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Elvando
05-02398A

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IDAHO DEPARTMENT OF WATER RESOURCES

T16N, R03E, S8



1987 NAPP PHOTO

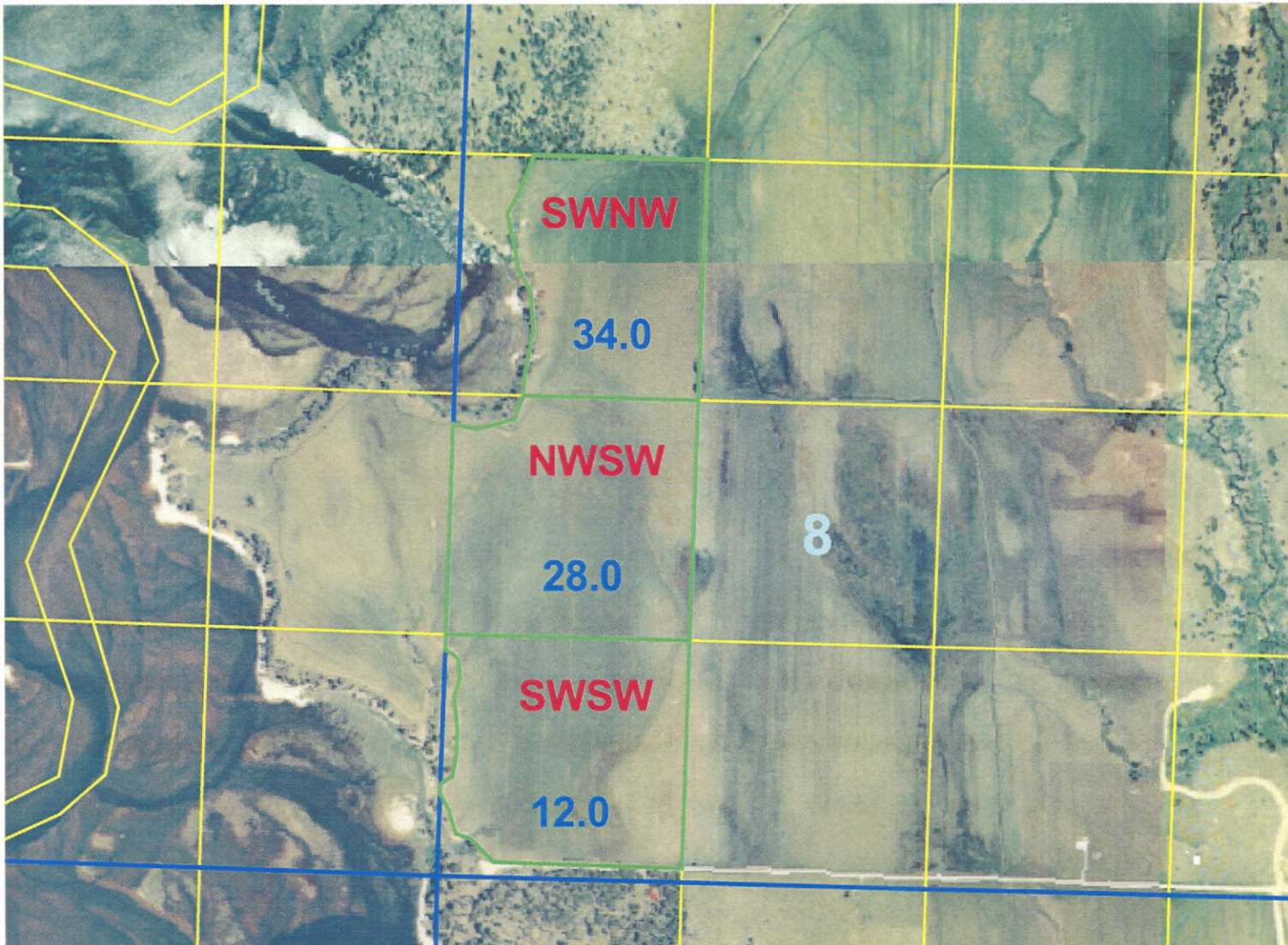
- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

