

Idaho Department of Water Resources

**T06N R02W
S06**

Claims: 65-02437

Prepared by:

RON HOWERTON

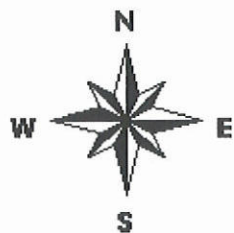
Date: 26 AUG 00

 **Place of use**

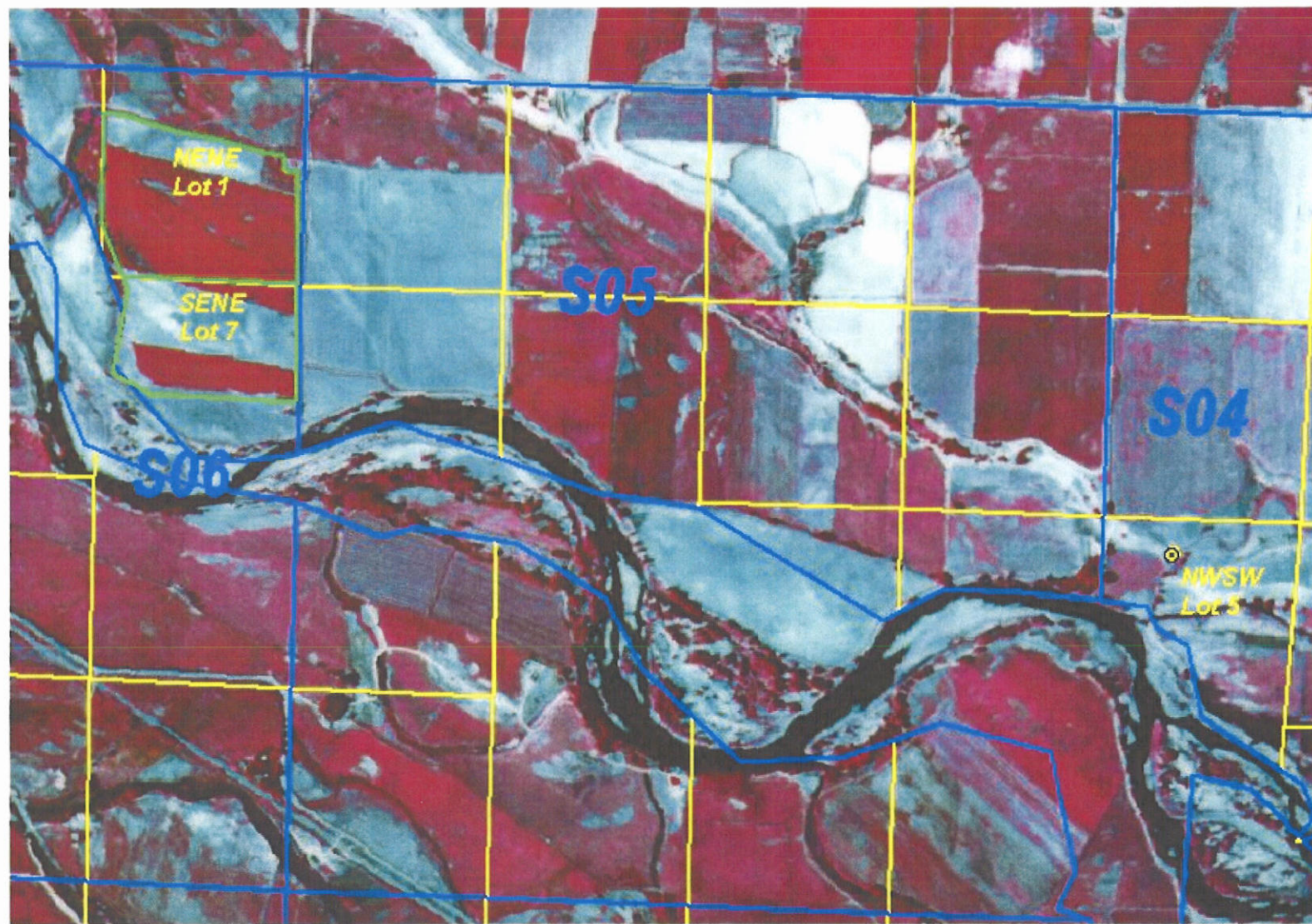
 **POD**

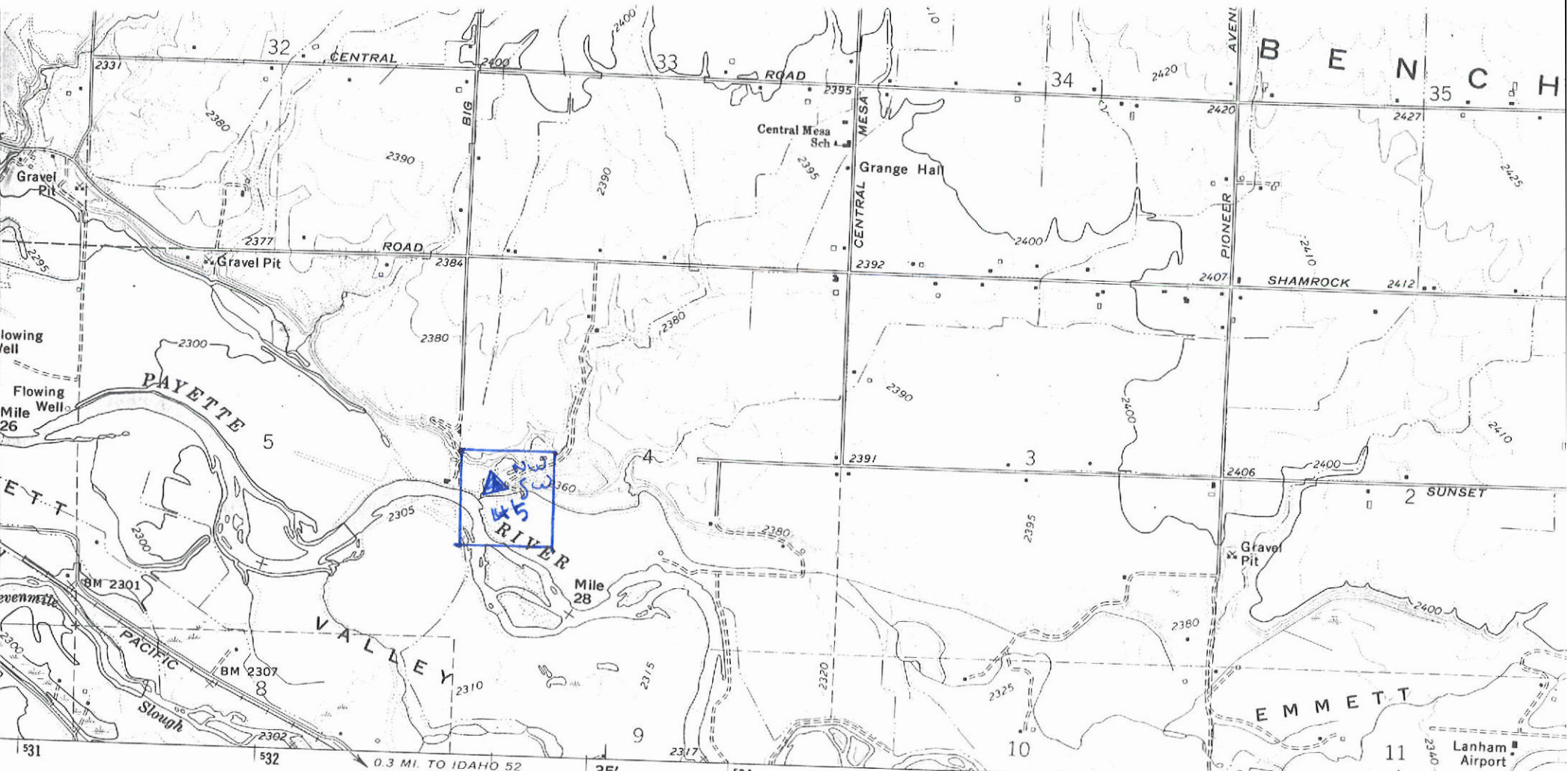
 **SECTION**

 **1/4 1/4**

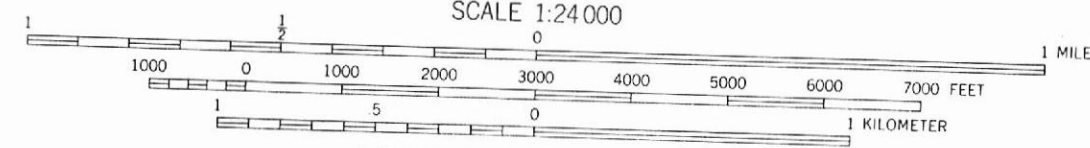
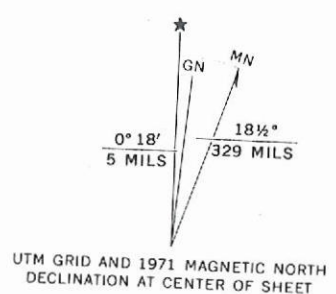


1987 NAPP





Published by the Geological Survey
 C&GS
 Metric methods from aerial
 Field checked 1971
 Not grid ticks: Idaho coordinate
 (Transverse Mercator)
 Transverse Mercator grid ticks,
 1927 North American datum
 which only landmark buildings are shown
 State selected fence lines



SCALE 1:24 000
 (SOUTHWEST EMMETT)
 2671 1 SE
 CONTOUR INTERVAL 20 FEET
 DOTTED LINES REPRESENT 5-FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL

W&S
 1971 TOPO
 T6N R2W S04
 45 NW&W

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



09\19\78 D.R.T.

