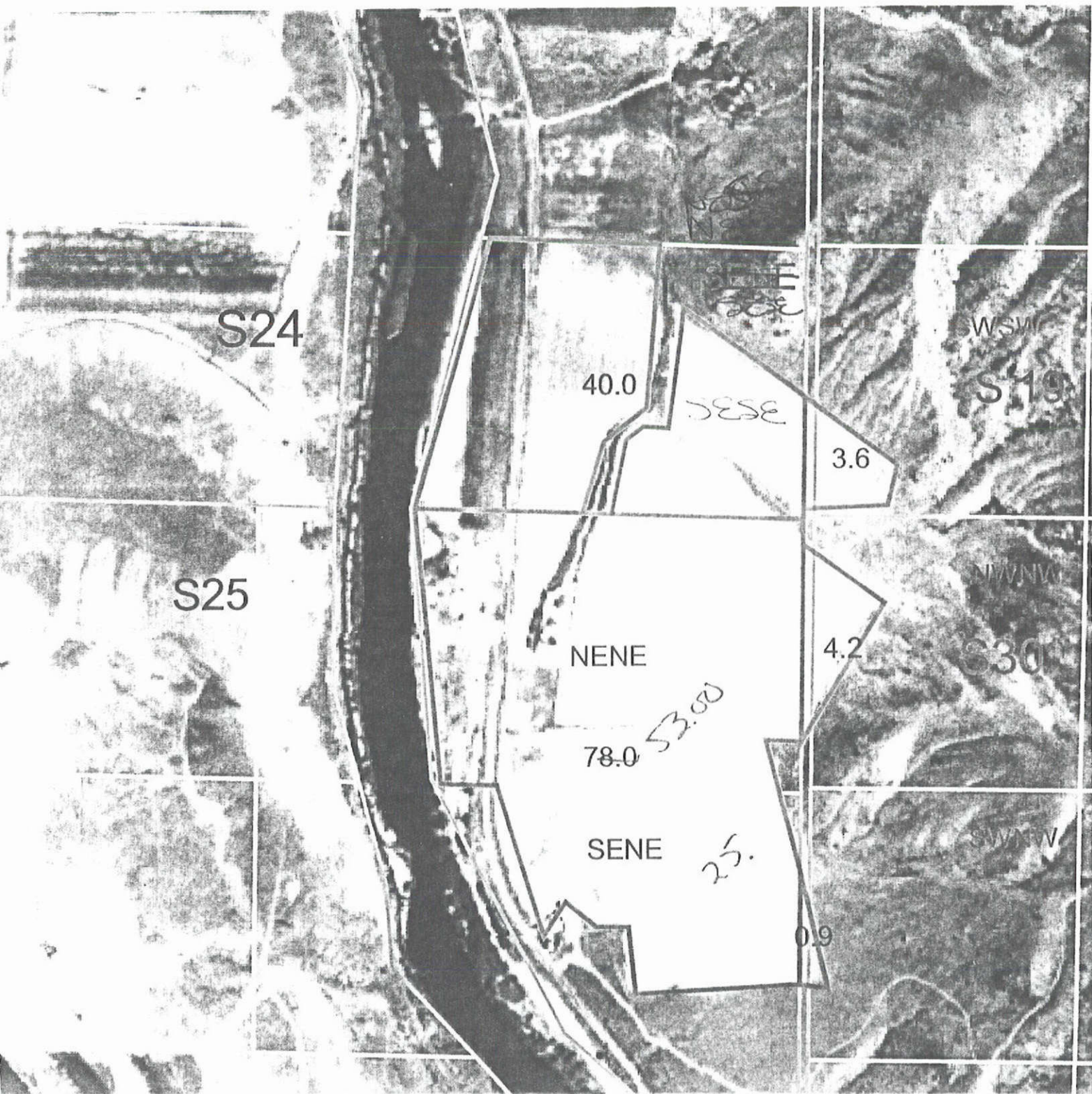




Idaho Dept. of Water Resources

Claim No(s): 65-02590D

65-11272D

T7N, R1E, S 24

T7N, R2E, S19

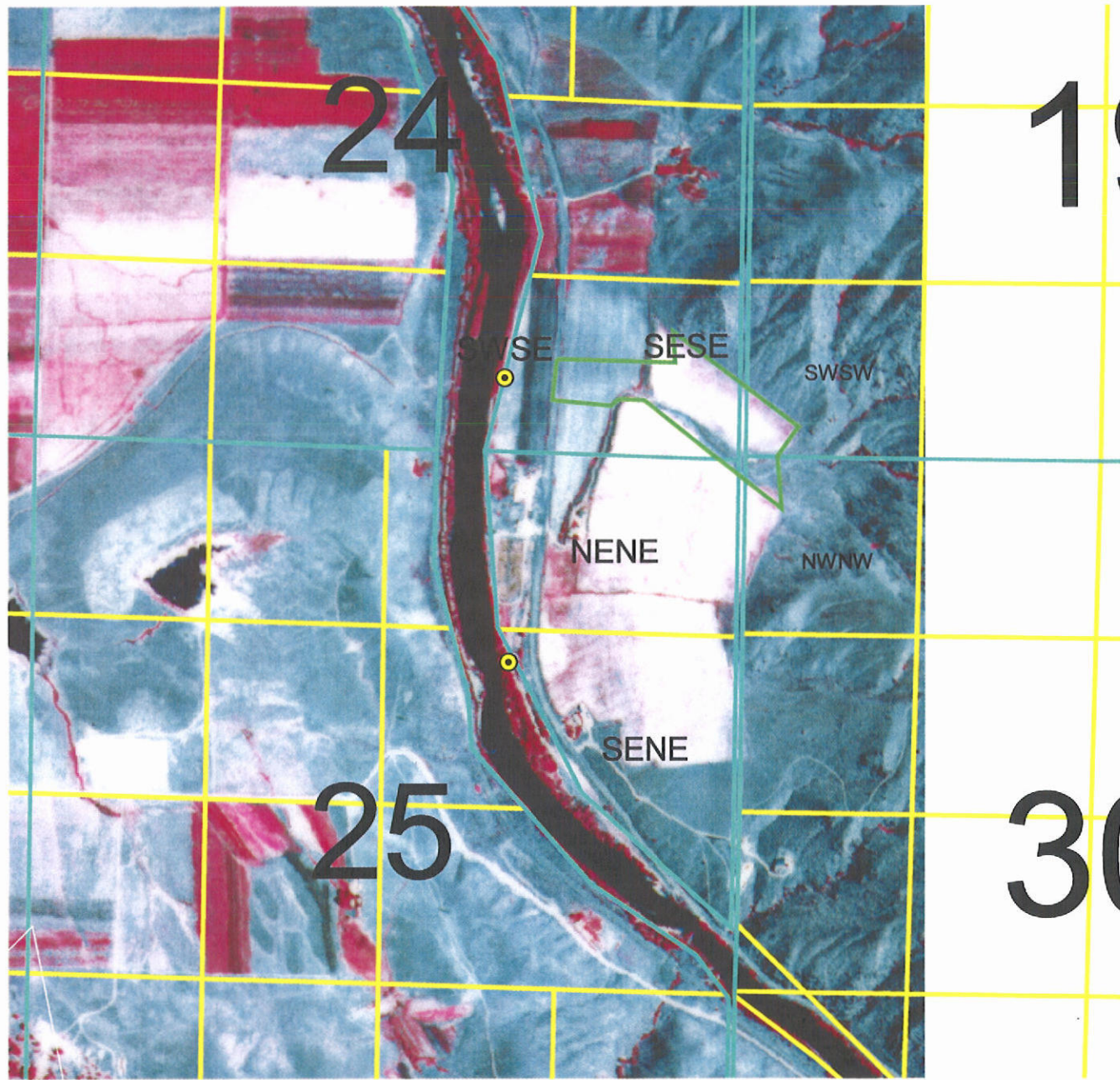
Prepared by: Sue Bock

Date: 5/3/2001