CLAIM(S): 65-02398A

OWNER(S): EDWARDS

Prepared by Mel Schulte

DATE: MAY 7, 1999



0 0.25 0.5 0.75 1 Miles

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: A65-02398A
Date Received: 11/01/1988
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANKLIN B. EDWARDS
Address: BOX 22
DONNELLY, ID 83615

2. Date of Priority: AUG 03, 1936

3. Source: MUD CREEK Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	03E	32	NW	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.
IRRIGATION	04/15	10/15	1.700		

7. Total Quantity Appropriated is:
1.700 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
16N	03E	8	SW	NW		IRR	34.0
			NW	SW		IRR	28.0
			SW	SW		IRR	12.0
Section Acres							74.0

10. Place of Use: Continued

Total Acres 74.0

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:

A65-02359, A65-02577

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

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) *[Signature]* Date: 11-1-88.

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of November 19 88.

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise

My Commission Expires 1-19-1994



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

AJ0749NP
No. R65-02398A

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

DATE: 07/28/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANKLIN B EDWARDS PO BOX 22 DOWNNELLY ID 83615	08/03/1936	IRRIGATION	04-15 10-15	1.700 CFS	
TOTAL DIVERSION:					1.700 CFS	

Water Source: MUD CREEK

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T17N R03E S32 NWSE

VALLEY 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	:	
16N	03E	8	:					:					:					:					:	74.0
TOTAL ACRES																							74.0	

POU County: VALLEY

Other Rights: 65-02359, 65-02577

Remarks: QNT THIS RIGHT IS LIMITED TO NO MORE THAN .02 CFS PER ACRE
DELIVERED TO THE FIELD HEADGATE.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-02359, 65-02577, 65-08053,
65-02399.

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

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

Comments: Date: 05/07/1999 User-ID: MSCHULTE Subject: DIVERSION RATE
PART OF THE DIVERSION RATE FOR THIS RIGHT IS CONVEYANCE LOSS AS
DECREED IN THE PAYETTE RIVER ADJUDICATION.

Audit: 07/28/99 MSCHULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:16:23
05/07/99
32

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-02398A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANKLIN B EDWARDS	08/03/1936	IRRIGATION	04-15 10-15	1.70 CFS	
					TOTAL DIVERSION:	1.70 CFS
Water Source: MUD CREEK		Tributary to: 			Stage: DECREED	
Point(s) of Diversion:		T17N R03E S32	NWSE	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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
16N	03E	8	:	:	:	:
					TOTAL ACRES	74.0

POU County: VALLEY

Other Rights: A65-02359, A65-02577

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

WR5809NP
No. 65-02398A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/12/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANKLIN B. EDWARDS BOX 22 DONNELLY ID 83615	08/03/1936	IRRIGATION	04/15 10/15	1.700 CFS	
TOTAL DIVERSION:					1.700 CFS	

Water Source: MUD CREEK

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T17N R03E S32

NWSE

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
16N	03E	8	:									34				28	12			:	74.0
TOTAL ACRES																				74.0	

Pou County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-02359 65-02399 65-02577 65-02905 65-08053

Other Water Rights Listing Overlapping Place(s) of use:
65-02359 65-02577

Dates:	App. Received:	Priority Date:	08/03/1936
	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

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(☒) TOPOGRAPHIC	DATE FIELD CHECKED <u>1973 map</u> IDWR ID NO. <u>560</u>	Y(☒) N() <u>4a</u>
(☒) ~~MAP~~ GIS	DATE OF PHOTO <u>4-12-99</u> IDWR ID NO. _____	Y(☒) N() <u>5b</u>
(☒) ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961</u> <u>See 65-02359</u>	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 table</u>	DATE <u>4-12-99</u>	Y(☒) N() <u>5a</u>
() 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>WRQ7 e A, Q7</u>	DATE _____	<u>2</u>	<u>13a & 13b</u>
(☒) OTHER <u>POL review report</u>	DATE <u>4-12-99</u>	<u>1</u>	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:15:12
04/12/99

