

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

RECEIVED
FEB 19 1993
Department of Water Resources

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 SURFACE AND)
GROUNDWATERS OF THE PAYETTE)
RIVER DRAINAGE BASIN)

CIVIL NO. 3667

STIPULATION RESOLVING
OBJECTIONS TO WATER
RIGHT NOS. 65-02463, CONRAD
65-05089, 65-05088

CONRAD

CONRAD

5

The Director of the Idaho Department of Water Resources, R. Keith Higginson and William H. Conrad and Geraldine A. Conrad, by and through counsel, stipulate as follows:

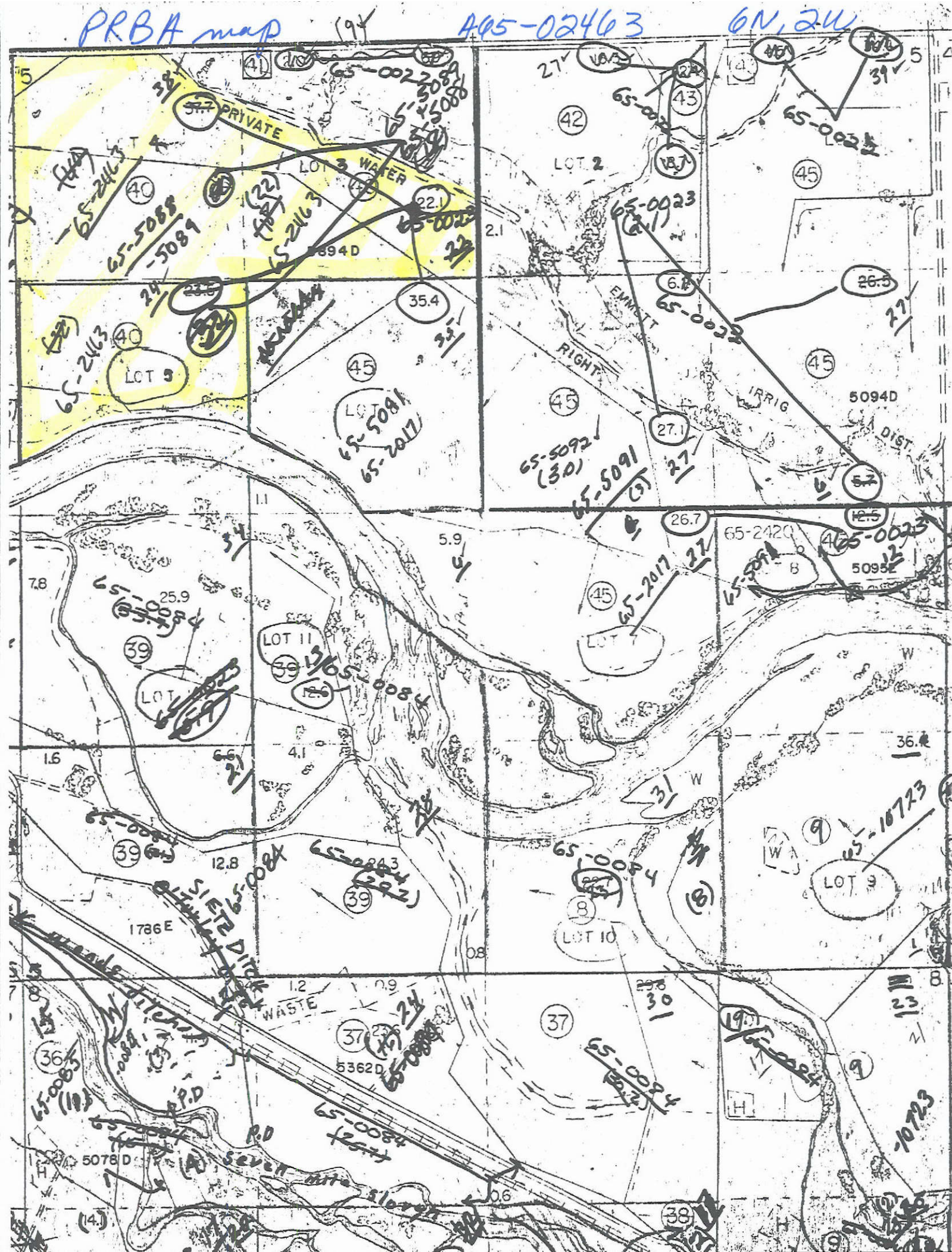
1. That water right claim Nos. 65-02463, 65-05089, 65-05088, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That William H. Conrad and Geraldine A. Conrad withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

PRBA map

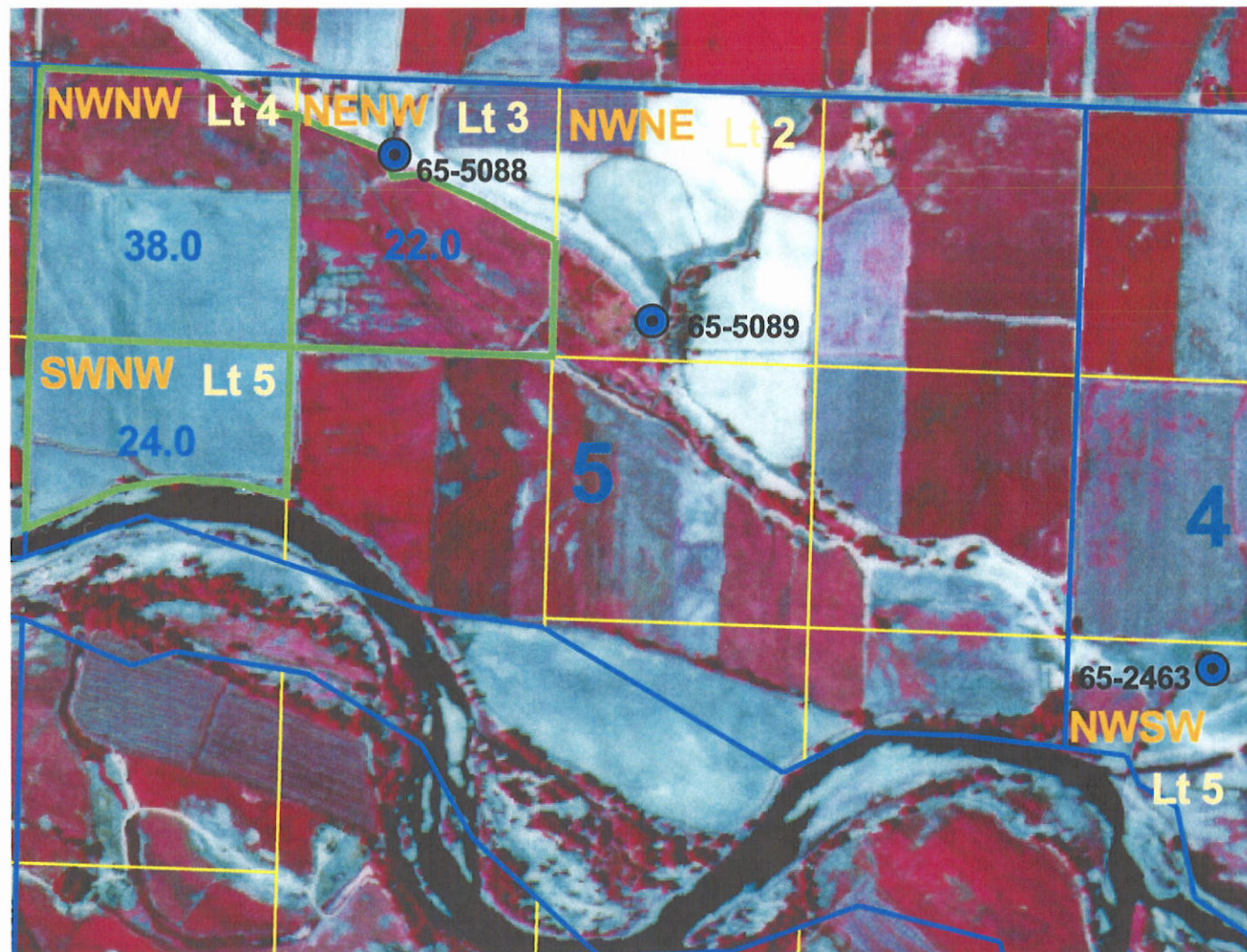
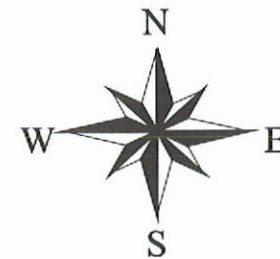
445-02463