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



1000 0 1000 2000 Feet



1987 NAPP Photo

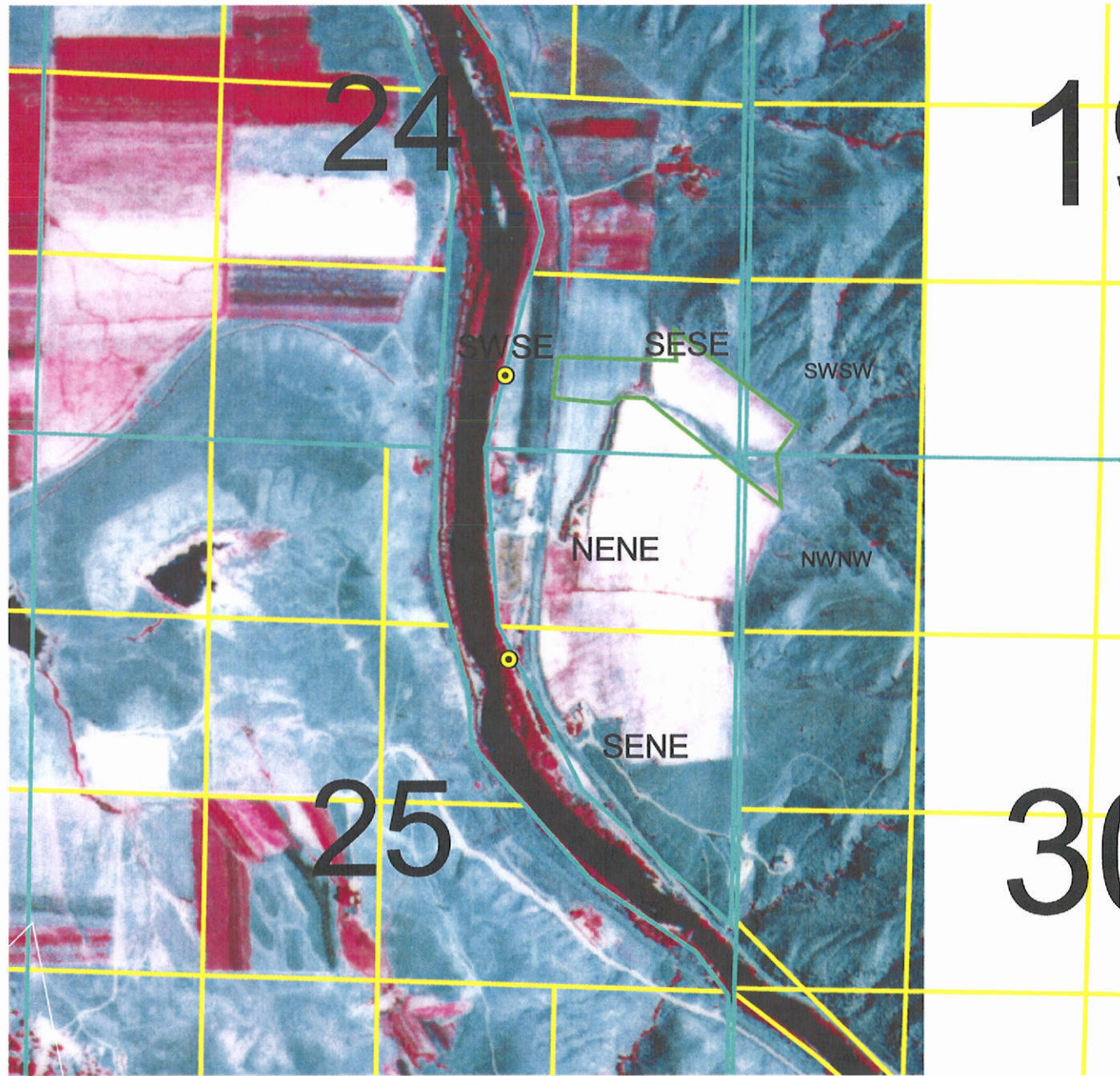
Idaho Dept. of Water Resources

Claim No(s): 65-02590D
65-11272D
T7N, R1E, S 24
T7N, R2E, S19
Prepared by: Sue Bock
Date: 5/3/2001

