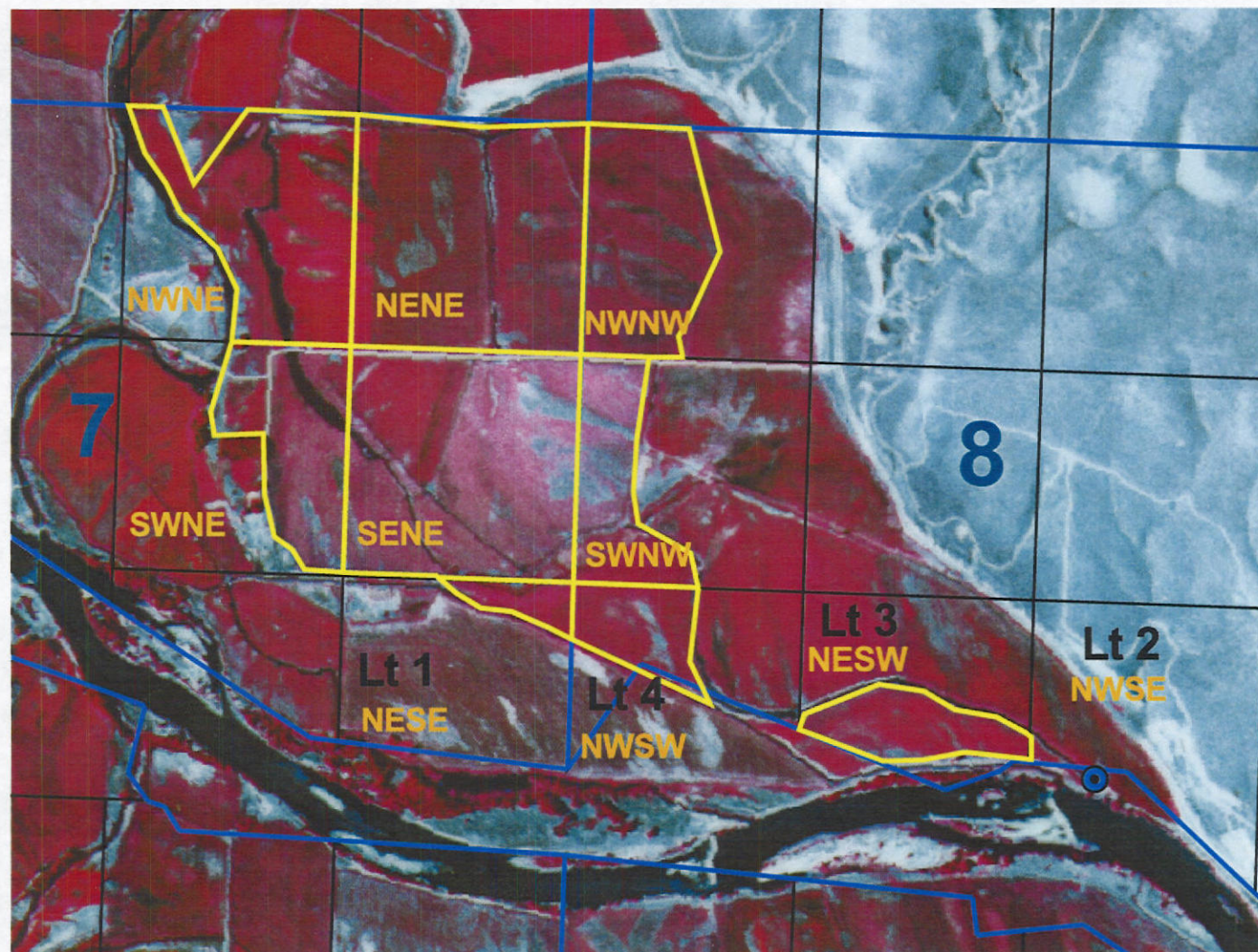


IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S7 & S8



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

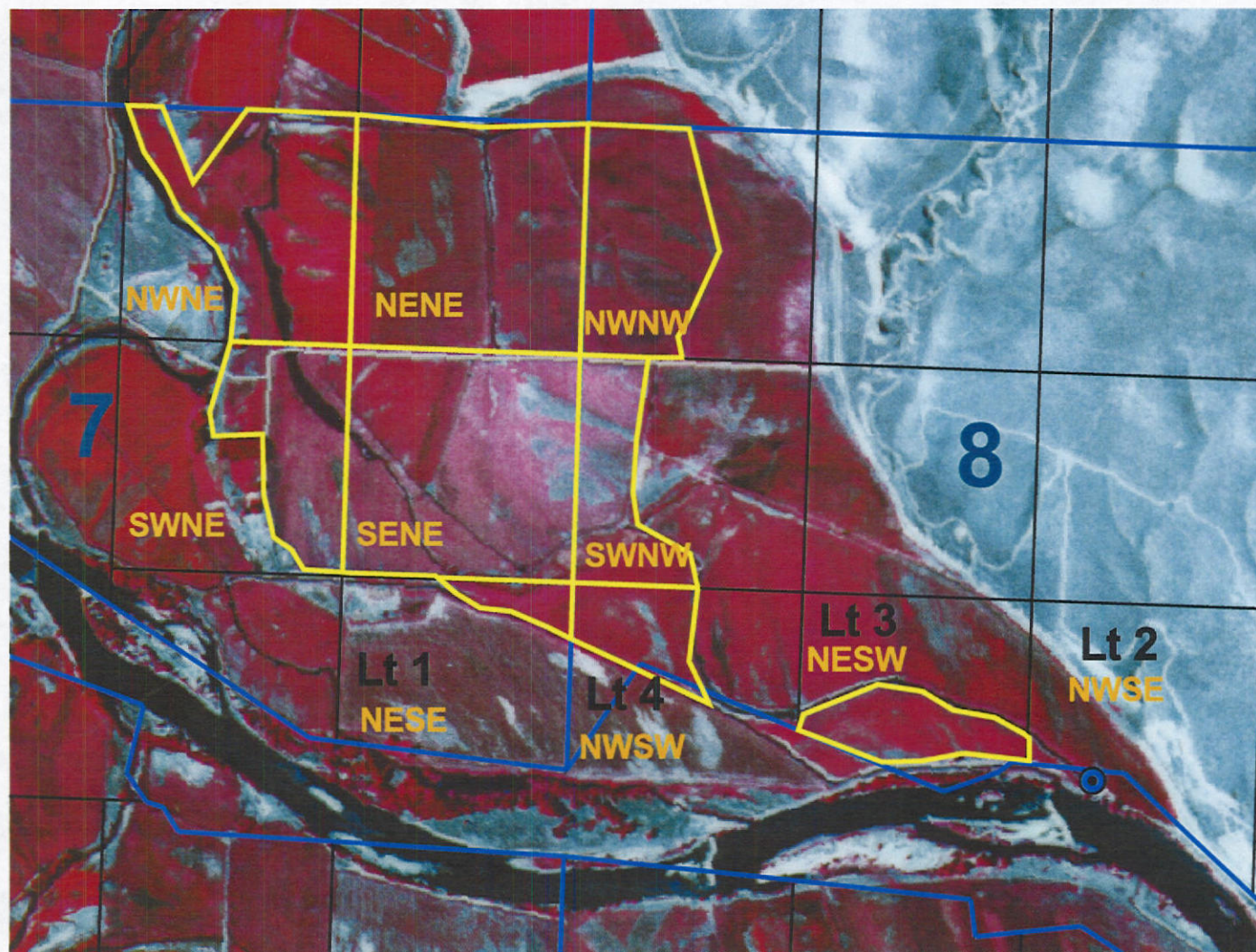
6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-05758
OWNER (S): ACORD, WILLIAM
DATE: MAY 15, 2001
By: Mel Schulte

0 0.25 0.5 0.75 1 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S7 & S8



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

□ 1/4 1/4 LINES

□ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-05758

OWNER (S): ACORD, WILLIAM

DATE: MAY 15, 2001

By: Mel Schulte

0 0.25 0.5 0.75 1 Miles

76

Idaho Department of Water Resources

Claim Number: 65-05758

Legal: T07N, R03W, S7 & 8

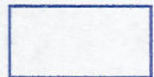
Reviewed By:



Point of Diversion



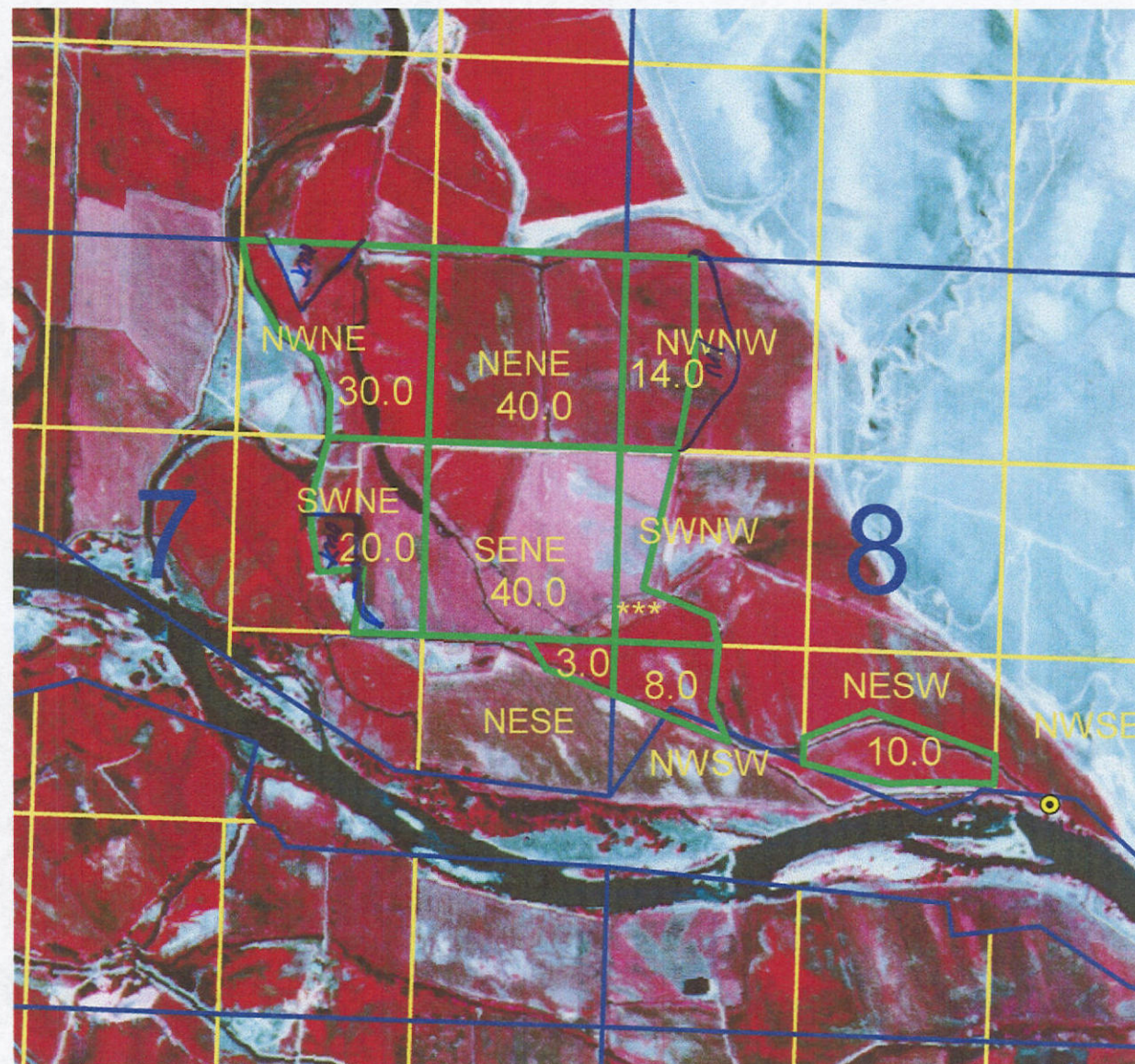
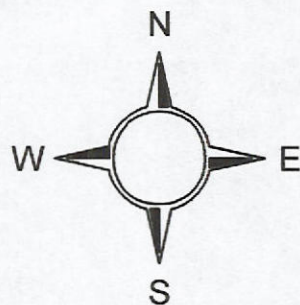
Place of Use