6N, 24



IDAHO DEPARTMENT OF WATER RESOURCES

T06N, R02W, S5



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02463, 65-05088 &
65-05089

OWNER(S): CONRAD, WILLIAM &
GERALDINE

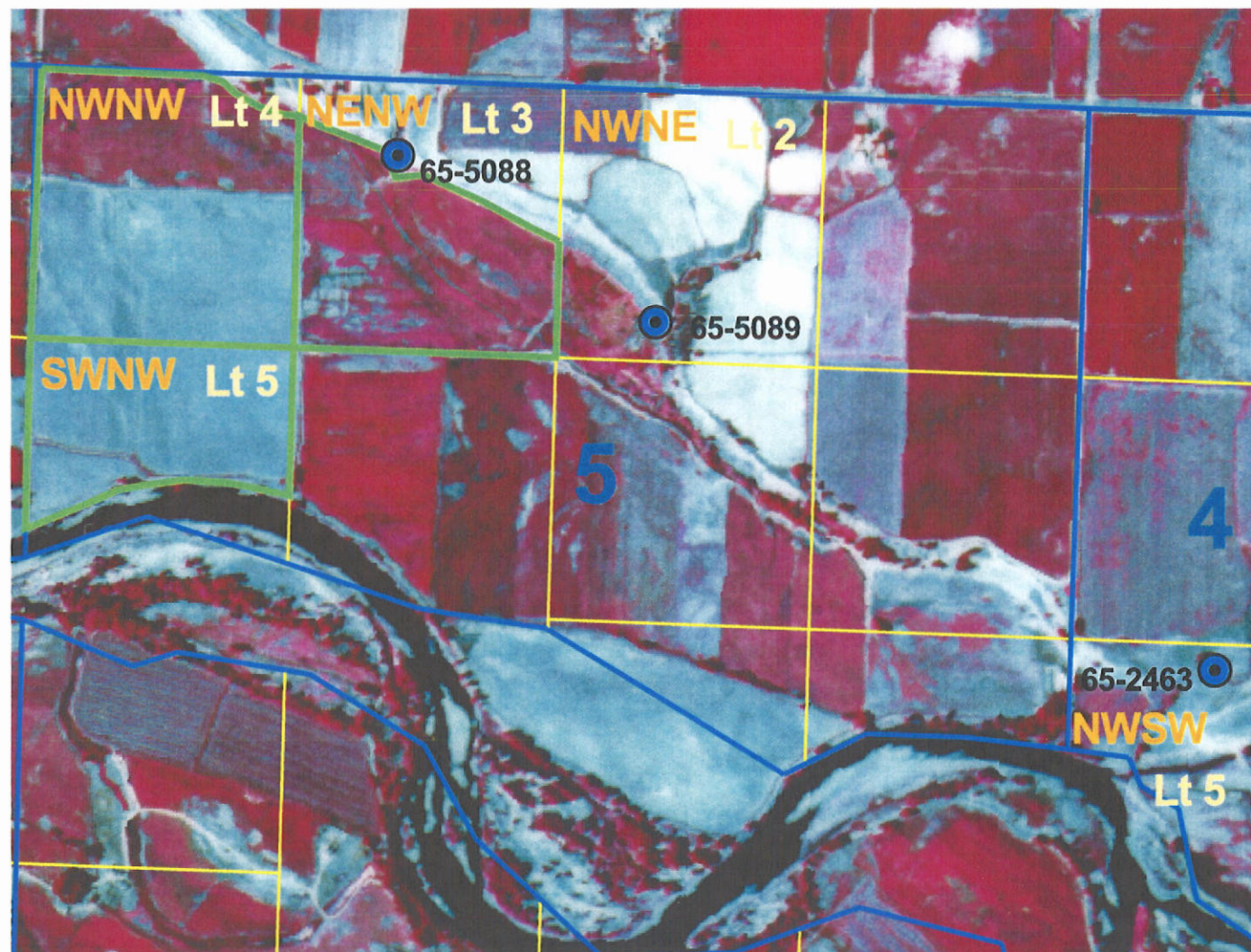
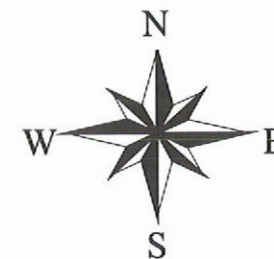
DATE: AUGUST 18, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T06N, R02W, S5