PAGE: 15
QUICKLOOK INFORMATION

31
CLAIM NUMBER: A65-02398A

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			MS In office 4-13-99	N		MS 4-13-99	MS 4-13-99	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE				NA				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			N				
REMARKS				Y				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:15:21
05/07/99

PAGE: 1
GENERAL INFORMATION

17
CLAIM NUMBER: A65-02398A

LAST: EDWARDS
ADDRESS: BOX 22
CITY: DONNELLY
PHONE NUMBER:

FIRST: FRANKLIN B
STATE: ID ZIP: 83615

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

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:

In office exam

A. AJ CLAIM: # A65-02398A PRIORITY DATE: 08-03-1936 STAGE: D

B. WR RECORD: # 65-02398A PRIORITY DATE: 08-03-1936 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:

08-03-1936
REVIEWED BY McSchulte

DATE 5-7-99

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
A65-02398A	17N	03E	32		NW	SE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-02359 R65-02359
A65-02399 R65-02577
A65-02577
A65-08053

WR RECORDS IN SAME 40 ACRE TRACT
65-02359
65-02399
65-02577
65-02905
65-08053

SOURCE: MUD CREEK

TRIB:

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
65-02398A	17N	03E	32		NW	SE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-02359 R65-02359
A65-02399 R65-02577
A65-02577
A65-08053

65-02359
65-02399
65-02577
65-02905
65-08053

SOURCE: MUD CREEK

TRIB:

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

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

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

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

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

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

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

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

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)

NOTES: Recommended as decreed in the PRBA and confirmed
on topo map 560

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
17N	03E	32		NW	SE					
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
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_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: MUD CREEK

TRIB: N.F. Pay.

REVIEWED BY:

Mel Schulte

DATE:

5-7-99

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

CLAIM A65-02398A INIT
T. R. S. Q/Q
PID 17N 3E 32 NWSE
SCALE
PHOTO ID. 560 DATE 1973

Mud Creek
Ditch
Cruzen Pond
Landing Strip
Cascade Reservoir
Mile 15
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CLAIM A65-02398A INIT

T.	R.	S.	Q/Q
----	----	----	-----

P/D 17N 3E 32 NWSE

SCALE

PHOTO ID. 560 DATE 1973

Flame

Mid

Storage
Bins

Corral

BM
4894

Mile 1

Cruzen Pond



Mud Creek

Ditch →

Landing Strip

4961 ft

Lake

Cascade Range

~~PACIFIC~~

55

DONNELLY 1.3 M
CASCADE 17 MI.

A. ROOT WATER RIGHT NUMBERS: A65-02398A
A65-02398X
A65-02398B
R65-02398A
R65-02398X

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
16N	03E	8	SW	NW		EDWARDS, FRANKLIN B	A65-02398A / 34.0	65-02398A / 34.0	27.0		
			SW	NW		EDWARDS, FRANKLIN B	A65-02359 / 3.0	65-02359 / 3.0			
			SW	NW		EDWARDS, FRANKLIN B	R65-02359 / 27.0	- /			
			SW	NW		EDWARDS, FRANKLIN B	R65-02398A / 27.0	- /			
			SW	NW		EDWARDS, FRANKLIN B	R65-02577 / 27.0	- /			34
16N	03E	8	NW	SW		EDWARDS, FRANKLIN B	A65-02398A / 28.0	65-02398A / 28.0	36.0		
			NW	SW		EDWARDS, FRANKLIN B	R65-02359 / 38.0	- /			
			NW	SW		EDWARDS, FRANKLIN B	R65-02398A / 38.0	- /			
			NW	SW		EDWARDS, FRANKLIN B	R65-02577 / 38.0	- /			28
16N	03E	8	SW	SW		EDWARDS, FRANKLIN B	A65-02398A / 12.0	65-02398A / 12.0	33.0		
			SW	SW		EDWARDS, FRANKLIN B	A65-02577 / 23.0	65-02577 / 23.0			
			SW	SW		EDWARDS, FRANKLIN B	R65-02359 / 35.0	- /			
			SW	SW		EDWARDS, FRANKLIN B	R65-02398A / 35.0	- /			
			SW	SW		EDWARDS, FRANKLIN B	R65-02577 / 35.0	- /			12