Section Lines

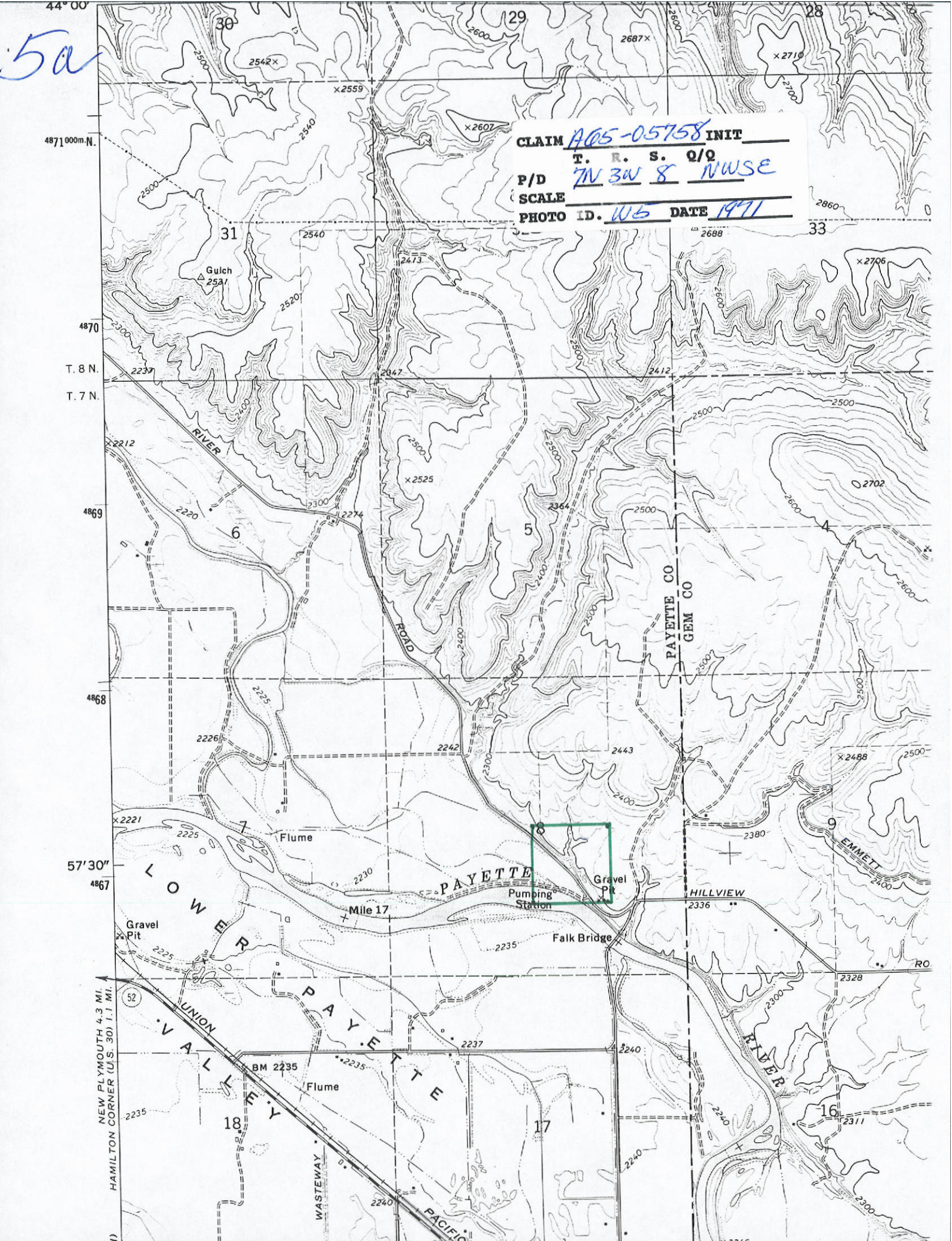


Quarter Quarter Lines



1987 Napp Photo

0 0.25 0.5 0.75 1 Miles



CLAIM 405-05758 INIT
T. R. S. Q/Q
P/D TN 3W 8 NWSE
SCALE
PHOTO ID. 105 DATE 1971

PHOTO ID. PRBA DATE

Lower Payette
Ditch Co.