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

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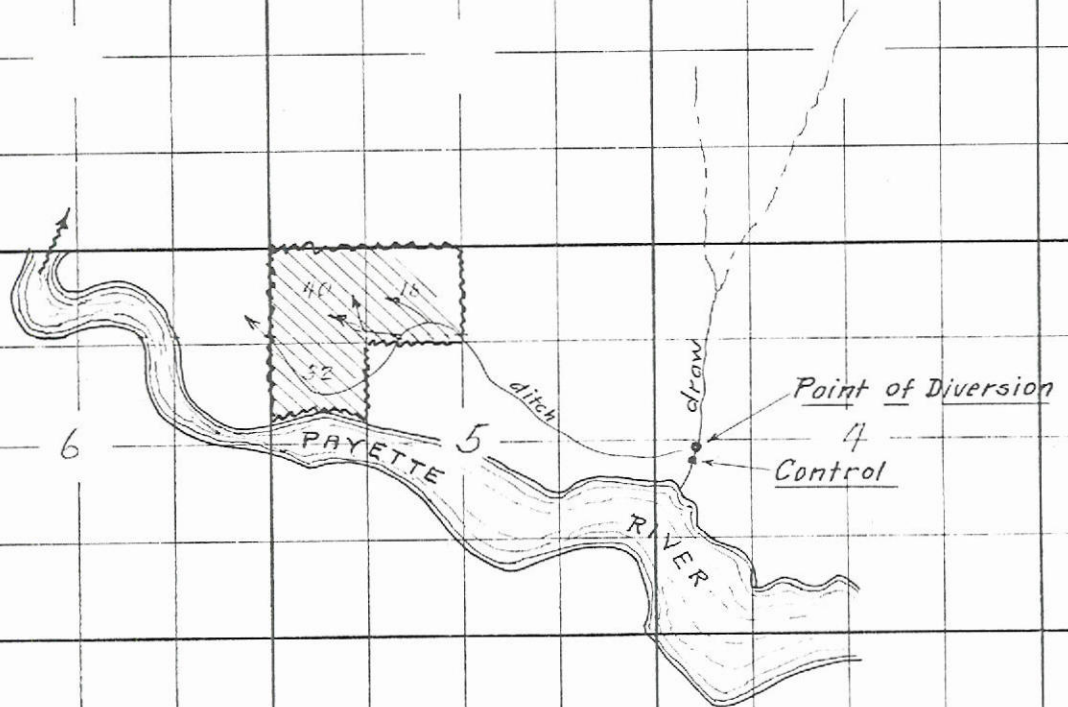
CLAIM(S): 65-02463, 65-05088 &
65-05089

OWNER(S): CONRAD, WILLIAM &
GERALDINE

DATE: AUGUST 18, 2000

By: Mel Schulte

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: A65-02463
Date Received: 2/ 2/1990
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WILLIAM H CONRAD
Address: 5611 W IDAHO BLVD
EMMETT ID

83617

Name: GERALDINE A CONRAD
Address: 5611 W IDAHO BLVD
EMMETT ID

83617

2. Date of Priority: OCT 17, 1945

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	02W	4	NW	SW		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	1.800		

7. Total Quantity Appropriated is:
1.800 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 of	Lot	Use	Acres
06N	02W	5	NE	NW	3	IRR	22.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	5	NW	NW	4	IRR	38.0
			SW	NW	5	IRR	24.0
Section Acres							84.0
Total Acres							84.0

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:

USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON.

FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02017, 65-02437, 65-05091 AND 65-11249.

CLAIM AMENDED PER STIPULATION FROM PRBA. RDH 3-29-96.

15. Basis of Claim: BENEFICIAL USE

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 _____

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

RECEIVED
FEB 19 1993
Department of Water Resources

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-02463,
	)	65-05089, 65-05088

The Director of the Idaho Department of Water Resources, R. Keith Higginson and William H. Conrad and Geraldine A. Conrad, by and through counsel, stipulate as follows:

1. That water right claim Nos. 65-02463, 65-05089, 65-05088, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That William H. Conrad and Geraldine A. Conrad withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

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: A65-02463
Date Received: 2/ 2/1990
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: WILLIAM H. CONRAD
Address: 5611 W IDAHO BLVD
EMMETT ID

83617

Name: GERALDINE A. CONRAD
Address: 5611 W IDAHO BLVD
EMMETT ID

83617

2. Date of Priority: OCT 17, 1945

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	1.800		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	02W	5	NE NW	3	IRR	22.0

A65-02463

Page 1

Date: 03/01/93

MICROFILMED
AUG 03 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	5	NW	NW	4	IRR	38.0
			SW	NW	5	IRR	24.0
						Section Acres	84.0
						Total Acres	84.0

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 65-5088 & 65-5089 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: BENEFICIAL USE

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: A65-02463
Date Received: ~~1/23/1990~~ 2/2/90
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM H. CONRAD
Address: 5611 W. IDAHO BLVD.
EMMETT, ID

83617

Name: GERALDINE A. CONRAD
Address: 5611 W. IDAHO BLVD.
EMMETT, ID

83617

RECEIVED
FEB 2 1990

Department of Water Resources

2. Date of Priority: OCT 17, 1945

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	1.800		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	5	NE	NW	3	IRR	22.0
			NW	NW	4	IRR	38.0
			SW	NW	5	IRR	24.0
						Section Acres	84.0
						Total Acres	84.0

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 65-5088 & 65-5089 SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: BENEFICIAL USE

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: 3

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): William H Conrad Date: 1/26/90
X Geraldine H. Conrad Date: 1/26/90

State of Idaho)
County of Gem) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of January 19 90 Carolyn R Farber
Notary Public

Seal

Residing at Emmett, Idaho
My Commission Expires 1-14-1994



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

11/03/2000

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

RIGHT NUMBER: 65-2463

NAME AND ADDRESS: GERALDINE A CONRAD
WILLIAM H CONRAD
5611 W IDAHO BLVD
EMMETT, ID 83617

SOURCE: BAINE GULCH CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 1.8 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE
VOLUME OF 294 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION
SEASON

FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A
DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND
.02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE
IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE
OF USE DESCRIBED ABOVE.

PRIORITY DATE: 10/17/1945

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	1.80 CFS

PLACE OF USE:

<u>IRRIGATION Within GEM County</u>			
T06N R02W S5	LOT 3	NENW	22
T06N R02W S5	LOT 5	SWNW	24
84 ACRES TOTAL			

T06N R02W S5	LOT 4	NWNW	38
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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

AJ5809NP
No. A65-02463

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/18/00
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM H CONRAD	10/17/1945	IRRIGATION	03-15 11-15	1.800 CFS	
C	GERALDINE A CONRAD					
	5611 W IDAHO BLVD			TOTAL DIVERSION:	1.800 CFS	
	EMMETT ID 83617					

Water Source: BAINE GULCH

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06N R02W S04 Lot05(NWSW)

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
06N	02W	5	:							03-22	04-38	05-24						:	84.0	
																			TOTAL ACRES	84.0

POU County: GEM

Remarks: GEN USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON.

FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02017, 65-02437, 65-05091 AND 65-11249.

