon Short Line and Union Pacific Railroad) From said point 30 feet North of the Idaho Northern Railroad Right of way center line, thence North 23°00' East 166 feet, to the line of Highwater on the south bank of the Payette River, thence upstream along said line of highwater to the East line of Lot 4 Section 32, Township 7 North, Range 2 East, Boise Meridian, thence South along said line to the North side of the Idaho Northern Rail Road right-of-way; thence Westerly along said right of way line to the POINT OF BEGINNING.

All in Lot 4 of Section 32, Township 7 North, Range 2 East, Boise Meridian.

ALSO EXCEPTING THEREFROM:

Beginning North 47°56' East 1044.23 feet from the Southwest Corner of the Lot 4 in Section 32, Township 7 North, Range 2

(Continued)

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(Continued from previous page)

East, Boise Meridian, Boise County, Idaho, on the North boundary of the Railroad Right of Way, thence From TRUE POINT OF BEGINNING on the Northside of the Idaho Northern Railroad Right of Way; thence North 23°00' East 166' to the average line of highwater on the South Bank of the Payette River; thence Easterly upstream along said line of highwater to the North line of the Idaho Northern Railroad Right of Way; thence Westerly, along said North line of Idaho Northern Railroad Right of Way to the TRUE POINT OF BEGINNING. All being in Lot 4, Section 32, Township 7 North, Range 2 East, Boise Meridian.

ALSO EXCEPTING THEREFROM:

A portion of Government Lot 4 of Section 32, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho, said portion being described as follows:

Commencing at a found brass cap monumenting the West 1/4 Corner of said Section 32, thence along the east-west center-of-section line of said Section 32, South 89°50'00" East, a distance of 1300.41 feet to a found brass cap monumenting the Center-West 1/16 Corner, thence continuing along the said east-west center-of-section line South 89°48'43" East, a distance of 618.74 feet to a set steel pin, thence North 08°52'14" East 412.41 feet to a set steel pin, said pin being the REAL POINT OF BEGINNING; thence North 08°52'14" East 170.7 feet to a set steel pin. On the Southwesterly right-of-way of a Boise County road; thence along said right-of-way Southeasterly 196.66 feet along the arc of a circular curve concave to the Northeast said curve having a radius of 445.00 feet, a central angle of 25°19'16", a chord bearing of South 65°33'38" East, a chord distance of 195.07 feet to a point; thence South 52°54' East 96.58 feet to a point; thence leaving said Southeasterly road right-of-way South 37°06' West 178.93 feet to a set steel pin; thence North 52°54' West 93.20 feet to a set steel pin; thence North 60°04'31" West 113.9 feet to a set steel pin, the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A portion of Government Lot 4 of Section 32, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho, said portion being described as follows:

Commencing at a found brass cap monumenting the West 1/4 Corner of said Section 32, thence along the east-west center-of-section line of said Section 32 South 89°50'00" East, a distance of 1300.41 feet to a found brass cap monumenting the Center-West 1/16 Corner, thence continuing along the said east-west center-of-section line South 89°48'43" East, a distance of 618.74 feet to a set steel pin,

(Continued)

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(Continued from previous page)

said pin being the REAL POINT OF BEGINNING; thence continuing along the said east-west center-of-section line South 89°48'43" East, a distance of 681.74 feet to a set steel pin and cap monumenting the Center 1/4 Corner of said Section 32, thence continuing along the said east-west center-of-section line South 89°49'16" East, a distance of 365.81 feet to a set steel pin,

thence

along the Southwesterly right-of-way of a Boise County road the following courses:

North 59°50'47" West, a distance of 420.63 feet to a set steel pin, North 60°51'00" West, a distance of 160.98 feet to a point, North 52°47'00" West, a distance of 249.50 feet to a point,

thence

leaving said Southwesterly road right-of-way South 37°06' West, a distance of 178.93 feet to a found steel pin, thence

North 52°54' West, a distance 93.20 feet to a found steel pin, thence

North 60°04'31" West, a distance of 113.9 feet to a found steel pin, thence

South 08°52'14" West, a distance of 412.41 feet to a set steel pin, said pin being the REAL POINT OF BEGINNING.

PARCEL III:

Lot 3 of Section 32, Township 7 North, Range 2 East, Boise Meridian, Boise County, Idaho.

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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

December 16, 1993

James or Steven Bruce
428 Cashmere Rd.
Boise, ID 83702

Dear Mr. Bruce;

I am writing in regard to the Change of Ownership notices that you submitted on the following Notices of Claim to a Water Right: A65-02614, A65-03400, A65-03402, A65-03403 and A65-12582A. This is for the property purchased from the Shoemaker's.

You also submitted an ownership change on a water right numbered 65-02366. This right has been split and the Shoemaker's portion is now numbered 65-02366A. (Enclosed is a copy.) Please be advised that although there is a previous license on this right; this usage has not been claimed in the Snake River Basin Adjudication. Without a Notice of Claim this right may be lost on the basis that there is no longer any usage from those water sources.

Please contact me as soon as possible with respect to the above. I am also enclosing a copy of the other claims showing the completed ownership change.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

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SRBA

PARTIAL DECREE 65-02366A

Issued on 06-28-2002.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: JAMES E BRUCE
STEVEN M BRUCE
428 CASHMERE RD
BOISE, ID 83702

SOURCE: LONE PINE CREEK TRIBUTARY: PAYETTE RIVER
SPRINGS TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.66 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO
TOTAL COMBINED DIVERSION RATE OF 0.02 CFS PER ACRE. COMBIN
RIGHT NOS.: 65-03402, 65-02614.