ADDITIONAL POU FOUND

TOTAL ACRES A65-02398A 74.00 74.00 96.00

POU COUNTY: VALLEY

74

5a

WESTERN REGION

OWNER (S):

Edwards

CLAIM NUMBERS:

A65-02398A

AGENT: MEL SCHULTE

DATE 5-7-99

RIGHT NO	RNG	SEC	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	16N	3E	8						34			28	12						74
																			74

POLYGON CREATED ON 330

POLYGON # () () () () UPDATED BY MTS

ATTRIBUTES OF B65-POU.SHP (641) (644) (645) () ()

ATTRIBUTES OF B65-POD.SHP (615) () () () ()

7-30-99 B65-DBPOU.DBF UPDATED BY MTS

7-30-99 B65-DBPOD.DBF UPDATED BY MTS

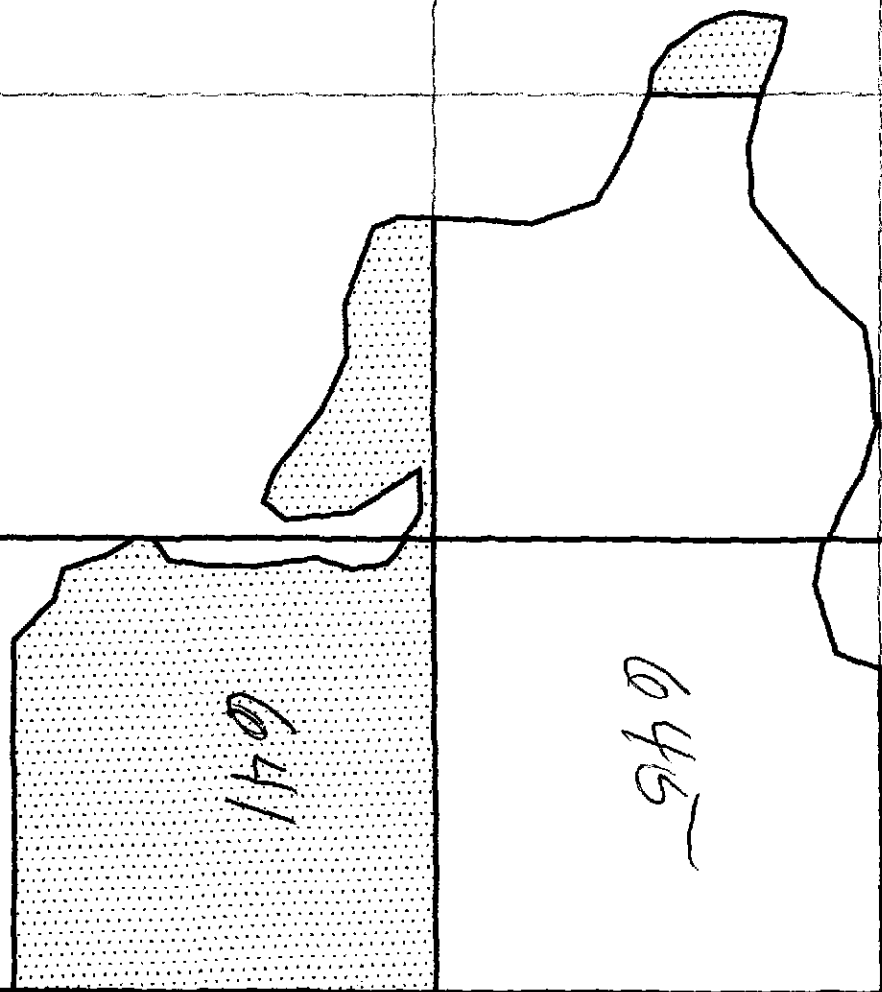
NOTES:

Elvando
05-02398H

644

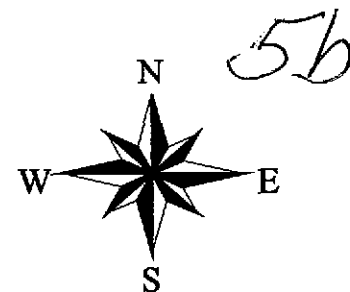
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641



IDAHO DEPARTMENT OF WATER RESOURCES

T16N, R03E, S8



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

CLAIM(S): 65-02398A

OWNER(S): EDWARDS

Prepared by Mel Schulte

DATE: MAY 7, 1999

0 0.25 0.5 0.75 1 Miles

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
A65-02398A	MUD CREEK	EDWARDS, FRANKLIN B	1.700	0.022		
A65-02359	MUD CREEK	EDWARDS, FRANKLIN B	0.880	0.023		
R65-02359	MUD CREEK	EDWARDS, FRANKLIN B	0.880	0.006		
R65-02398A	MUD CREEK	EDWARDS, FRANKLIN B	1.700	0.012		
R65-02577	MUD CREEK	EDWARDS, FRANKLIN B	0.720	0.005		
A65-02577	MUD CREEK	EDWARDS, FRANKLIN B	0.720	0.023		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A65-02359, A65-02577

Partial overlaps

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(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
GIS
(☒) *GIS* MAP, IDWR NO. _____; (☒) APCS PHOTO; () OTHER _____

NOTES:

Recommended as decreed in the PRBA.

RECOMMENDATIONS:

TOTAL ACRES: *74* N/A()

REVIEWED BY:

Mel Schulte

DATE:

5-7-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02398A IRRIGATION	FROM 04-15 TO 10-15	1.700 CFS	
TOTAL DIVERSION RATE/VOLUME		1.700 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02398A IRRIGATION	FROM 04-15 TO 10-15	1.700 CFS	
TOTAL DIVERSION RATE/VOLUME		1.700 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

NOTES:

Recommended as decided in the PRBA.

AJ CLAIM TOTAL DIVERSION RATE: 1.700 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.700 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 74 x 0.02 CFS/ACRE = 1.48 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 = NA AF/A

ACRES 74 x DIVERSION VOL. AF/A FOR AREA 3 =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = NA 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 ()

NOTES: The PRBA recommended a diversion rate of 6"/acre with additional water for conveyance loss for some rights. The additional DR of .22 cfs ($1.70 - 1.48 = .22$) must be for conveyance loss.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-15	10-15	DATABASE 1.700	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			1.700	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mel Schulte DATE: 5-7-99

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

QNT - E04
EXP - F06

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(✓)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02398

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 6.020 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
65-02398A	A65-02398A	1.700	R65-02398A	1.700	65-02398A	1.700
65-02398X	A65-02398B	2.300	R65-02398X	2.020	65-02398B	2.300
-	A65-02398X	2.020	-	-	65-02398X	2.020
TOTAL CFS		6.020	3.720		6.020	

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
N EXAMINER
Y() N()

NOTES:

The splits of 65-02398 equal the base right and were decreed as splits in the PRBA.