CLAIM AMENDED PER STIPULATION FROM PRBA. RDH 3-29-96.

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

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

Audit: 02/21/91 HOLT 03/01/93 THORNTON 03/30/95 POST-STD 03/29/96 RHOWERTO

C18

QNT
delet

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

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Department of Water Resources

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 SURFACE AND)
GROUNDWATERS OF THE PAYETTE)
RIVER DRAINAGE BASIN)
_____)

CIVIL NO. 3667
STIPULATION RESOLVING
OBJECTIONS TO WATER
RIGHT NOS. ~~65-02463~~, CONRAD
65-05089, 65-05088
CONRAD CONRAD 5

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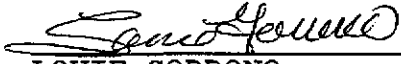
2. That William H. Conrad and Geraldine A. Conrad withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 18th day of February, 1993.

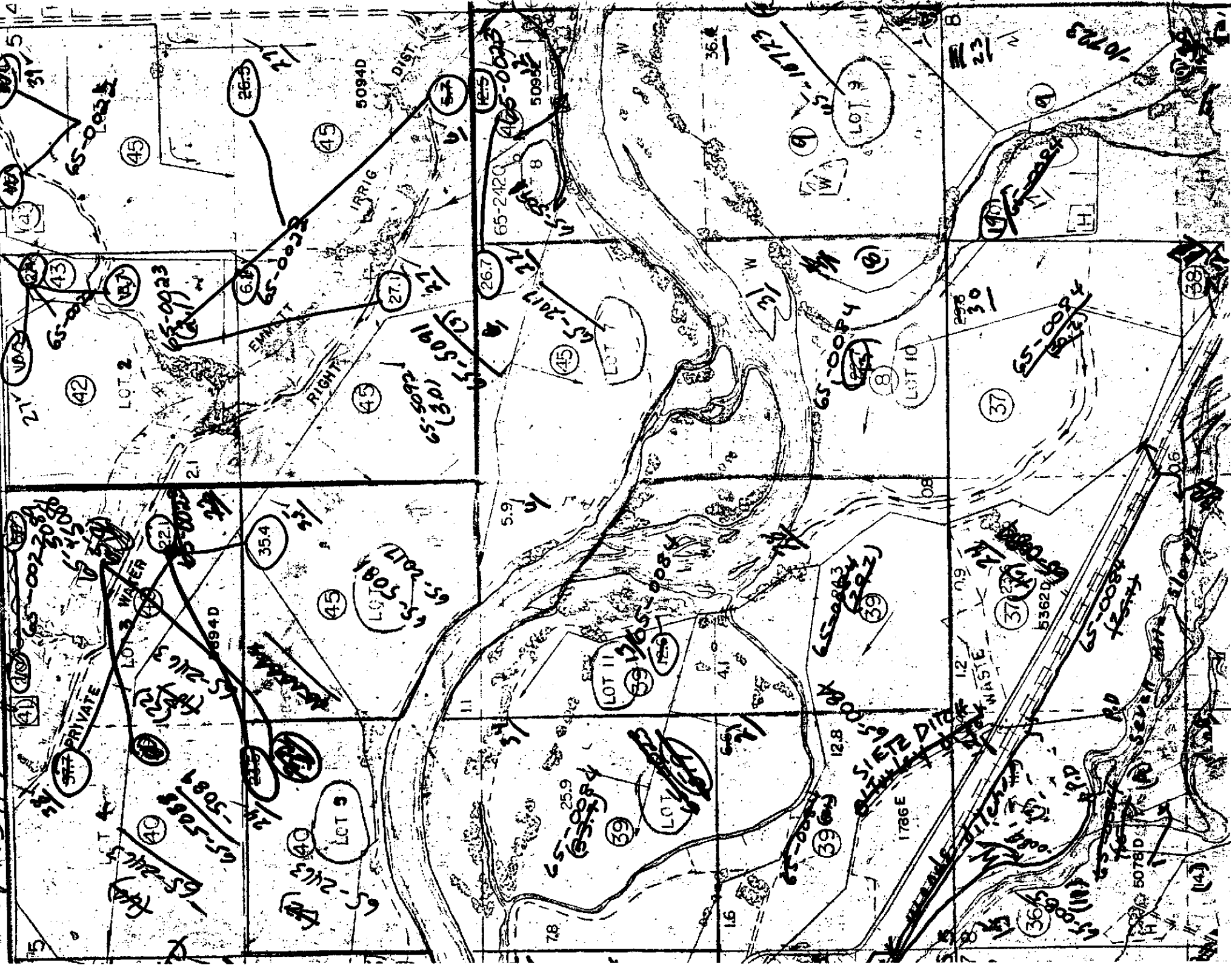

LOUIE GORRONE
Attorney for William H. Conrad
and Geraldine A. Conrad