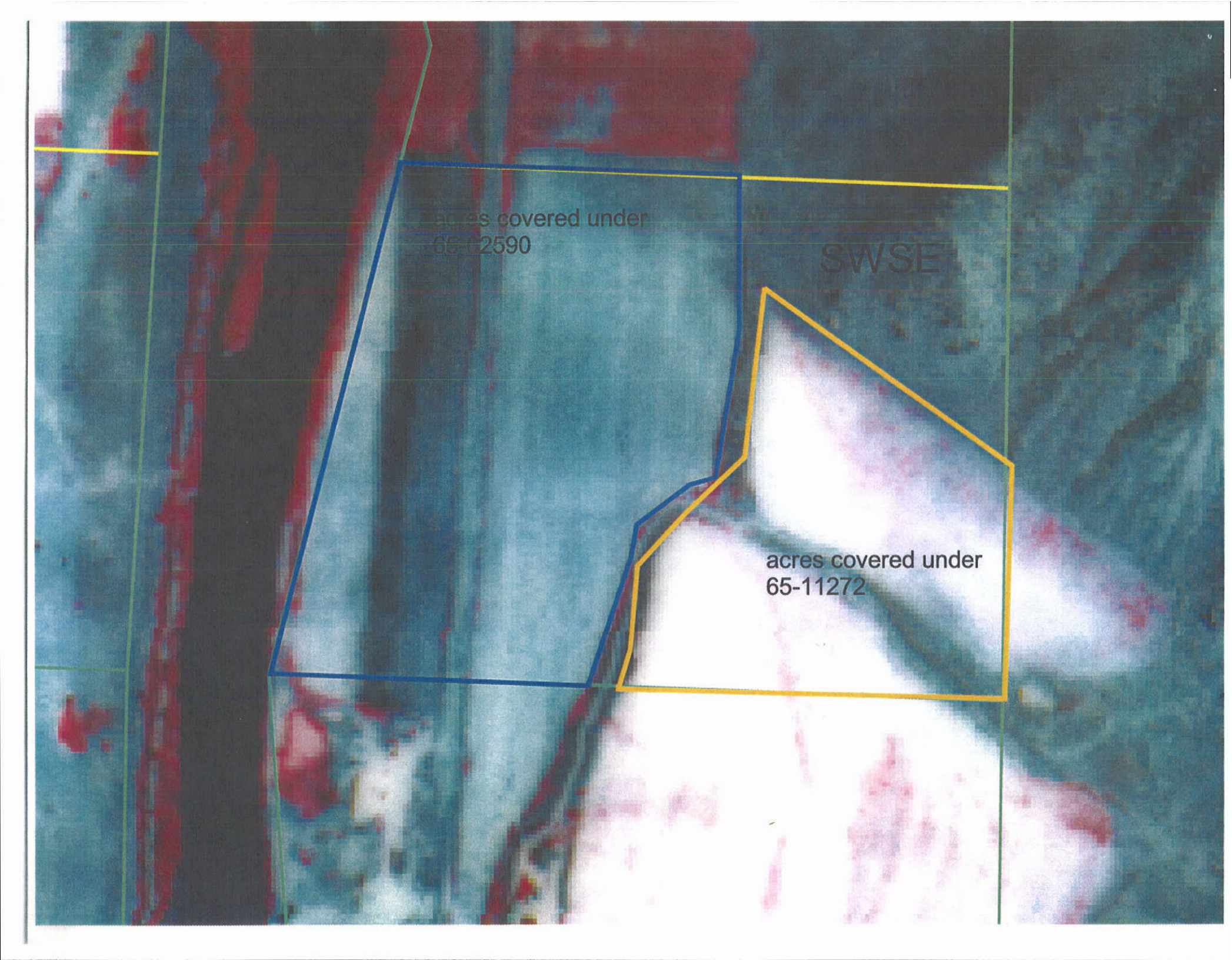
-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1000 0 1000 2000 Feet



1987 NAPP Photo



acres covered under
65-02590

SWSE

acres covered under
65-11272

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: A65-02590D
Date Received: 9/13/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MARY LOU HOLDEN 208-793-2884
Address: PO BOX 259
HORSESHOE BEND ID 83629
OR
Name: VALORIE L LUND 208-793-2884
Address: PO BOX 259
HORSESHOE BEND ID 83629

2. Date of Priority: APR 19, 1954

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	01E	25	NE	SW	NE	1	GEM

5. Description of diverting works:
PUMP IN RIVER, MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	01E	24	SE	SE	1	IRR	3.8
Section Acres							3.8
Total Acres							3.8

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:
A65-11272

14. Remarks:

CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 4/9/93.
THIS CHANGE IS A RESULT OF A SPLIT DUE TO CHANGE IN OWNERSHIP.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

Montgomery

65-02590 85 Acres 1.7 cfs

65-02590A
Montgomery
2.8 acres

65-02590B
Herman
4.2 acres
0.08 cfs

65-02590C
Shepard
4.2 acres
0.08 cfs

65-02590D
Holden
3.8 acres
0.08 cfs

65-02590E
Peterson
10 acres
0.2 cfs

Total 1.26

[All acres for splits come from land
in 7N, 01E, Sec 24 SESE]

All land in Sec 25 stays w/ Montgomery

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED**MAR 23 1999**WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): AG5-11272(part) & AG5-02590(part)
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant MONTGOMERY TRUST
ROWLAND P. MONTGOMERY & SYLVIA J. MONTGOMERY TRUSTEES
11800 N. HWY. 52 HORSESHOE BEND IDAHO 83629
4. New Owner/Claimant(s) Mary Lou Holden or Valorie L. Lund
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address PO Box 259
 City, State and ZIP Code Horseshoe Bend, Id. 83629
 New Telephone Number (208) 793-2884
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 14.5 Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Mary Lou Holden
Valorie L. Lund
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

December 18, 1998

Subject: Alpha Corporation meeting and resolution

Alpha Corporation met and passed a resolution to transfer the property purchased from Pete and Jackie Montgomery on 8/13/1997, Escrow # 3-20297 and the 1994 Ford pickup Vehicle Identification Number 1EBFD11C1MS751890 to a trust that will be known as the Holden Trust.