* MACALLISTER'S MODIFICATION OF MORITZ *
* LOSS CALCULATION FOR *
* THE BAINE GULCH DITCH 2463, 11244, 2437, 2017, *
* WATER RIGHT NO. MANY - 5091 *

Q DIVERTED: 5.93
Q DELIVERED: 5.10
PERCENTAGE LOSS: 16.3

TYPE OF SOIL: SANDY LOAM
SOIL CONSTANT= 1.50 (FEET/DAY)
LENGTH OF HEAD OF DITCH: .00
LENGTH OF DELIVERY SECTION: 1.50

LOSS TABLE FOR DELIVERY

MILE	Q (CFS)	LOSS (CFS)	Q DELIVERED (CFS)
1.00	1.88	.65	3.40
1.50	.00	.19	1.70

TOTALS

.98 (1.163) = 1.14 CFS

212.9 (1.163) = 247.6 AFA

IRE: 1.14 CFS, 246.0 AFA

STOCK: .03 CFS, 1.6 AFA

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

Notice is hereby given that JOHN M. and/or CHARLES HERETH
(Name of Claimant)

101 E. 2nd St., Emmett, Idaho 83617
(Mailing Address)

claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 7/28/39 October 6, 1979

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Baine Gulch
TRIB TO PAYETTE R.

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

→ Use .98 21.5 3/15 11/15
44 21.5 AF April 1 October 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use .03 1.4 April 1 October 31
02 1.4 April 1 October 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use 212.9 21.5 April 1 October 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

→ (4) Quantity of water claimed: 2.0 4.6 .98 Cubic Feet Per Second, or 21.5 Acre Feet Per Annum, and/or 21.5 Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source. SW NW (LOTS) SW
Sec. 4 Twp. 6 N Rge. 2 W B.M.; additional points: NW (LOTS) Section 4
Township 6N, Range 2W, B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. dam diversion, head box, open ditches. Dam 3' high, length 20', earth & rock

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2W	6	29			27													50.0
																			47

Total No. of acres 50.0 47

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
stock water for 80 head of stock

(7) Effluent, sewage waste, or return water from this use is discharged into flows into slough and then into river

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

(9) Remarks See Remark →

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. Permit 18837 file 05-2437

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

August 14, 1970
(Date)

Individual

John M. Hereth
(Signature of Claimant)

Organization

RETRONOR
(Signature of Authorized Agent)

State of Idaho
County of Blaine

Organization
Seal

On this 14th day of August, in the year 1970, before me, a notary public, personally appeared JOHN M. HERETH, 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 Blaine, Idaho

My commission expires May 26, 1974
Rev. 3/21/77

9KN Dec 6-6-78

Idaho Department of Water Resources

T06N R02W
S06

Claims: 65-02437

Prepared by:

RON HOWERTON

Date: 26 AUG 00

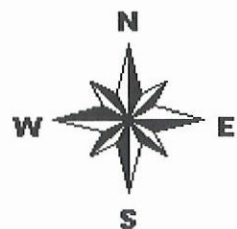
 Place of use

 POD

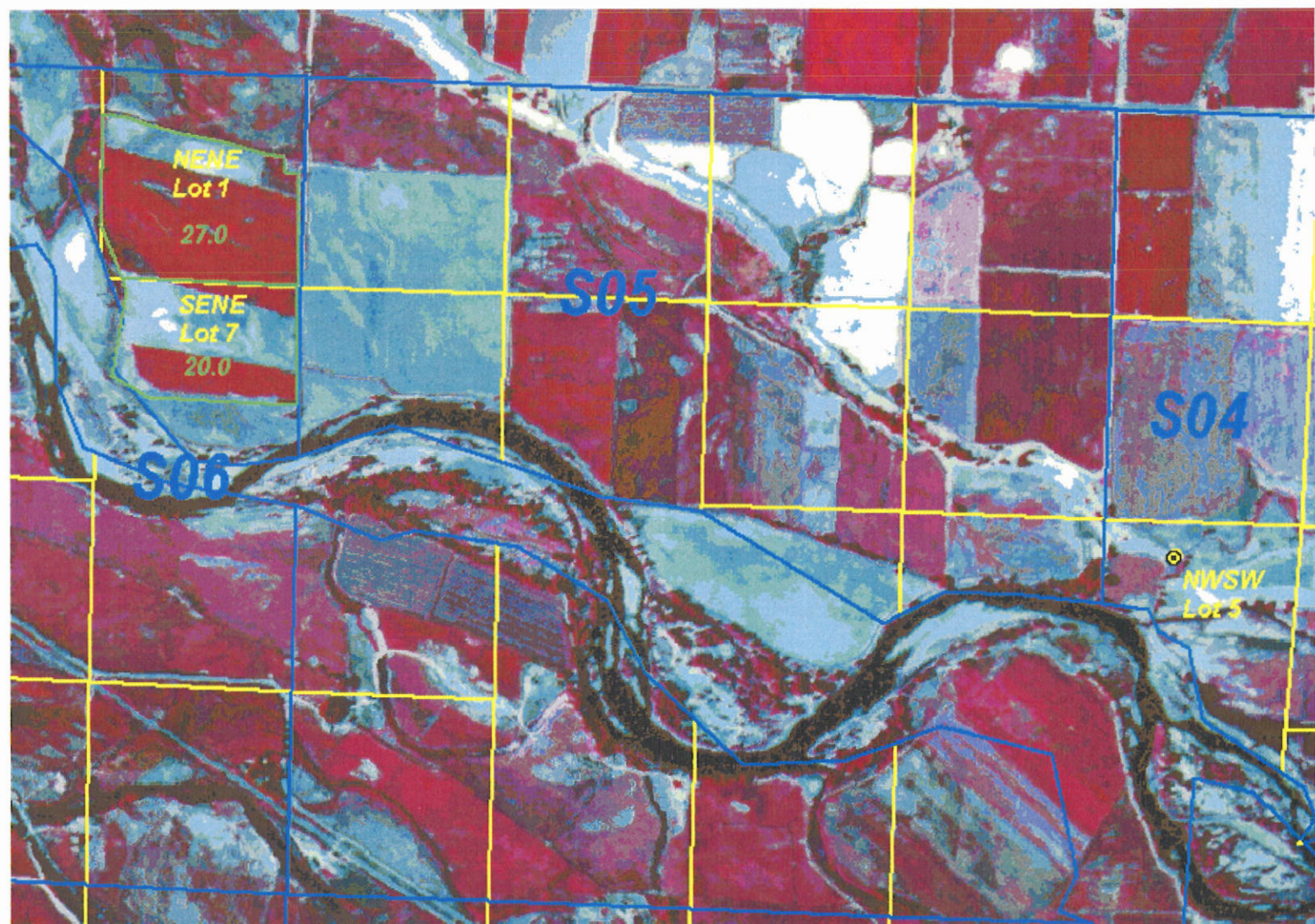
 SECTION

 1/4 1/4

47 Acres



1987 NAPP



0 0.25 0.5 0.75 1 1.25 1.5 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: A65-02437
Date Received: 12-27-1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROSINA C. HERETH 208-365-4959
Address: 3333 W. CENTRAL RD.
EMMETT, ID 83617

Name: CHARLES C. HERETH 208-365-4959
Address: 3333 W. CENTRAL RD.
EMMETT, ID 83617

2. Date of Priority: JUL 28, 1939

3. Source: BAINE GULCH Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	02W	4		5	GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.140		
STOCKWATER	01/01	12/31	0.030		1.60

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

1.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-02437

Page 1

Date: 01/11/90

MICROFILMED

SEP 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	6	NE	NE	1	IRR	27.0
			SE	NE	7	IRR	20.0
						Section Acres	47.0
						Total Acres	47.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

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): _____ 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. No. 65-02437

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

Please type or print clearly:

Name of Claimant(s) Charles C. Hereth or
Rosina C. Hereth

Mailing Address
(include Zip Code)

3333 W. Central Rd.
Emmett Id
83617

Phone Number (208) 365-4959

MICROFILMED

SEP 18 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-02437

DATE RECEIVED: 12/27/1989

RECEIPT NO: X999999 4

RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CHARLES C. HERETH
ADDRESS: 101 EAST 2ND STREET
EMMETT, ID

83617

NAME: JOHN M. HERETH
ADDRESS: 101 EAST 2ND STREET
EMMETT, ID

83617

RECEIVED
DEC 27 1989

Department of Water Resources

2. DATE OF PRIORITY: JUL 28, 1939

3. SOURCE: BAINE GULCH TRIB. TO: PAYETTE RIVER

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
06N	02W	4		5	GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	03/15	11/15	1.140		
STOCKWATER	01/01	12/31	0.030		1.60

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

1.60 A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
06N	02W	6	NE	NE	1	IRR	27.0
			SE	NE	7	IRR	20.0
SECTION ACRES							47.0
TOTAL ACRES							47.0

11. PLACE OF USE IN COUNTIES: GEM, GEM

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

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): Charles O. Wereth DATE: 8 Dec 89
Rosina Wereth DATE: 12-18-89

FOR ORGANIZATIONS:

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

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

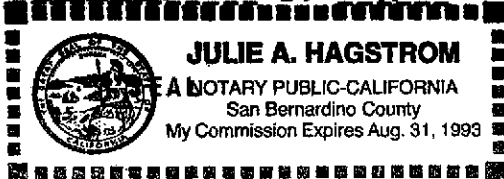
DATE

STATE OF ~~TEXAS~~ CALIFORNIA)
) SS.
COUNTY OF San Bernardino)

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 18th DAY

OF DECEMBER 19 89

Julie A. Hagstrom
NOTARY PUBLIC



65-02437

PAGE

3

RESIDING AT 1019 Broadway Needles, CA 92363

MY COMMISSION EXPIRES August 31, 1993

DATE: 10/28/89

4649

MICROFILMED

SEP 18 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME _____

CLAIM IDENT. NO. AG-02437

DATE RECEIVED _____

CK # _____

AMOUNT \$ _____

YES

NO

Required
Info?