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

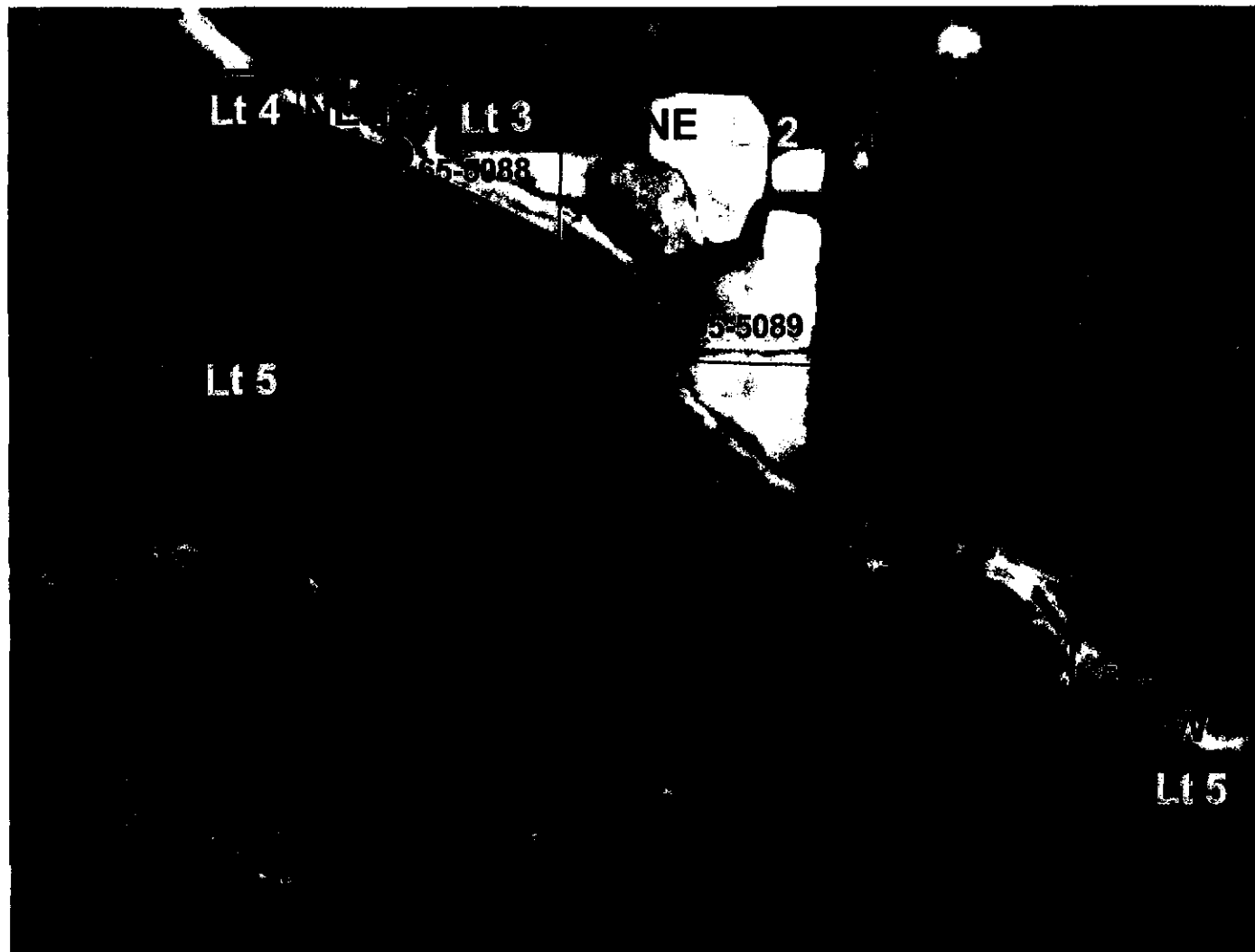
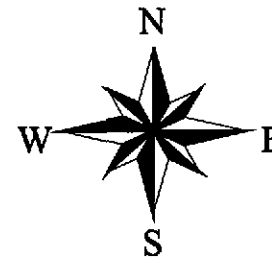
RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: BAINE GULCH		TRIBUTARY: PAYETTE RIVER				
65-02463	WILLIAM H. CONRAD GERALDINE A. CONRAD 5611 W. IDAHO BLVD. EMMETT ID 83617	10/17/1945	IRRIGATION	03-15 11-15	1.8 CFS	LICENSE
TOTAL QUANTITY:					1.8 CFS	
POINT OF DIVERSION: T06N R02W S04 LOT 5 (NWSW)						
PLACE OF USE: IRRIGATION						
T06N R02W S05 Lot 3 (NENW)22.0 Lot 4 (NWNW)38.0 Lot 5 (SWNW)24.0 84.0 ACRES TOTAL						
REMARKS:	USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON. FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02017, 65-02437, 65-05091 AND 65-11249.					

6N, 2M



IDAHO DEPARTMENT OF WATER RESOURCES

T06N, R02W, S5



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02463, 65-05088 &
65-05089

OWNER(S): CONRAD, WILLIAM &
GERALDINE

DATE: AUGUST 18, 2000

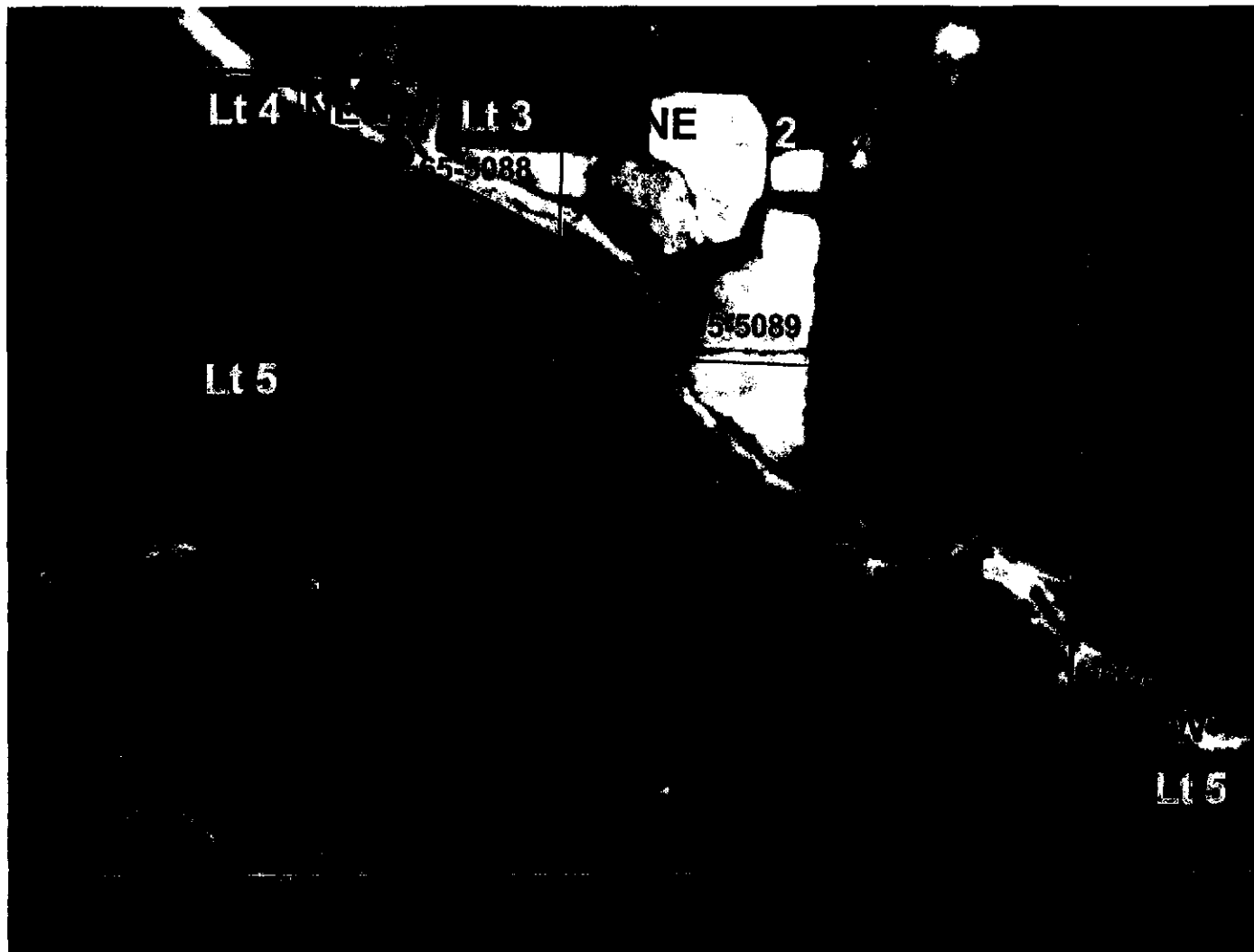
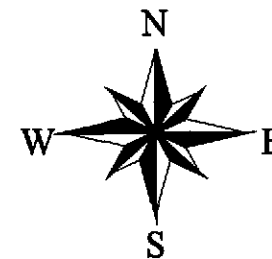
By: Mel Schulte