AUTHENTICATION:

SIGNATURE: Neil Schulte DATE: 5-7-99

NAME OF FIELD EXAMINER: _____ TITLE: _____

13a

SD-0607~2 Basin: 65 Starting Water Right: 02398

STATE

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Code Desc
—	65-02398A	EDWARDS, FRANKLIN B.	C	08/03/1936	D/	MUD CREEK	01 IRR
—	65-02398B	BALLANTYNE, BARTON H	C	08/03/1936	D/	MUD CREEK	01 IRR
—	65-02398X	PLATT, CARL D.	C	08/03/1936	D/	MUD CREEK	01 IRR
—		PLATT, MARY F.	C				
—	65-02399	ELD, LARRY	C	09/09/1936	D/	MUD CREEK	01 IRR
—	65-02400			00/00/0000	/C		
—	65-02401			00/00/0000	/C		
—	65-02402			00/00/0000	/C		
—	65-02403			00/00/0000	/F		
—	65-02404			00/00/0000	/F		
—	65-02405	SISLER, J. H.	C	05/11/1937	D/	GROUNDWATER	43 DOMEST
—	65-02406			00/00/0000	/C		
—	65-02407			00/00/0000	/		
—	65-02408			00/00/0000	/C		
—	65-02409			00/00/0000	/		
—	65-02410	BROWN, JOHN C.	C	00/00/0000	/I		

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

136

SD-0607-2 Prefix: A Basin: 65 Starting Water Right: 02398

STATE

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code Desc
A65-02398A	EDWARDS, FRANKLIN B	C	08/03/1936	D/	MUD CREEK	01 IRR
A65-02398B	PONDEROSA PROPERTIES,	C	08/03/1936	D/	MUD CREEK	01 IRR
A65-02398X	PLATT, WENDELL B	C	08/03/1936	D/	MUD CREEK	01 IRR
	PLATT, MARY F	C				
A65-02399	ELD, LARRY A	C	09/09/1936	D/	MUD CREEK	01 IRR
	ELD, ARLENE B	C				
A65-02405	SISLER, J H	C	05/11/1937	D/	GROUNDWATER	43 DOMEST
A65-02415	BARKER, BOYD	C	08/20/1902	D/	LAKE FORK CREEK	01 IRR
	BARKER, LORRAINE	C				
A65-02416	BOSPFLUG, LANCE F	C	11/25/1940	D/	UNNAMED STREAM	43 DOMEST
	BOSPFLUG, JUDY A	C				
A65-02417	CABARTON LAND COMPANY,	C	02/05/1941	D/	HURD CREEK	01 IRR
A65-02419	AMERICA ACTING THROUGH	C	06/10/1941	D/	LAKE FORK SPRING	43 DOMEST
A65-02421	AQUINO, GEORGE A	C	09/25/1949	D/	GROUNDWATER	43 DOMEST
						04 STOCK
A65-02422	MITCHELL, JAMES A	C	08/16/1941	D/	SUCKER CREEK	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-02359

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-02359

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
16N	03E	7	NE	SE		EDWARDS, FRANKLIN B	A65-02359 /01/30.0	65-02359 /01/30.0	25.0
16N	03E	7	SE	SE		EDWARDS, FRANKLIN B	A65-02359 /01/ 5.0	65-02359 /01/ 5.0	4.0
			SE	SE		EDWARDS, FRANKLIN B	A65-02577 /01/ 6.0	65-02577 /01/ 6.0	
16N	03E	8	SW	NW		EDWARDS, FRANKLIN B	A65-02359 /01/ 3.0	65-02359 /01/ 3.0	27.0
			SW	NW		EDWARDS, FRANKLIN B	A65-02398A /01/34.0	65-02398A /01/34.0	
TOTAL ACRES							A65-02359	38.00	38.00 56.00