Present were Mary Lou Holden, President, Valorie Lund, Secretary and Denise Bunsen, Board of Directors.

Respectfully submitted,


Valorie Lund
Secretary

12/20/98



Gretha R. Hernandez
1197 main st.
Boise, Id 83702
exp. 12-22-2003

TRUST AGREEMENT

Alpha Corporation, Trustor, and Mary Lou Holden, Valorie Lund, and Kristin Holden, Trustees, hereby agree that Trustor has transferred and Trustees now hold the following real and personal property in trust for the purposes and on the conditions set forth:

1. The Trustor agrees that all of the property it has acquired and all property to be administered in this trust is its property.
2. This trust shall be known as the Holden Trust, dated 1/1, 1999.
3. This Trust may be revoked and amended at any time by the Trustees.
4. The Trustor/Trustees shall have authority to name additional Trustees. If more than two Trustees are acting they shall act by majority. In the event the Trust should exist without a Trustor able to act a successor shall be named by the Superior Court.
5. The Trustor/Trustees, or successor Trustees, acting under this Trust shall act without bond and have full power of sale without notice.
6. Distribution of Trust income and principal is in the sole discretion of the Trustees, up to and including the whole of the Trust estate.
7. No interest of the beneficiaries in this Trust nor any part of such interest, is in any event subject to sale, assignment, hypothecation, or transfer by the beneficiaries, nor is the principal of the Trust estate hereunder, or the income arising therefrom, liable for any debts of the beneficiaries designated hereunder.
8. The Trustees, or any other person, may add to the Trust estate property acceptable to the Trustees and such additions shall be subject to the terms of this agreement.

9. The property which is the subject of this Trust shall be such real and personal property as may be transferred to this Trust.

10 Upon the death of all Trustees, the property remaining in the Trust shall be distributed in equal share to Denise Bunsen and Michael Briggs or their respective issue by right or representation.

Dated: 1/1, 1999

Mary Lou Holden President
Mary Lou Holden / Alpha Corporation

Valorie L. Lund Secretary
Valorie Lund / Alpha Corporation

Mary Lou Holden
Mary Lou Holden

Valorie L. Lund
Valorie L. Lund

Kristin N. Holden
Kristin N. Holden

Reecha B. Hernandez
1197 main st.
Boise, Id 83702
Exp. 12.22.2003

WARRANTY DEED

FOR VALUE RECEIVED Rowland P. Montgomery and Sylvia J. Montgomery, Trustees of the Montgomery Trust dated March 29, 1988, who acquired title as R.P. Montgomery and S.J. Montgomery, Trustess of the Montgomery Trust

THE GRANTOR s, do hereby grant, bargain, sell and convey unto Alpha Corporation, an Idaho Corporation

THE GRANTEE , whose current address is

PO Box 259
Horseshoe Bend, Idaho, 83629

the following described premises, in Gem
to wit:

County, Idaho,

(Continued)

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

and that t he y will warrant and defend the same from all lawful claims whatsoever.

DATED: August 12, 1997

The Montgomery Trust dated March 29, 1988

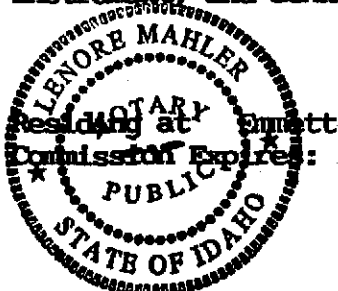
By Rowland P. Montgomery
Rowland P. Montgomery, Trustee

By Sylvia J. Montgomery
Sylvia J. Montgomery, Trustee

STATE OF IDAHO, COUNTY OF Gem

On this 12th day of August , 19 97 , before me, a notary public in and for the said State, personally appeared Rowland P. Montgomery, Trustee AND Sylvia J. Montgomery, Trustee

known or identified to me to be the persons whose names ARE subscribed to the within instrument, and acknowledged to me that they executed the same.



Lenore Mahler

Notary Public

, Idaho

122

WARRANTY DEED

Legal Description (Continued)

Being a portion of U.S. Government Lot 1, Section 24, and U.S. Government Lot 2, Section 25, Township 7 North, Range 1 East, B.M., Gem County, Idaho, described as follows:

BEGINNING at the Section corner common to Sections 19 and 30, T. 7 N., R. 2 E. and Sections 24 and 25, T. 7 N., R. 1 E., B.M., marked by a found stone and replaced with a 5/8" iron pin P.L.S. 4108, the REAL POINT OF BEGINNING; thence South 00°54'46" West, 61.94 feet along the East line of U.S. Government Lot 2, Section 25, to a point on an existing fence line marked by a set 1/2" iron pin P.L.S. 4108; thence North 48°56'08" West, 437.82 feet along said fence line to a set 1/2" iron pin P.L.S. 4108; thence leaving said fence line North 43°07'46" West, 264.30 feet to a set 1/2" iron pin P.L.S. 4108; thence North 89°20'16" West, 876.04 feet parallel with the North line of U.S. Government Lot 1, Section 24, to a point on the Easterly right of way line of State Highway 52 marked by a set 1/2" iron pin P.L.S. 4108; thence North 03°27'00" East, 300.36 feet along said Easterly right of way line to a set 1/2" iron pin P.L.S. 4108; thence South 89°20'16" East, 876.04 feet parallel with the North line of said Lot 1 to a set 1/2" iron pin P.L.S. 4108; thence North 03°27'00" East, 139.20 feet parallel with said Easterly right of way line to a point on an existing fence line marked by a set 1/2" iron pin P.L.S. 4108; thence South 55°40'09" East, 578.82 feet along said fence line, to a point on the East line of said U.S. Government Lot 1, Section 24, marked by a set 1/2" iron pin P.L.S. 4108; thence South 00°47'33" East, 530.94 feet along said East line to the REAL POINT OF BEGINNING.