0 0.25 0.5 0.75 1 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T06N, R02W, S5



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02463, 65-05088 &
65-05089

OWNER(S): CONRAD, WILLIAM &
GERALDINE

DATE: AUGUST 18, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 Miles



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 5041 *

Q DIVERTED: 5.93 TYPE OF SOIL: SANDY LOAM
Q DELIVERED: 5.10 SOIL CONSTANT= 1.50 (FEET/DAY)
PERCENTAGE LOSS: 16.3 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

LICENSE: NO CHANGE IN CFS.

Rec'd
7521

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.
65 2463
1970T

MAP NO.

Route 2, Emmett, Idaho 83617
(Mailing Address)

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) October 17, 1945

- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) ~~Runoff stream to Lake water~~
Baine Gulch trib to Parosette River

- (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 1.8
7.64 Irrigation 378 Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

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

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

- (4) Quantity of water claimed: ~~1.8~~ 1.68 Cubic Feet Per Second, or 378 Acre Feet Per Annum,
and/or _____ Gals. Per Minute. ✓ (LOT 5)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE ¼ SW ¼,
Sec. 4 ✓, Twp. 6N ✓, Rge. 2W ✓, B.M.; additional points: _____

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. Diversion dam and headgate with about 1-1/4 miles of ditch

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

[illegible]

Total No. of acres 90 84

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

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

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

- (9) Remarks ~~6N 2W Map B Parcel 40~~
~~SEE REMARKS~~

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

- ✓ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

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

Individual

William H. Conrad
(Signature of Claimant)

(Signature of Spouse)

Organization

State of Idaho)

County of Ada

On this 19 day of August, in the year 1971, before me,

a notary public, personally appeared William H. Conrad and/or Geraldine A. Conrad
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 Kenneth H. Jett

My commission expires May 26 1974

QKN ✓

DDT 3-6-78

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

RECEIVED
FEB 19 1993
Department of Water Resources

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NOS. 65-02463,
	)	65-05089, 65-05088

The Director of the Idaho Department of Water Resources, R. Keith Higginson and William H. Conrad and Geraldine A. Conrad, by and through counsel, stipulate as follows:

1. That water right claim Nos. 65-02463, 65-05089, 65-05088, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That William H. Conrad and Geraldine A. Conrad withdraw all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 18th day of February, 1993.


LOUIE GORRONO
Attorney for William H. Conrad
and Geraldine A. Conrad

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: BAINE GULCH		TRIBUTARY: PAYETTE RIVER				
65-02463	WILLIAM H. CONRAD GERALDINE A. CONRAD 5611 W. IDAHO BLVD. EMMETT ID 83617	10/17/1945	IRRIGATION	03-15 11-15	1.8 CFS	LICENSE
TOTAL QUANTITY:					1.8 CFS	
POINT OF DIVERSION: T06N R02W S04 LOT 5 (NWSW)						
PLACE OF USE: IRRIGATION						
T06N R02W S05 Lot 3 (NENW)22.0 Lot 4 (NWNW)38.0 Lot 5 (SWNW)24.0 84.0 ACRES TOTAL						
REMARKS: USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON. FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02017, 65-02437, 65-05091 AND 65-11249.						

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: WASTE WATER		TRIBUTARY: PAYETTE RIVER				
65-05089	WILLIAM H. CONRAD GERALDINE A. CONRAD 5611 W. IDAHO BLVD. EMMETT ID 83617	04/01/1946	IRRIGATION	03-15 11-15	2.62 CFS	BENEFICIAL USE
TOTAL QUANTITY:					2.62 CFS	
POINT OF DIVERSION: T06N R02W S05 LOT 2 (NWNE)						
PLACE OF USE: IRRIGATION						
T06N R02W S05 Lot 3 (NENW)22.0 Lot 4 (NWNW)38.0 Lot 5 (SWNW)24.0 84.0 ACRES TOTAL						
REMARKS: USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-02463 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON. A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: WASTE WATER		TRIBUTARY: PAYETTE RIVER				
65-05088	WILLIAM H. CONRAD GERALDINE A. CONRAD 5611 W. IDAHO BLVD. EMMETT ID 83617	04/01/1960	IRRIGATION	03-15 11-15	2.62 CFS	BENEFICIAL USE
TOTAL QUANTITY:					2.62 CFS	
POINT OF DIVERSION: T06N R02W S05 LOT 3 (NENW)						
PLACE OF USE: IRRIGATION						
T06N R02W S05 Lot 3 (NENW)22.0 Lot 4 (NWNW)38.0 Lot 5 (SWNW)24.0 84.0 ACRES TOTAL						
REMARKS: USE OF THIS RIGHT WITH RIGHT NO. 65-05089 & 65-02463 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON. A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						

AJ0749NP
No. R65-02463

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

DATE: 02/01/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM H. CONRAD	10/17/1945	IRRIGATION	03-15 11-15	1.80 CFS	
C	GERALDINE A. CONRAD 5611 W. IDAHO BLVD. EMMETT ID 83617					
TOTAL DIVERSION:					1.80 CFS	

Water Source: BAINE GULCH

Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion: T06N R02W S04 Lot05(NWSW)

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	5	:						03-22	04-38	05-24													84.0
TOTAL ACRES																							84.0	

POU County: GEM

Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 65-05088 & 65-05089 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.62 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 294 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE IRRIGATION SEASON.

FOR RIGHT NOS. 65-02463, 65-05088 AND 65-05089 A DIVERSION RATE OF .034 CFS PER ACRE FOR 67 ACRES AND .02 CFS PER ACRE FOR 17 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02017, 65-02437, 65-05091 AND 65-11249.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

April 29, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

William H. Conrad
5611 West Idaho Blvd.
Emmett, Idaho 83617

Re: Civil Case No. 3667 - Frasier, et al Objection 65-02463

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

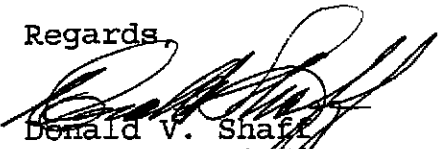
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication. Most of the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 1.80 cubic feet per second (cfs). Having reviewed the data submitted by the parties and data and evidence obtained by the Department, the Department recommends a diversion rate of 1.80 cfs. If the amount of water is not proposed to change, data and/or evidence indicated a change was not justified.