W

7

GOV. LOT

W
NEBITT~MCFARLAND DITCH

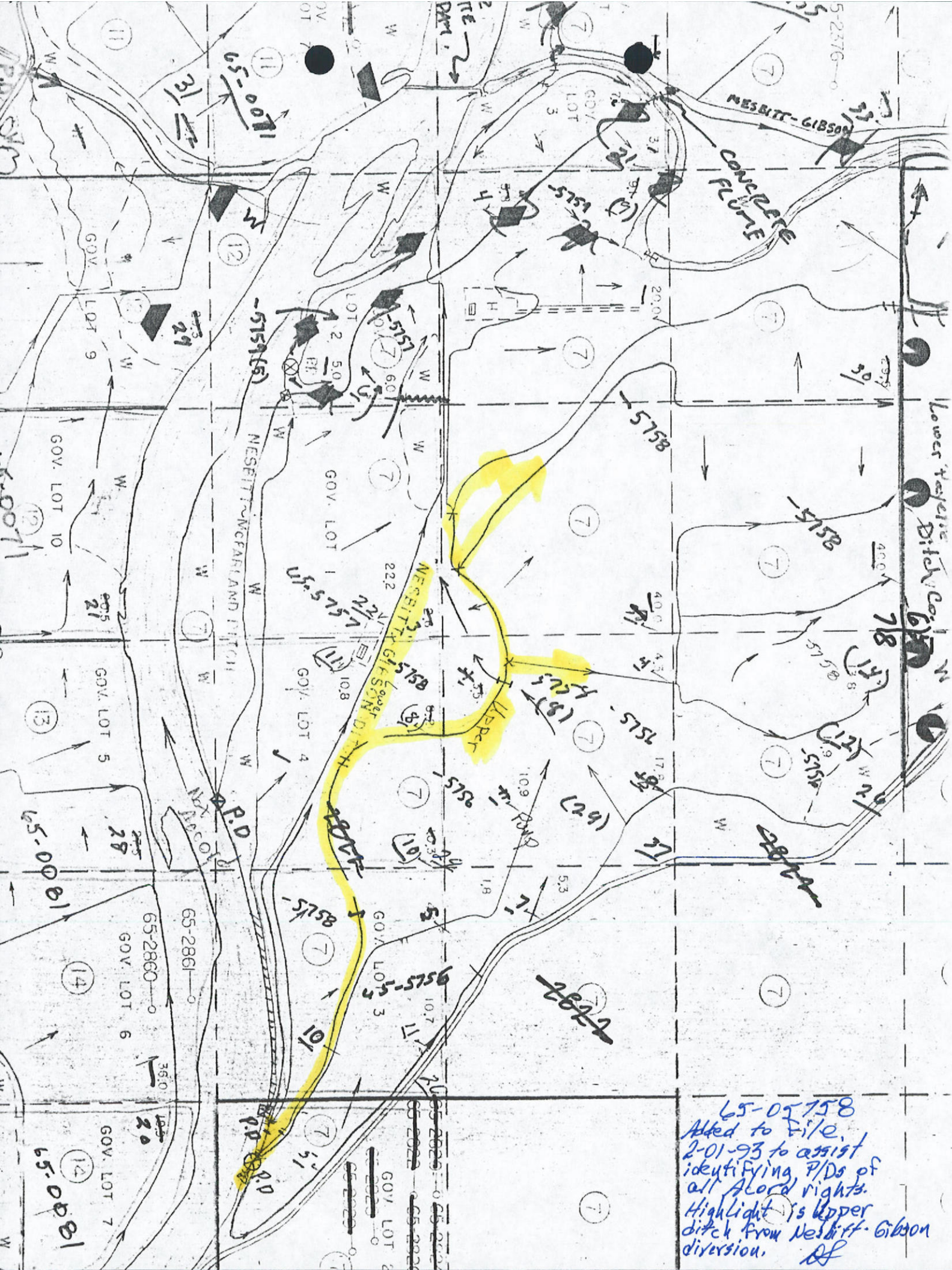
GOV. LOT 5

GOV. LOT 6

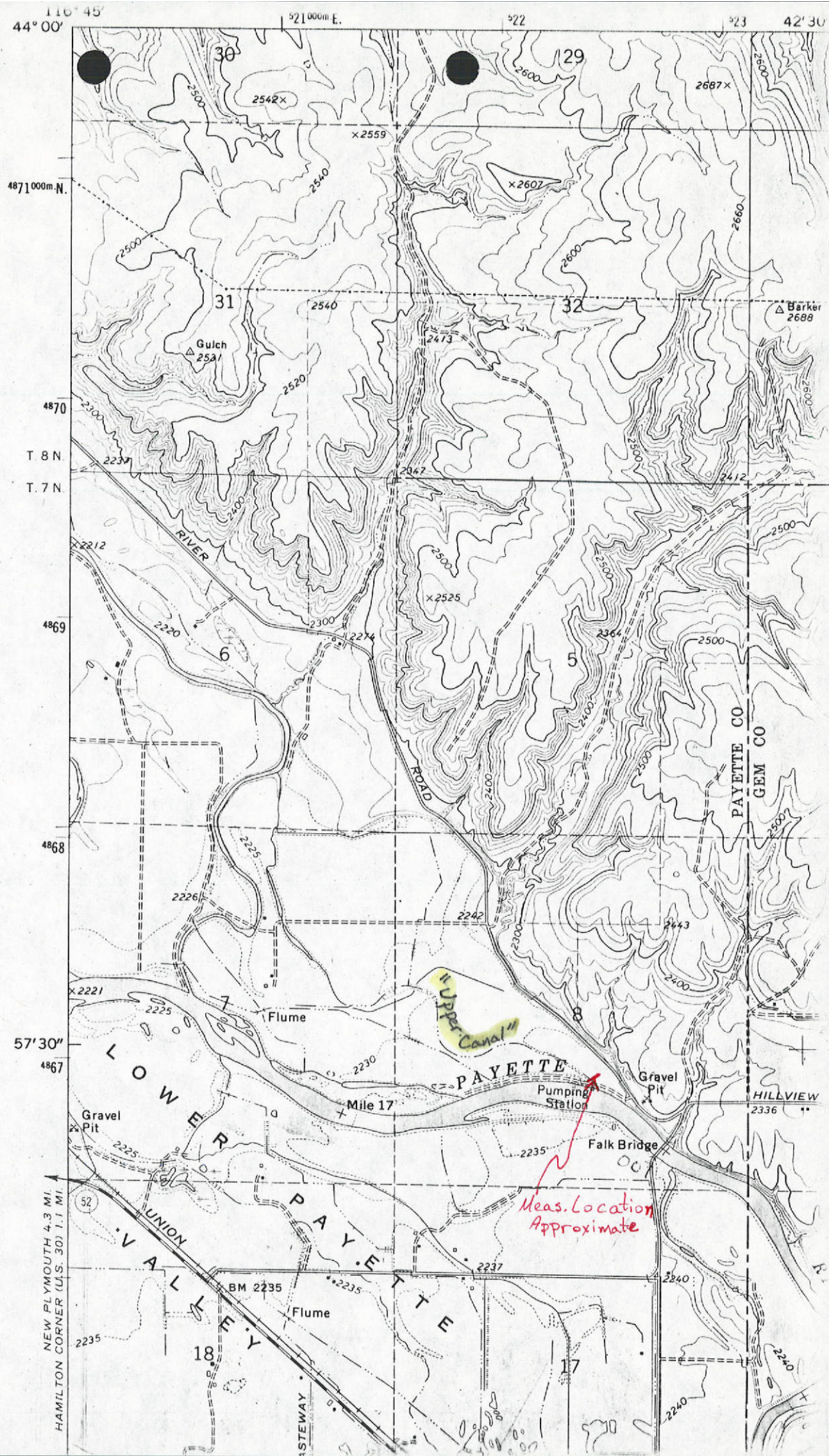
GOV. LOT

14
65-00

65-0081



65-05758
Added to File.
2-01-93 to assist
identifying P/Ds of
all Alcora rights.
Highlight is upper
ditch from Nesbitt-Gibson
diversion. *df*



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: A65-05758
Date Received: 2/28/1990
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WILLIAM T ACORD
Address: 923 EXECUTIVE PARK DR STE G
SALT LAKE CITY UT

84117-0000

See "R" record

2. Date of Priority: AUG 29, 1889

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	8		NW	SE	2	PAYETTE

5. Description of diverting works:
GRAVITY DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	6.850		

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

A.F.A.