WARRANTY DEED

FOR VALUE RECEIVED Alpha Corporation, an Idaho Corporation

THE GRANTOR s, do hereby grant, bargain, sell and convey unto Mary Lou Holden, Valorie Lund and Kristin Holden, Trustees of the Holden Trust.

THE GRANTEE, whose current address is PO Box 259
Horseshoe Bend, Idaho, 83629

the following described premises, in Gem County, Idaho, to wit

(Continued)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever; and the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; are free from all encumbrances **EXCEPT:** balance of mortgage, current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 1/1/99

By Mary Lou Holden
Mary Lou Holden, President
Alpha Corporation

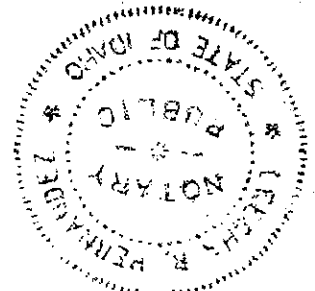
By Valorie Lund
Valorie Lund, Secretary
Alpha Corporation

STATE OF IDAHO, COUNTY OF ADA

On this 1st day of January, 1999, before me, a notary public in and for the said State, personally appeared Mary Lou Holden, and Valorie Lund, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Alexis R. Hernandez
Notary Public

Residing at 1191 Main St. Boise, Id
Commission Expires: 12-22-2003



WARRANTY DEED

INSTR. NO.	204728
PAGES	2 OF 2

Legal Description (Continued)

Being a portion of U.S. Government Lot 1, Section 24, and U.S. Government Lot 2, Section 25, Township 7 North, Range 1 East, B.M., Gem County, Idaho, described as follows:

BEGINNING at the Section corner common to Sections 19 and 30, T. 7 N., R. 2 E. and Sections 24 and 25, T. 7 N., R. 1 E., B.M., marked by a found stone and replaced with a 5/8" iron pin P.L.S. 4108, the REAL POINT OF BEGINNING; thence South 00°54'46" West, 61.94 feet along the East line of U.S. Government Lot 2, Section 25, to a point on an existing fence line marked by a set 1/2" iron pin P.L.S. 4108; thence North 48°56'08" West, 437.82 feet along said fence line to a set 1/2" iron pin P.L.S. 4108; thence leaving said fence line North 43°07'46" West, 264.30 feet to a set 1/2" iron pin P.L.S. 4108; thence North 89°20'16" West, 876.04 feet parallel with the North line of U.S. Government Lot 1, Section 24, to a point on the Easterly right of way line of State Highway 52 marked by a set 1/2" iron pin P.L.S. 4108; thence North 03°27'00" East, 300.36 feet along said Easterly right of way line to a set 1/2" iron pin P.L.S. 4108; thence South 89°20'16" East, 876.04 feet parallel with the North line of said Lot 1 to a set 1/2" iron pin P.L.S. 4108; thence North 03°27'00" East, 139.20 feet parallel with said Easterly right of way line to a point on an existing fence line marked by a set 1/2" iron pin P.L.S. 4108; thence South 55°40'09" East, 578.82 feet along said fence line, to a point on the East line of said U.S. Government Lot 1, Section 24, marked by a set 1/2" iron pin P.L.S. 4108; thence South 00°47'33" East, 530.94 feet along said East line to the REAL POINT OF BEGINNING.