The Department has made an effort to determine a fair and accurate diversion rate for each of the parties. If you disagree with the proposal above, please contact us by May 15, 1992. We hope to resolve any disputes that may exist before going to the court asking for a decree of your water right through a Motion for Summary Judgment.

A summary judgment allows the judge to make a decision without the time or expense of a trial when the facts are not disputed. Notice of this motion and the accompanying hearing will be provided to you 28 days before the hearing.

Regards,


Donald V. Shaft
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-02463, 65-05088, 65-05089

Date 4/16/92

Initials JP

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>67</u>	x	0.034	=	<u>2.28</u>
Letha	<u>—</u>	x	0.029	=	<u>—</u>
Other	<u>17</u>	x	0.02	=	<u>.34</u>
Total	<u>84</u>				<u>2.62</u>

Conveyance Loss (see attached) =

TOTAL DIVERSION RATE =

} see below

Comments:

65-02463 IS LIMITED TO LICENSED AMOUNT = 1.80 CFS

65-05088 = 2.62 CFS - NO CONVEYANCE LOSS

65-05089 = 2.62 CFS - NO CONVEYANCE LOSS

→ CONVEYANCE LOSS NOT CALCULATED DUE TO LICENSE LIMITATION

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 22

INDICATES TOTAL

SOURCE: BAILEY SPRING

TRIBUTARY TO: SINKS

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
65-9999	U. S. DEPT. OF AGRIC. FOREST SERVICE, FEDERAL BLDG., 324 25TH STREET, OGDEN, UTAH 84401	6/ 1/1933	STOCKWATER	1/ 1 12/31	.50 AFA .02 CFS	SWSE S16 T10N R 2E	SWSE S16 T10N R 2E	BENEFICIAL USE

INDICATES TOTAL

SOURCE: BAINE GULCH

TRIBUTARY TO: PAYETTE RIVER

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
65-2017	FRASIER, R. RICHARD & FRASIER, FONDA E. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-5091 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	11/17/1904	IRRIGATION	3/15 11/15	--- AFA 2.00 CFS	LOT 5 S 4 T 6N R 2W	SWNE(27) SENE(6) LOT 8(12) LOT 7(33) LOT 6(35) S 5 T 6N R 2W *113*	LICENSE
65-5091	FRASIER, R. RICHARD & FRASIER, FONDA E. ROUTE 2, BOX 72, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2017 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/28/1925	IRRIGATION	3/15 11/15	--- AFA .63 CFS	LOT 5 S 4 T 6N R 2W	SWNE(27) SENE(6) LOT 8(12) LOT 7(35) LOT 7(33) S 5 T 6N R 2W *113*	BENEFICIAL USE
65-2437	HERETH, CHARLES C. & HERETH, JOHN M. 101 EAST 2ND STREET, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6722 & 65-6723 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/28/1939	IRRIGATION	3/15 11/15	--- AFA 1.14 CFS	LOT 5 S 4 T 6N R 2W	LOT 1(27) LOT 7(20) S 6 T 6N R 2W *47*	LICENSE
			STOCKWATER	1/ 1 12/31	1.60 AFA .03 CFS *---*AFA *1.14*CFS		SAME AS OTHER USE	
65-11249	GARFIELD, VIRGINIA ROUTE 2, BOX 70, EMMETT, IDAHO 83617	6/ 1/1941	IRRIGATION	3/15 11/15	--- AFA .07 CFS	LOT 5 S 4 T 6N R 2W	LOT 5(3) S 4 T 6N R 2W *3*	BENEFICIAL USE
65-2463	CONRAD, WILLIAM H. & CONRAD, GERALDINE A. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5088 & 65-5089 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	10/17/1945	IRRIGATION	3/15 11/15	--- AFA 1.80 CFS	LOT 5 S 4 T 6N R 2W	LOT 3(22) LOT 4(38) LOT 5(24) S 5 T 6N R 2W *84*	LICENSE

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 652

INDICATES TOTAL

SOURCE: WASTE WATER

TRIBUTARY TO: PAYETTE RIVER

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
65-9394	HIGHY, CHARLES S. & HIGHY, EMMA J. STAR ROUTE, PAYETTE, IDAHO 83661 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH CO. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1959	IRRIGATION	3/15 11/15	--- AFA .70 CFS	SENE S13 T 8N R 5W	SWW(135) S13 T 8N R 5W *35*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	2.70 AFA .05 CFS *---*AFA *.70*CFS		SAME AS OTHER USE	
65-3326	GARFIELD, LEE H. & GARFIELD, VIRGINIA ROUTE 2, BOX 70, EMMETT, IDAHO 83617	5/ 4/1959	IRRIGATION	3/15 11/15	--- AFA .52 CFS	NESW S 4 T 6N R 2W	LGT 5(12) LGT 6(14) S 4 T 6N R 2W *26*	BENEFICIAL USE
65-3310	SISLER, J. H. ROUTE 2, BOX 226, EMMETT, IDAHO 83617	5/ 4/1959	IRRIGATION	3/15 11/15	--- AFA .30 CFS	NESW S 4 T 6N R 2W	NESW(15) S 4 T 6N R 2W *15*	BENEFICIAL USE
65-5088	CONRAD, WILLIAM H. & CONRAD, GERALDINE A. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5089 & 65-2463 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1960	IRRIGATION	3/15 11/15	--- AFA .90 CFS	LOT 3 S 5 T 6N R 2W	LGT 3(22) LGT 4(38) LGT 5(24) S 5 T 6N R 2W *84*	BENEFICIAL USE
65-6723	HEREIN, CHARLES C. & HEREIN, JOHN H. 101 LAST 2ND STREET, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2437 & 65-6722 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1960	IRRIGATION	3/15 11/15	--- AFA .94 CFS	LOT 2 S 5 T 6N R 2W	LGT 1(27) LGT 7(20) S 6 T 6N R 2W *47*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .03 CFS *---*AFA *.57*CFS		SAME AS OTHER USE	
65-1859	COOPER, CLAYNE ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/ 1/1960	IRRIGATION	3/15 11/15	--- AFA .76 CFS	SENE S16 T 7N R 3W	NEW(2) SENW(27) NESW(8) NWSE(1) S16 T 7N R 3W *38*	BENEFICIAL USE