POU COUNTY: VALLEY

A. ROOT WATER RIGHT NUMBERS: A65-02398A
A65-02398X

A65-02398B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
16N	03E	8	SW	NW		EDWARDS, FRANKLIN B	A65-02398A /01/34.0	65-02398A /01/34.0	27.0
			SW	NW		EDWARDS, FRANKLIN B	A65-02359 /01/ 3.0	65-02359 /01/ 3.0	
16N	03E	8	NW	SW		EDWARDS, FRANKLIN B	A65-02398A /01/28.0	65-02398A /01/28.0	36.0
16N	03E	8	SW	SW		EDWARDS, FRANKLIN B	A65-02398A /01/12.0	65-02398A /01/12.0	33.0
			SW	SW		EDWARDS, FRANKLIN B	A65-02577 /01/23.0	65-02577 /01/23.0	
TOTAL ACRES							A65-02398A	74.00	74.00 96.00

POU COUNTY: VALLEY

A. ROOT WATER RIGHT NUMBERS: A65-02577

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
16N	03E	7	NW	SE		EDWARDS, FRANKLIN B	A65-02577 /01/ 2.0	65-02577 /01/ 2.0	33.0

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 224

INDICATES TOTAL

SOURCE: MUD CREEK

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
65-2398A	EDWARDS, FRANKLIN B. BOX 22, DUNNELLY, IDAHO 83615	8/ 3/1936	IRRIGATION	4/15 10/15	--- AFA 1.70 CFS	NWSE S32 T17N R 3E	SWNW(34) NWSW(28) SWSW(12) S 8 T16N R 3E *74*	LICENSE
65-2398X	PLATT, CARL D. & PLATT, MARY F. BOX 73, DUNNELLY, IDAHO 83615 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3183 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	8/ 3/1936	IRRIGATION	4/15 10/15	--- AFA 2.02 CFS	SWSE S32 T17N R 3E	NESE(29) NWSE(27) SWSE(10) SESE(35) S17 T16N R 3E *101*	LICENSE
65-2399	ELD, LARRY 3016 COVINA CIRCLE, BOISE, IDAHO 83704	9/ 9/1936	IRRIGATION	4/15 10/15	--- AFA 2.00 CFS	NWSE S32 T17N R 3E	NWNE(39) SWNE(40) SENE(27) S17 T16N R 3E *106*	LICENSE
65-8053	CAMERON, W. E. & CAMERON, LUCILLE M. ROUTE 1, BROOKSIDE LANE, BOISE, IDAHO 83702	6/ 1/1939	IRRIGATION	4/15 10/15	--- AFA .64 CFS	NWNE S32 T17N R 3E NWSE S32 T17N R 3E	NENE(37) S17 T16N R 3E *37*	BENEFICIAL USE
65-2403	CRUZEN, EDWARD A. DUNNELLY, IDAHO 83615 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3191 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	8/15/1947	IRRIGATION	4/15 10/15	--- AFA 2.40 CFS	NESE S17 T17N R 3E	NENW(29) NWNW(38) SWNW(39) SENW(19) NENW(13) NWSW(39) SWSW(38) SESW(13) S20 T17N R 3E *228*	LICENSE
65-2409	NISULA, ANNA P.O. BOX 604, DUNNELLY, IDAHO 83615 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3204 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	11/ 3/1947	IRRIGATION	4/15 10/15	--- AFA 2.00 CFS	NESE S17 T17N R 3E	NESE(37) NWSE(11) SWSE(26) SESE(39) S30 T17N R 3E *113*	LICENSE
65-3702	NISULA, FRANK S. P.O. BOX 642, DUNNELLY, IDAHO 83615	11/17/1947	IRRIGATION	4/15 10/15	--- AFA 1.38 CFS	NESE S17 T17N R 3E	NESE(37) NWSE(5) SESE(27) S31 T17N R 3E *69*	BENEFICIAL USE
65-2407	NISULA, FRANK S. P.O. BOX 642, DUNNELLY, IDAHO 83615 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAKE IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	12/ 3/1947	IRRIGATION	4/15 10/15	--- AFA 2.80 CFS	NESE S17 T17N R 3E	NENE(12) NWNE(32) SWNE(37) SESE(14) S17 T17N R 3E *95*	LICENSE