204728

Gem County, Idaho) ss
Recorded at request of
Mary Lou Holden

Time 11:12 AM

Date March 4, 1999

Instr. No. 204728

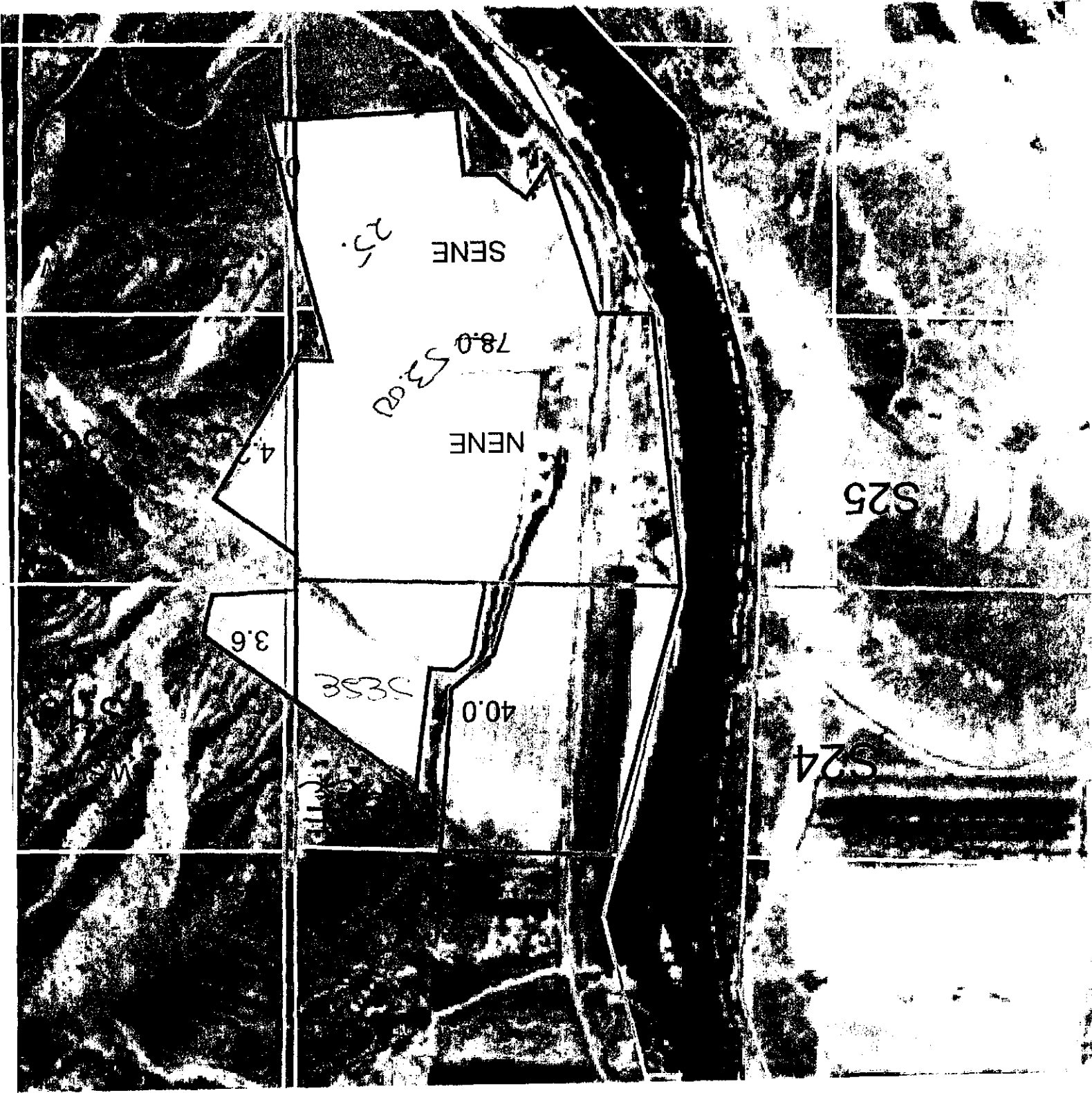
Recorded as a Deed

Susan K. Howard, Clerk
Ex-officio Recorder

By: Judy Boham
Deputy

Fees \$ 6.00

Box 259
HSB 83629



S25

S24

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: A65-02590
Date Received: 9/13/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: R P MONTGOMERY 213-927-0254
Address: TRUSTEES OF MONTGOMERY TRUST
11800 N HWY 52
HORSESHOE BEND ID 83629
OR
Name: S J MONTGOMERY 213-927-0254
Address: TRUSTEES OF MONTGOMERY TRUST
11800 N HWY 52
HORSESHOE BEND ID 83629

2. Date of Priority: APR 19, 1954

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	01E	25	NE	SW	NE	1	GEM

5. Description of diverting works:
PUMP IN RIVER, MAINLINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.700		

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

8. Total consumptive use is 212.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

~~MICROFILMED~~
AUG 03 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	01E	24		1	IRR	25.0
					Section Acres	25.0
		25		1	IRR	20.0
				2	IRR	40.0
					Section Acres	60.0
					Total Acres	85.0

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:
A65-11272

14. Remarks:
CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 4/9/93.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs. 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: _____

~~NOT RECORDED~~

AUG 03 1994

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 _____

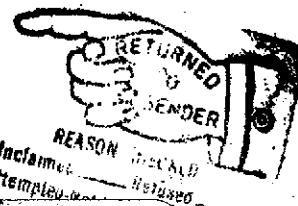
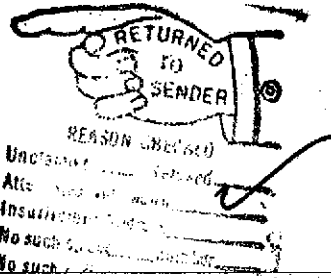
~~WORKFILED~~
AUG 03 1994

5 STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

65-2590D



U.S. POSTAGE
0034
H MEYER 581215



RECEIVED
JUL 09 2002
WATER RESOURCES
WESTERN REGION

NAME AND ADDRESS:

MARY LOU HOLDEN
VALORIE L LUND
PO BOX 259
HORSESHOE BEND, ID 83629

Holden - & Found
Lund - No Address listed
in Horseshoe Bend

83629-2707

83629-2707

Horizontal barcode lines.

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 65-02590D

RECEIVED

JUL - 5 2002

Department of Water Resources

NAME AND ADDRESS: MARY LOU HOLDEN
VALORIE L LUND
PO BOX 259
HORSESHOE BEND, ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.08 CFS
PRIORITY DATE: 04/19/1954
POINT OF DIVERSION: T07N R01E S24 LOT 1 (SWSE) Within Gem County
S25 LOT 1 (NESWNE)

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	04-01 TO 11-01	0.08 CFS

PLACE OF USE: Irrigation Within Gem County
T07N R01E S24 LOT 1 (SESE) 3.8
3.8 Acres Total

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

65-2590D
65-11272D

ADDRESS SERVICE
REQUESTED



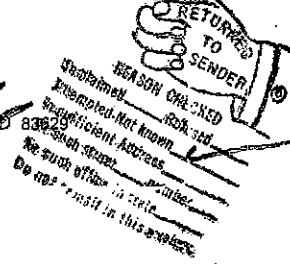
S

IDAHO DEPARTMENT OF WATER RESOURCES

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

TO

MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83829



RECEIVED
SEP 20 2001
Department of Water Resources

65-2590 D
65-11272 D

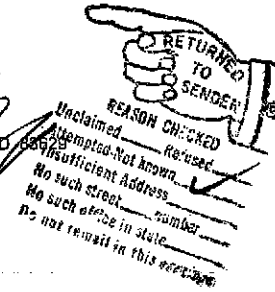
ADDRESS SERVICE
REQUESTED



IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St
PO Box 83720
Boise, ID 83720-0098
(208) 327-7900

TO

VALORIE L LUND
PO BOX 259
HORSESHOE BEND ID 83729



RECEIVED
SEP 20 2001

Department of Water Resources



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 10, 2001

RE: Water Rights in Reporting Area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in Basin 65 for the Payette River drainage basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have 120 days in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Emmett, Payette, Weiser, Idaho City, and Cascade, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed the first part of next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

391

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

Sue

65-2590D

MARY LOU HOLDEN
PO BOX 259

BOX CLOSED --NO ORDER

RETURN TO SENDER

RECEIVED

MAY 10 2001

WATER RESOURCES
WESTERN REGION

83705-5082





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.