MAR 22, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 648

INDICATES TOTAL

SOURCE: WASTE WATER

TRIBUTARY TO: PAYETTE RIVER

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
65-1491	WOOD, CECIL S. & WOOD, HAZEL H. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	3/30/1946	IRRIGATION	3/15 11/15	--- AFA .08 CFS	NWSE S36 T 7N R 2W	NWSE(4) S36 T 7N R 2W *4*	BENEFICIAL USE
65-5089	CONRAD, WILLIAM H. & CONRAD, GERALDINE A. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5088 & 65-2463 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1946	IRRIGATION	3/15 11/15	--- AFA .90 CFS	LOT 2 S 5 T 6N R 2W	LCT 3(22) LCT 4(38) LCT 5(24) S 5 T 6N R 2W *84*	BENEFICIAL USE
65-6722	HERETH, CHARLES C. & HERETH, JOHN M. 101 EAST 2ND STREET, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6723 & 65-2497 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1946	IRRIGATION	3/15 11/15	--- AFA .94 CFS	LOT 3 S 5 T 6N R 2W	LCT 1(27) LCT 7(20) S 6 T 6N R 2W *47*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .03 CFS *---*AFA *.97*CFS		SAME AS OTHER USE	
65-2473	MEIZER, KENNETH & MEIZER, DARLENE ROUTE 1, BOX 195, HOMEDALE, IDAHO 83628	9/16/1946	IRRIGATION	3/15 11/15	--- AFA .16 CFS	NENW S20 T 7N R 3W	NENW(8) S20 T 7N R 3W *8*	LICENSE
65-11182	PETRUS, CUY JOE & PETROSS, ALYN ROUTE 1, BOX 70, FRUITLAND, IDAHO 83619 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-11183 SHALL PROVIDE NO MORE THAN .04 CFS NOR 1.2 AFA FOR DOMESTIC USE.	6/ 1/1948	DOMESTIC	1/ 1 12/31	.60 AFA .02 CFS	NESW S27 T 8N R 5W	NESW S27 T 8N R 5W	BENEFICIAL USE
65-2497	GOSLIN, EDWIN & GOSLIN, IDA M. ROUTE 3 BOX 352, EMMETT, IDAHO 83617 REMARKS: STOCKS FOR THIS RIGHT ARE WASTE WATER & UNPAID STREAMS.	8/19/1948	IRRIGATION	3/15 11/15	--- AFA .15 CFS	SWNE S 6 T 6N R 1W SENW S 6 T 6N R 1W	SWNE(5) S 6 T 6N R 1W *5*	LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 15, 1991

William H. Conrad
5611 West Idaho Blvd.
Emmett, ID 83617

Re: Civil Case No. 3667
Frasier, et al Objection 65-02463

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Proposed Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (SRBA) now proceeding in the Fifth Judicial District, provided new claims have been filed in the SRBA. Otherwise the achievement of a decree in the Payette adjudication could be voided.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 1.80 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in order for the staff of the Department to evaluate your irrigation water requirements. Much of the information required is technical, and you may wish to contact the Soil Conservation Service or other professionals for assistance with the form.

To expedite the process to resolve the Frasier objection, please return the enclosed form within 45 days. Without the completed form, the Department will assume you agree with the water right described in the Proposed Finding with the diversion rate shown above.

Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,

Donald V. Shaff
Manager, Adjudication Section

To _____

Date _____ Time _____

WHILE YOU WERE OUT

of _____

Phone _____

Telephoned		Please call	
Called to see you		Will call again	
Wants to see you		Returned your call	

Message	Conrad 2463	1.80	84
	2437	1.14	47
	Frasier 2017	2.00	113
	11249	.07	3
	Frasier 5091	.63	—
		Operator	247
		5.64	
		6.47	

65-5089

This right when combined with right 65-5088
shall not exceed .02 CFS/D nor more than 4.5 AF/D

November 12, 1969, directing the State Reclamation Engineer of the State of Idaho to commence an investigation and determination of the various rights to the use of surface and ground waters of the Payette River Drainage Basin, from its confluence with the Snake River to its source, such waters lying or being used within Gem, Valley, Boise, Canyon, Payette and Washington Counties,

And you are hereby notified that unless you appear and file a claim with the State Reclamation Engineer, Statehouse - Annex 2, 614 W. State Street, Boise, Idaho, within sixty (60) days of the service of this Summons to the ownership of a water right for the use of any surface or ground waters of the Payette River Drainage Basin from its confluence with the Snake River to its source, such waters lying or being used within Gem, Valley, Boise, Canyon, Payette and Washington Counties, that you will be deemed to have forfeited any water right heretofore acquired for the use of the above waters.

DATED this _____ day of _____, 1970.

State of Idaho
License and Certificate of Water Right

Water License No. 19707 Amount 1.5 second feet
Water District No. Priority October 17, 1945

THIS IS TO CERTIFY that WILLIAM H. CONRAD
of Rt. 2, Emmett, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 17, 1945; that Permit No. 19707
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
two (2) second feet, was issued thereunder on November 17, 1945, showing that said works
were completed on the 13th day of November, 1945; and that on the 27th
day of December, 1945,
WILLIAM H. CONRAD

of Rt. 2, Emmett, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
stream, a tributary of Payette River, for the purpose of irrigation and domestic
use, under Use Permit No. 19707 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
7 of Licenses at page 4320, on the 27th day of January, 1947;

The right hereby confirmed dates from October 17, 1945;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 4, Tp. 6 N., R. 2 W., B. M. Gem County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	2 W.	5	NE 1/4 NW 1/4	42	18
			NW 1/4 NW 1/4	41	40
			SW 1/4 NW 1/4	28	32
			Number of acres actually irrigated	-	90

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
27th day of January, 1947,

MARK R. KULP
State Reclamation Engineer

(SEAL)

65-2463

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19707 65-2463

REPORT ON PROOF OF Beneficial use

RECEIVED
OCT 13 1981

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19707

This proof is for Beneficial use

In Water District No.

1. Name of applicant Wm. H. Conrad, Route 2, Emmett, Idaho
2. Source of water supply: Unnamed stream tributary to Payette River
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4 of Section
T. 6 N. R. 2 W. County of Gem
4. Describe works as they exist, giving dimensions and capacities of same: The Stream control by
a six foot length of Concrete Pipe, and a board check.
A Plank Head Gate two feet wide; two feet high, and four feet long heads a ditch
of four feet wide, and $1\frac{1}{2}$ feet deep.
5. Water is used for: Irrigation and domestic purposes
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5;
Township 6 North, Range 2 West, B.M.

(Submit map on attached plat, showing location and details of above description.

8. What large stream would the water here appropriated finally reach? Payette River

Remarks

This examination was made on the 15th day of May, 1946

(Signed)

Fred J. Salmon
Examiner.

Wm. H. Conrad
Route 2, Emmett, Idaho

Permit No. 19707

Examination for Beneficial use

County Gem

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
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