1. Is the name and address complete with zip code? _____ YES _____ NO _____ Required Info? *
2. Is a priority date entered? _____ YES _____ NO _____ Required Info? *
Is the priority date acceptable in view of mandatory filing dates? _____ *
See Adjudication Memos #1 and #4 to determine if a Permit is required. _____ *
3. (a) Is a source entered? _____ YES _____ NO _____ Required Info? *
(b) Is a tributary to entered? (If required) _____ N/A _____
4. Is the legal description of the p.d. sufficient? _____ YES _____ NO _____ Required Info? *
5. Is there a description of the diverting works? _____ YES _____ NO _____ Required Info? *
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. _____ YES _____ NO _____ Required Info? *
Is the period of use included? _____ YES _____ NO _____ Required Info? *
Is a quantity claimed for each use? _____ YES _____ NO _____ Required Info? *
7. Is a total quantity claimed entered? _____ YES _____ NO _____ Required Info? *
8. If required is a consumptive use entered? _____ YES _____ NO _____ Required Info? *
Is the consumptive use correct? _____ YES _____ NO _____ Required Info? *
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. _____ YES _____ NO _____ Required Info? *
N/A _____
10. Is (are) the place(s) of use and purpose(s) indicated? _____ YES _____ NO _____ Required Info? *
11. Is (are) the county(ies) entered? _____ YES _____ NO _____ Required Info? *
12. Is the ownership of p.u. checked? _____ YES _____ NO _____ Required Info? *
13. Are other water rights listed or "none" indicated? _____ YES _____ NO _____ Required Info? *
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.) _____ YES _____ NO _____ Required Info? *
15. Is the basis of the claim indicated? _____ YES _____ NO _____ Required Info? *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) _____ YES _____ NO _____ Required Info? *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. _____ YES _____ NO _____ Required Info? *
18. Has the claim been signed, sealed, and dated by a notary? _____ YES _____ NO _____ Required Info? *
19. Was this claim filed on time, or was an extension granted? _____ YES _____ NO _____ Required Info? *
20. Is the fee enclosed correct? _____ YES _____ NO _____ Required Info? *
Exempt _____
21. If this claim is based on an existing water right, has the identification number been entered? _____ YES _____ NO _____ Required Info? *
22. Should this claim be data entered? _____ YES _____ NO _____ Required Info? *

Claim checked by: lat

Date: _____

Claim must be returned to claimant: _____

(Yes) _____ (No) _____

Claimant must be notified of modifications: _____

(Yes) _____ (No) _____

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

Date: _____

Date: 1/10/90Date: 1/11/90Checked by: latDate: 1/16/90

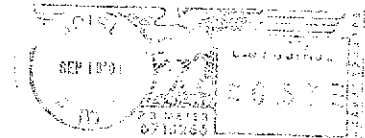
Comments: _____

MICROFILMED

SEP 18 1992

for

ADDRESS SERVICE
REQUESTED



65-926
2437
6722
6723

RECEIVED

SEP 21 2001

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

TO

CHARLES C HERETH

ROSINA C HERETH
3333 W CENTRAL RD
EMMETT ID

RETURNED
TO
SENDER
☒ MOVED, LEFT NO ADDRESS
☒ FORWARDING ORDER EXPIRED
☒ UNCLAIMED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

Sent Again
10.5.01

1469 Butte Shadow St.
Emmett 83617

**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: 65-2437

CHARLES C HERETH
3333 W CENTRAL RD
EMMETT ID 83617
Telephone Number: (208)365-4959

ROSINA C HERETH
3333 W CENTRAL RD
EMMETT ID 83617
Telephone Number: (208)365-4959

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:

This Property was sold

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

DATE: 3-22-01 SIGNATURE: *Rosina Hereth*
Please print your name: ROSINA HERETH

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



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

RECEIVED

MAR 16 2001

WATER RESOURCES
WESTERN REGION

ROSINA C HERETH

CHARLES C HERETH
3333 W CENTRAL RD
EMMETT ID 83617

1469 Butte Shadow St.
Emmett 83617

Sent again
3-19-01

12/20/2000

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

RIGHT NUMBER: 65-2437

NAME AND ADDRESS: CHARLES C HERETH
ROSINA C HERETH
3333 W CENTRAL RD
EMMETT, ID 83617

SOURCE: UNNAMED STREAM TRIBUTARY: PAYETTE RIVER

QUANTITY: 1.14 CFS
1.6 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723
SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 07/28/1939

POINT OF DIVERSION: T06N R02W S4 LOT 5 NWSW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	3-15 11-15	1.14 CFS
STOCKWATER	1-01 12-31	0.03 CFS
		1.60 AFY

PLACE OF USE:

IRRIGATION Within GEM County
T06N R02W S6 LOT 1 NENE 27 T06N R02W S6 LOT 7 SENE 20
STOCKWATER Use same as IRRIGATION

47 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 47.0 ACRES IN A
SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-6722 & 65-
6723.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STOCKWATER, 80 RANGE CATTLE.
SOURCE IS ALSO KNOWN AS BAINE GULCH.