PRIORITY DATE: 03/15/1930

POINT OF DIVERSION: T07N R02E S31 NESE Within Boise County
S32 LOT 3 (SWNW)
2 POINTS OF DIVERSION LOCATED IN T07N, R02E, S32, SWNW.

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTIT
Irrigation 04-01 TO 11-01 0.66 C

PLACE OF USE: Irrigation Within Boise C
T07N R02E S31 LOT 8 (SENE) 1.0
S32 LOT 3 (SWNW) 21.0 LOT 4 (SENW) 6.0
28.0 Acres Total

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

[Return to SRBA Home Page](#)



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

03/07/2001

RECEIVED

APR 11 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 65-2366A

STEVEN M BRUCE
428 CASHMERE RD
BOISE ID 83702
Telephone Number: (208)344-1504

JAMES E BRUCE
428 CASHMERE RD
BOISE ID 83702
Telephone Number: (208)344-1504

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

4/10/2001

SIGNATURE:

Bruce & Bruce James E Bruce

Please print your name: _____

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

02/01/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-2366A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES E BRUCE
Current Owner	STEVEN M BRUCE
	428 CASHMERE RD
	BOISE, ID 83702
	(208)344-1504
Original Owner	DONALD E SHOEMAKER
Original Owner	DORTHA L SHOEMAKER
	HORSESHOE BEND, ID 83629

Priority Date: 03/15/1930
Basis: License
Status: Active

Sources: No sources found for this right

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.66 CFS		
Total Diversion			0.66 CFS		

Location of Point(s) of Diversion:

NESE	Sec. 31	Township 07N	Range 02E	BOISE County
SWNW Lt 3	Sec. 32	Township 07N	Range 02E	BOISE County

IRRIGATION Use:
Acre Limit: 28

Place(s) of use:

Place of Use Legal Description: IRRIGATION						BOISE County								
<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	02E	31	8	SENE	1									
		32	3	SWNW	21	4	SENE	6						

Total Acres: 28

Conditions of Approval:

- C18 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.

Remarks:

- Point of Diversion 2 POINTS OF DIVERSION LOCATED IN T07N, R02E, S32, SWNW.
- Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS PER ACRE. COMBINED RIGHT NOS.: 65-03402, 65-02614.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
sbock	1/31/01	CLAIM	WE HAVE BEEN UNABLE TO LOCATE THE ORIGINAL CLAIM, SO I HAVE HAD TO RECREATE IT

Dates:

Licensed Date:
Claim Received Date: 01/28/1994
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 01/21/1986
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/31/01 6:38:51 PM	sbock			In Process
POD	1/31/01 6:40:13 PM	sbock			In Process
POU	1/31/01 6:41:00 PM	sbock			In Process
Priority Date	1/31/01 6:39:55 PM	sbock			In Process
Quantity	1/31/01 6:42:51 PM	sbock			In Process
Season	1/31/01 6:42:25 PM	sbock			In Process
Source	1/31/01 6:40:31 PM	sbock			In Process
Summary	1/31/01 6:47:56 PM		1/31/01 6:47:56 PM	sbock	Complete
Use	1/31/01 6:41:18 PM	sbock			In Process

Other Information:

Receipt Number(s): W017131
State or Federal: S
Owner Name Connector: OR
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:

DATE: 01/30/01
PAGE: 1

Stage: LICENSE

C18

WR5809NP
No. 65-02366A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/30/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD E. SHOEMAKER	03/15/1930	IRRIGATION	04/01 11/01	0.660 CFS	
C	DORTHA L. SHOEMAKER					
	HORSESHOE BEND ID 83629			TOTAL DIVERSION:	0.660 CFS	

Water Source: SPRINGS
LONE PINE CREEK

Tributary to: PAYETTE RIVER
PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion: T07N R02E S31 NESE
S32 Lot 03(SWNW)

BOISE County
BOISE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07N	02E 31	:				08-01	:			:				:				1.0
07N	02E 32	:				:		03-21	04-06	:				:				27.0
																	TOTAL ACRES	28.0

Pou County: BOISE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3402 & 65-2614 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.
TWO POINTS OF DIVERSION IN SWNW, S32, T7N, R2E.

Dates: App. Received: Priority Date: 03/15/1930
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

WR5809NP
No. 65-02366B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/30/01
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCOTT JUSTICE	03/15/1930	IRRIGATION	04/01 11/01	0.120 CFS	
C	MARJORY E. JUSTICE					
	P.O. BOX OE					
	HORSESHOE BEND ID 83629			TOTAL DIVERSION:	0.120 CFS	

Water Source: LONE PINE CREEK

Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion:

T07N R02E S31

NESE

BOISE 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		
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07N	02E	31	:					:					:					:							:	6.0
			:				08-06	:					:					:							:	6.0
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Idaho Dept. of Water Resources

Claim No(s): 65-02366A

T7N, R2E, S 31, 32

Prepared by: Sue Bock

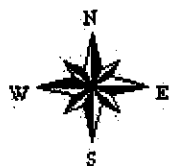
Date: 1/31/2001

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



1987 NAPP Photo