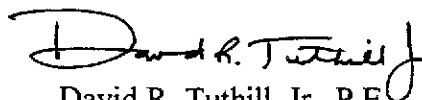
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without 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

RIGHT NUMBER: 65-2590D
NAME AND ADDRESS: VALORIE L LUND
PO BOX 259
HORSESHOE BEND ID 83629

MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 0.08 CFS
PRIORITY DATE: 04/19/1954
POINT OF DIVERSION:

T07N R01E S24 SWSE Lot 1 Within GEM County
T07N R01E S25 NESWNE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.080 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S24 Lot 1 SESE 3.8

3.8 ACRES TOTAL

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: Decreed

Idaho Dept. of Water Resources

Claim No(s): 65-02590D

65-11272D

T7N, R1E, S 24

T7N, R2E, S19

Prepared by: Sue Bock

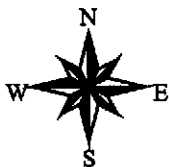
Date: 5/3/2001

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



1000 0 1000 2000 Feet



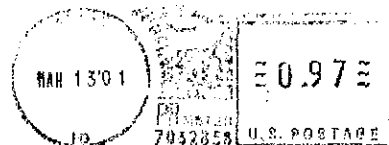
1

30

1987 NAPP Photo

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

ADDRESS SERVICE
REQUESTED



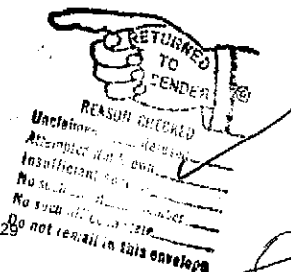
RECEIVED

MAR 15 2001

WATER RESOURCES
WESTERN REGION

65-2590D
11272D

MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83629



**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: 65-2590D

VALORIE L LUND

PO BOX 259

HORSESHOE BEND ID 83629

Telephone Number: (208)793-2884

MARY LOU HOLDEN

PO BOX 259

HORSESHOE BEND ID 83629

Telephone Number: (208)793-2884

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

03/08/2001

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

RIGHT NUMBER: 65-2590D
NAME AND ADDRESS: VALORIE L LUND
PO BOX 259
HORSESHOE BEND ID 83629

MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 04/19/1954

POINT OF DIVERSION:
T07N R01E S25 NESWNE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.080 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S24 Lot 1 SESE 3.8

3.8 ACRES TOTAL

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 - Decreed

**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: 65-11272D

MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83629
Telephone Number: (208)793-2884

VALORIE L LUND
PO BOX 259
HORSESHOE BEND ID 83629
Telephone Number: (208)793-2884

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

03/08/2001

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

RIGHT NUMBER: 65-11272D
NAME AND ADDRESS: MARY LOU HOLDEN
PO BOX 259
HORSESHOE BEND ID 83629

VALORIE L LUND
PO BOX 259
HORSESHOE BEND ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.220 CFS

PRIORITY DATE: 06/22/1966

POINT OF DIVERSION:
T07N R01E S24 SESWSE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.220 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S24 Lot 1 SESE 7.7 T07N R02E S19 Lot 4 SWSW 3.0

10.7 ACRES TOTAL

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 - Decreed

09/28/2000

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

RIGHT NUMBER: 65-2590D

NAME AND ADDRESS: MARY LOU HOLDEN
VALORIE L LUND
PO BOX 259
HORSESHOE BEND, ID 83629

SOURCE: PAYETTE RIVER TRIB: SNAKE RIVER

QUANTITY: 0.08 CFS

PRIORITY DATE: 04/19/1954

POINT OF DIVERSION: T07N R01E S25 LOT 1 NESWNE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 11-01	0.08 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S24 LOT 1 SESE 3.8
3.8 ACRES TOTAL

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 - Decreed

COMMENTS:

For 65-2590 A,B,C,D,E AND 65-11272 A, B,C,D

See each individual file for maps and split tree. Whole number rights as decreed were shown on map with warranty deeds of splits overlaid to determine amount of acreage each split would get.

65-2590 for 85 acres and 1.7 cfs was split into:

- Second point of diversion was added in Sec 24 SWSE, as per documentation provided. Original point of diversion in Sec 25 SWNE is in use also. Change occurred prior to 1987.
- A Montgomery 2.8 acres in Sec 24 SESE, all land in Sec 25 stays with Montgomery and 1.26 cfs.
- B Herman 4.2 acres .08 cfs – New owners Mihalka.
- C Shepard 4.2 acres .08 cfs
- D Holden 3.8 acres .08 cfs
- E Peterson 10 acres and .2 cfs

65-11272 for 47 acres and .94 cfs was split into:

- A Shobel 7 acres .14 cfs – part of this right will now go to Holstein.
- B Montgomery 27.7 acres .55 cfs
- C Shepard 1.6 acre .03 cfs
- D Holden 10.7 acres .22 cfs

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:20:08
02/18/00
73

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-02590D

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VALORIE L LUND	04/19/1954	IRRIGATION	04-01 11-01	0.080 CFS	
C	MARY LOU HOLDEN					
TOTAL DIVERSION:					0.080 CFS	

Water Source: PAYETTE RIVER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T07N R01E S25 Lot01(NESWNE)

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
07N	01E	24	:																	:	
																			01-03	3.8	
TOTAL ACRES																				3.8	

POU County: GEM

Non-Irrigation Uses: NONE

Other Rights: A65-11272

Remarks: GEN CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 4/9/93.
THIS CHANGE IS A RESULT OF A SPLIT DUE TO CHANGE IN OWNERSHIP.