AJ5809NP
No. A65-02437

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/25/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROSINA C HERETH	07/28/1939	IRRIGATION	03-15 11-15	1.140 CFS	
C	CHARLES C HERETH 3333 W CENTRAL RD EMMETT ID 83617 (208) 365-4959		STOCKWATER	01-01 12-31	0.030 CFS	1.60 AFA
TOTAL DIVERSION:					1.140 CFS	1.60 AFA

Water Source: BAINÉ GULCH

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T06N R02W S04 Lot05 (NW SW)

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
06N	02W	6	:	01-27				:	07-20				:					:					:	47.0
TOTAL ACRES																							47.0	

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

POU County: GEM

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

Point E28 /

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Point
E14 /

Exp Rmk:

Stockwater, 80 RANGE CATTLE /

SEE PRDA BLUELINE IN FILES 6722 & 6723

NOS /
N08 /

C18

WR5809NP
No. 65-02437

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/25/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES C. HERETH	07/28/1939	IRRIGATION	03/15 11/15	1.140 CFS	
C	JOHN M. HERETH 101 EAST 2ND STREET EMMETT ID 83617		STOCKWATER	01/01 12/31	0.030 CFS	1.60 AFA
TOTAL DIVERSION:					1.140 CFS	1.60 AFA

Water Source: BAINE GULCH

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T06N R02W S04 Lot 05()

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06N	02W	6	:	01-27				07-20						:							:	47.0
TOTAL ACRES																					47.0	

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

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-02017 65-02463 65-03327 65-03328 65-05091 65-11249

Other Water Rights Listing Overlapping Place(s) of Use:
65-01204 65-02985A 65-06722 65-06723

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: App. Received: Priority Date: 07/28/1939
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

Idaho Department of Water Resources

**T06N R02W
S06**

Claims: 65-02437

Prepared by:

RON HOWERTON

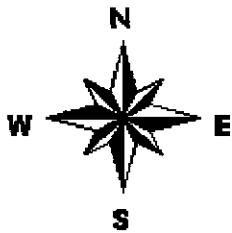
Date: 26 AUG 00

 **Place of use**

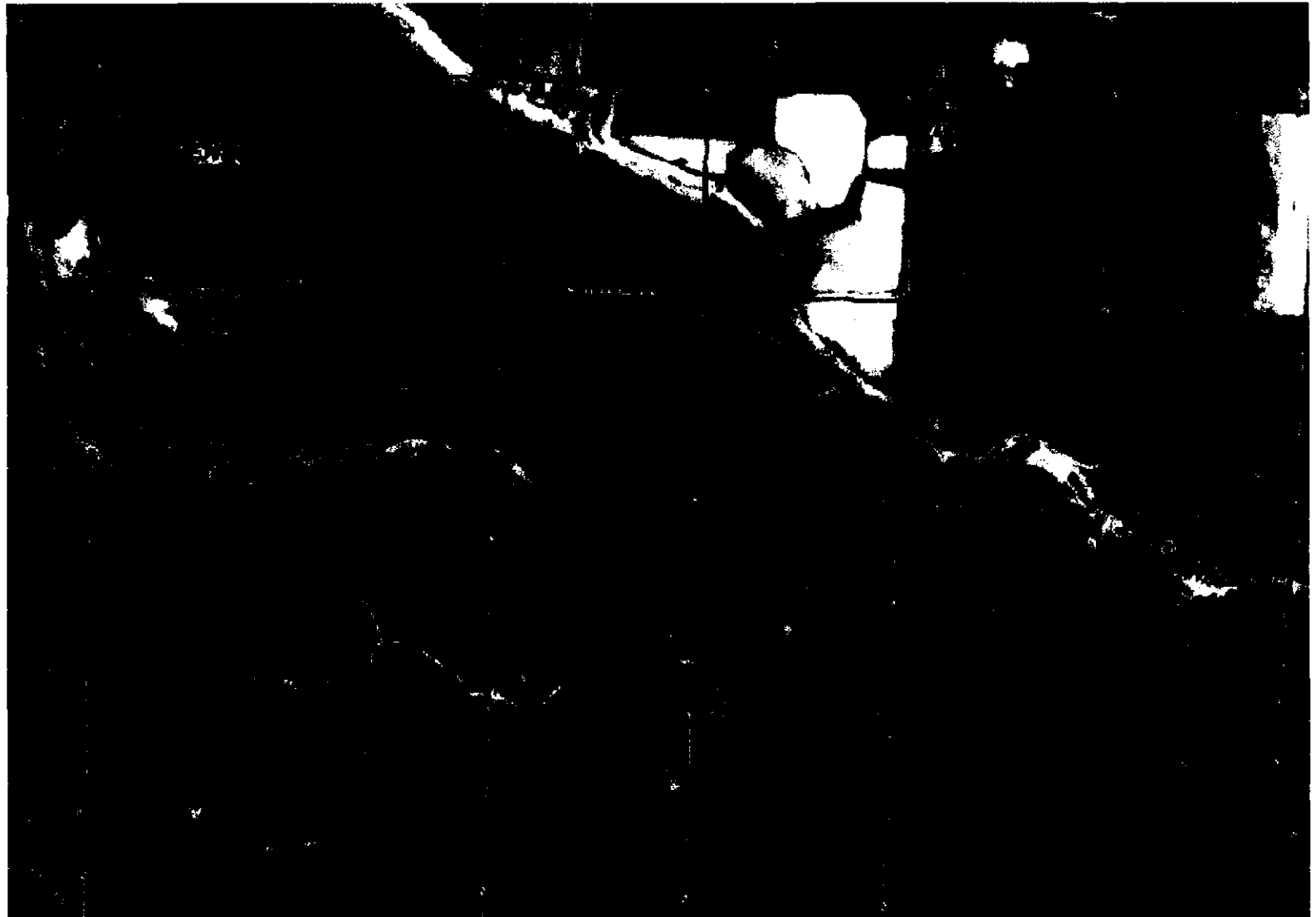
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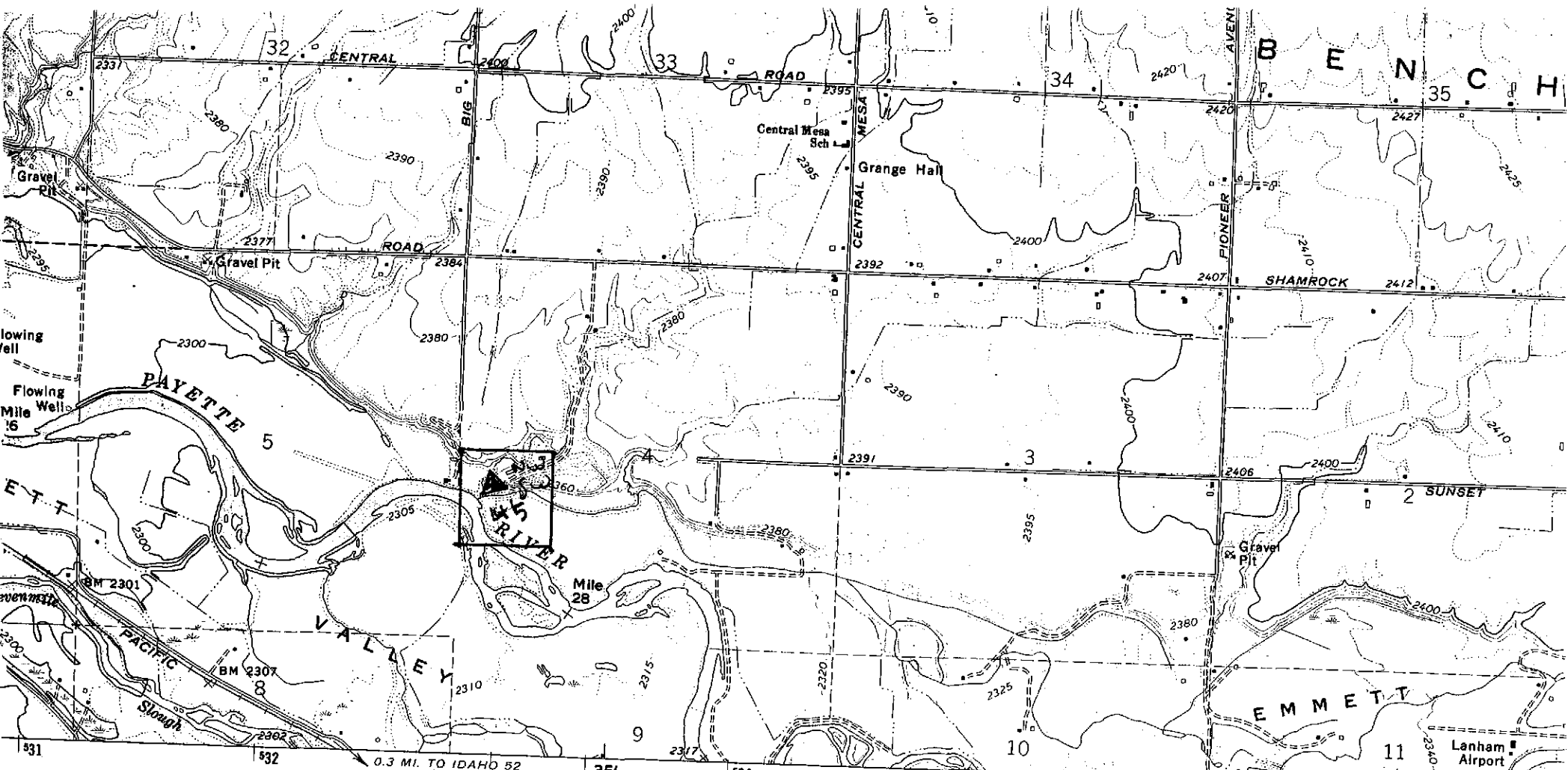
 **SECTION**

 **1/4 1/4**

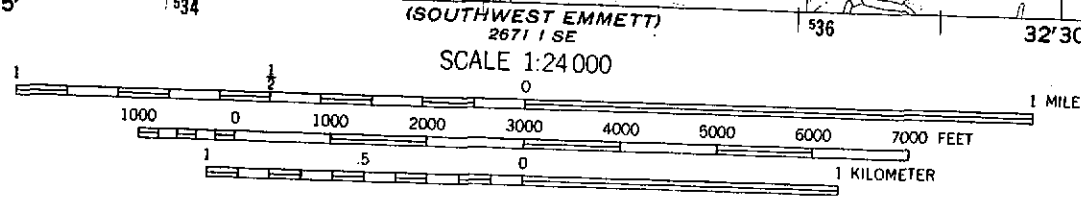
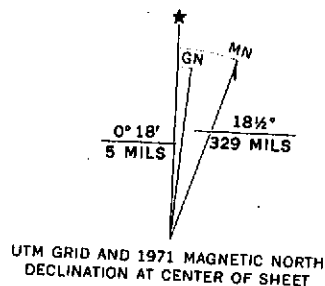


1987 NAPP





Published by the Geological Survey
C&GS
Metric methods from aerial
Field checked 1971
Not grid ticks: Idaho coordinate
(Transverse Mercator)
Transverse Mercator grid ticks,
1927 North American datum
which only landmark buildings are shown
State selected fence lines



CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 5-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

W 6
1971 TOPO
T6N R2W S04
45 NW 5W



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

05/19/73 D.R.

WACHLISTER'S MODIFICATION OF MORRIS
LOSS CALCULATION FOR
THE GRAINE GULCH DITCH 246, 11244, 2437, 2017,
WATER RIGHT NO. MANY 5041

Q. DIVERTED: 5.93
Q. DELIVERED: 5.10
PERCENTAGE LOSS: 16.3

TYPE OF SOIL: SANDY LOAM
SOIL CONSTANT = 1.50 (FEET/DAY)
LENGTH OF HEAD OF DITCH: .00
LENGTH OF DELIVERY SECTION: 1.50

LOSS TABLE FOR DELIVERY

MILE	Q (CFS)	LOSS (CFS)	Q DELIVERED (CFS)
1.00	1.88	2.65	3.40
1.50	1.00	2.19	1.70

TOTALS

$90(0.163) =$

11.14 CFS

$212.1(1.163) =$

247.6 AFA

122.1 11.14 CFS, 246.0 AFA

Stock: 0.3 CFS, 1.6 AFA

Ben

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.

MAP NO.

Notice is hereby given that JOHN M. and/or CHARLES HERETH

101 E. 2nd St., Emmett, Idaho 83601

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River
the extent and nature of said claim is as follows:

7/28/39

1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) October 6, 1979

describe source of water: (Name of stream, lake, spring, etc. or subterranean) Baine Gulch

(3) Describe the purposes for which the water has been used and the time during the year when you have used the right claimed:

Use Irrigation 3-11-15 Period of Use From April 1 To October 31

(Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use off stock water 1.7 Period of Use From April 1 To October 31

(Both Dates Inclusive)

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

(4) Quantity of water claimed: 2.0 ~~7.6~~ ^{4.8} Cubic Feet Per Second, or 2.0 ~~7.6~~ ^{4.8} Acre Feet Per Annum
and/or 2.0 ~~7.6~~ ^{4.8} Gals. Per Minute. 110 (LOTS) 300

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 NW 1/4 NE 1/4 Section 4 Twp. 6 N Rge. 2 W B.M.; additional points: NW 1/4 SW 1/4 Section 4 Township 6 N Range 2 W B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)

Give sizes and capacities; be as specific as possible. dam diversion, head box, open ditches. Dam 3' hi

length 20', earth & rock

(5) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 50.047

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

~~stock water for 80 head of stock~~

(7) Effluent, sewage waste, or return water from this use is discharged into _____ flows into slough and then into river _____

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

(9) Remarks See Remark →

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case.

☒ ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.

Permit 18837 Lic 65-2437

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

August 14, 1970

Individual John M. Heath
(Signature of Claimant)

Organization _____ (Signature of Spouse) _____

 _____ (Signature of Authorized Agent) _____

State of Idaho Organization
County of Ada Seal

On this 14th day of August, in the year 1970, before me,
a notary public, personally appeared JOHN M. HERETH
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 other legal entity) executed the same.

Notary Public residing at Manuel A. Fort
Case Idaho

My commission expires Mar 26 1974
Rev 3/31/77

9KN DKT 6-6-78

Idaho Department of Water Resources

**T06N R02W
S06**

Claims: 65-02437

Prepared by:

RON HOWERTON

Date: 26 AUG 00

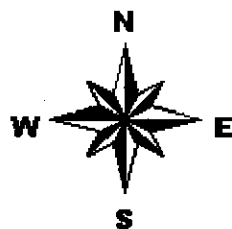
 **Place of use**

● **POD**

 **SECTION**

 **1/4 1/4**

47 *Acres*



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