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:17:20
02/18/00

PAGE: 1
GENERAL INFORMATION

56
CLAIM NUMBER: A65-02590D

LAST: JENKINS
ADDRESS: PO BOX 1137
CITY: NORTH FORK
PHONE NUMBER: 208-865-2442

FIRST: BOBBY F
STATE: ID ZIP: 83466

OWNER CODE: O

LAST: LUND
ADDRESS: PO BOX 259
CITY: HORSESHOE BEND
PHONE NUMBER: 208-793-2884

FIRST: VALORIE L
STATE: ID ZIP: 83629

OWNER CODE: C

LAST: GOSLIN
ADDRESS: RT 1 BOX 73
CITY: HORSESHOE BEND
PHONE NUMBER: 208-000-0000

FIRST: BEN R
STATE: ID ZIP: 83629

OWNER CODE: O

LAST: MONTGOMERY
ADDRESS: TRUSTEES OF MONTGOMERY TRUST
11800 N HWY 52
CITY: HORSESHOE BEND
PHONE NUMBER: 208-584-3791

FIRST: R P
STATE: ID ZIP: 83629

OWNER CODE: O

LAST: GOSLIN
ADDRESS: RT 1 BOX 73
CITY: HORSESHOE BEND
PHONE NUMBER: 208-000-0000

FIRST: AVIS V
STATE: ID ZIP: 83629

OWNER CODE: O

LAST: MONTGOMERY
ADDRESS: TRUSTEES OF MONTGOMERY TRUST
11800 N HWY 52
CITY: HORSESHOE BEND
PHONE NUMBER: 208-584-3791

FIRST: S J
STATE: ID ZIP: 83629

OWNER CODE: O

LAST: HOLDEN
ADDRESS: PO BOX 259
CITY: HORSESHOE BEND
PHONE NUMBER: 208-793-2884

FIRST: MARY LOU
STATE: ID ZIP: 83629

OWNER CODE: C

PAGE: 2
GENERAL INFORMATION

57
CLAIM NUMBER: A65-02590D

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 4/9/93.
THIS CHANGE IS A RESULT OF A SPLIT DUE TO CHANGE IN OWNERSHIP.

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:

- A. AJ CLAIM: # A65-02590D PRIORITY DATE: 04-19-1954 STAGE: D
- B. WR RECORD: # 65-02590 PRIORITY DATE: 04-19-1954 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:

04-19-1954

REVIEWED BY _____

DATE _____

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
A65-02590D	07N	01E	25	NE	SW	NE	1		GEM		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-02590A	65-00195
A65-02590B	R65-02779A
A65-02590C	R65-02779B
A65-02590E	R65-10302
A65-02779A	
A65-02779B	
A65-10302	
A65-12760	

WR RECORDS IN SAME 40 ACRE TRACT

65-02779
65-10302
65-12760
L65-12760A

SOURCE: PAYETTE RIVER

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
65-02590	07N	01E	25				1		GEM		
65-02590	07N	01E	25		SW	NE	1		GEM		

OTHER WR RECORDS WITH SAME WR POD

65-00110
65-00164
65-00195
65-02779
65-10302
65-11272
65-12760
L65-12760A

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-00110	65-00110
A65-00164	65-00164
A65-00195	65-00195
A65-02590A	R65-02779A
A65-02590B	R65-02779B
A65-02590C	R65-10302
A65-02590E	
A65-02779A	
A65-02779B	
A65-10302	
A65-12760	

SOURCE: PAYETTE RIVER

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 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	DIVERSION NAME	DIVERSION NBR
07N	01E	25	NE	SW	NE	1		GEM		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: PAYETTE RIVER

TRIB:

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS: A65-02590A
A65-02590B
A65-02590C
A65-02590D
A65-02590E

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	01E	24	SE	SE	1	LUND, VALORIE L	A65-02590D / 3.8	- /			24.0
			SE	SE	1	MONTGOMERY, R P	A65-02590A / 2.8	- /			
			SE	SE	1	HERMAN, HELEN M	A65-02590B / 4.2	- /			
			SE	SE	1	SHEPHERD, EUGENE M	A65-02590C / 4.2	- /			
			SE	SE	1	PETERSON, JAMES E	A65-02590E / 10.0	- /			
			SE	SE	1	MONTGOMERY, S J	A65-11272B / 4.6	- /			
			SE	SE	1	SHEPHERD, EUGENE M	A65-11272C / 1.6	- /			
			SE	SE	1	HOLDEN, MARY LOU	A65-11272D / 7.8	- /			
			SE	SE	1	GOSLIN, BEN R.		65-02590 / 25.0			
			SE	SE	1	GOSLIN, BEN R.		65-11272 / 14.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-02590D	3.80	24.00
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POU COUNTY: GEM

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
A65-02590D	PAYETTE RIVER	LUND, VALORIE L	0.080	0.021		
A65-02590A	PAYETTE RIVER	MONTGOMERY, R P	1.260	0.020		
A65-02590B	PAYETTE RIVER	HERMAN, HELEN M	0.080	0.019		
A65-02590C	PAYETTE RIVER	SHEPHERD, EUGENE M	0.080	0.019		
A65-02590E	PAYETTE RIVER	PETERSON, JAMES E	0.200	0.020		
A65-11272B	PAYETTE RIVER	MONTGOMERY, S J	0.550	0.019		
A65-11272C	PAYETTE RIVER	SHEPHERD, EUGENE M	0.030	0.018		
A65-11272D	PAYETTE RIVER	HOLDEN, MARY LOU	0.220	0.020		

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: A65-11272

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. _____;

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02590D IRRIGATION	FROM 04-01 TO 11-01	0.080 CFS	
TOTAL DIVERSION RATE/VOLUME		0.080 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02590 IRRIGATION	FROM 04-01 TO 11-01	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()

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

65

CLAIM NUMBER: A65-02590D

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.080 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 _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ 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 ()

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	04-01	11-01	DATABASE 0.080	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.080	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED: NONE

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

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: 65-02590

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.700	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A65-02590	A65-02590A	1.260	-		65-02590	1.700
-	A65-02590B	0.080	-		-	
-	A65-02590C	0.080	-		-	
-	A65-02590D	0.080	-		-	
-	A65-02590E	0.200	-		-	
TOTAL CFS		1.700				1.700

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:17:20
02/18/00

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A65-02590D

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								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Idaho Dept. of Water Resources

Claim No(s): 65-02590D

65-11272D

T7N, R1E, S 24

T7N, R2E, S19

Prepared by: Sue Bock

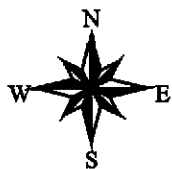
Date: 5/3/2001

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



1000 0 1000 2000 Feet



1987 NAPP Photo

1

30

covered under
65-1