8. Total consumptive use is 605.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	03W	7	NE	NE		IRR	40.0
			NW	NE		IRR	30.0
			SW	NE		IRR	20.0
			SE	NE		IRR	40.0
			NE	SE	1	IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	133.0
		8	NW	NW	IRR	14.0
			SW	NW	IRR	8.0
			NE	SW	3 IRR	10.0
			NW	SW	4 IRR	8.0
					Section Acres	40.0
					Total Acres	173.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED PER STIPULATION FROM PRBA BY MTS 2/21/1996
 WATER IS DELIVERED THROUGH THE NESBITT-GIBSON DITCH.
 A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034 CFS
 FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF
 DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
 .071 CFS OF THIS RIGHT IS LIMITED TO LUSE FOR CONVEYANCE LOSSES
 IN THE DELIVERY OF THIS RIGHT.
 RIGHT NO 65-05755 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION
 DESCRIBED ABOVE.

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

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. 65-05757,
	)	65-05758, 65-05755,
	)	65-05759, 65-05756

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and William T. Acord stipulate as follows:

1. That water right claim No(s). 65-05757, 65-05758, 65-05755, 65-05759, 65-05756 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.

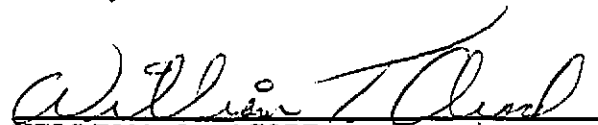
2. That William T. Acord withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

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.



WILLIAM T. ACORD

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: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05757	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	1.38	CFS BENEFICIAL USE
					TOTAL QUANTITY:	1.38
					CONSUMPTIVE USE:	136.5
POINT OF DIVERSION: T07N R03W S08 LOT 2 (NWSE) PLACE OF USE: IRRIGATION T07N R03W S07 Lot 1 (NESE)22.0 Lot 2 (NWSE) 6.0 S08 Lot 4 (NWSW)11.0 39.0 ACRES TOTAL REMARKS: A DIVERSION RATE OF .044 CFS PER ACRE FOR 6 ACRES AND .034 CFS PER ACRE FOR 33 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
65-05758	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	6.85	CFS BENEFICIAL USE
					TOTAL QUANTITY:	6.85
					CONSUMPTIVE USE:	605.5
POINT OF DIVERSION: T07N R03W S08 LOT 2 (NWSE) PLACE OF USE: IRRIGATION T07N R03W S07 NENE 40.0 NWNE 30.0 SWNE 20.0 SENE 40.0 Lot 1 (NESE) 3.0 S08 NWNW 14.0 SWNW 8.0 Lot 3 (NESW)10.0 Lot 4 (NWSW) 8.0 173.0 ACRES TOTAL REMARKS: WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH. A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034 CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE. 0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT. RIGHT NO. 65-05755 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.						

MICROFILMED
 OCT 21 1985

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-05755	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	05/08/1890	IRRIGATION	03-15 11-15	17.62	CFS BENEFICIAL USE
					TOTAL QUANTITY:	17.62 CFS
					CONSUMPTIVE USE:	1452.5 AFY
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S06 Lot 5 (SWNW)24.0 Lot 6 (NWSW)29.0 Lot 7 (SWSW)25.0						
S07 SWNE 4.0 NENW 33.0 Lot 5 (NWNW)39.0 Lot 4 (SWNW)20.0						
R04W S01 Lot 3 (SENW)21.0 Lot 2 (NENE)13.0 Lot 4 (SWNE)37.0						
S12 Lot 3 (NENW)14.0 Lot 6 (NESE)18.0 Lot 5 (NWSE)12.0						
S12 NENE 13.0 NWNE 8.0						
415.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.						
A DIVERSION RATE OF .044 CFS PER ACRE FOR 111 ACRES AND .034						
CFS PER ACRE FOR 304 ACRES AT THE FIELD HEADGATE IS INCLUDED IN						
THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
2.40 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES						
IN DELIVERY OF THIS RIGHT.						
RIGHT NO. 65-05758 IS ALSO DIVERTED THROUGH POINT OF DIVERSION						
DESCRIBED ABOVE.						
65-05759	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	06/01/1920	IRRIGATION	03-15 11-15	.65	CFS BENEFICIAL USE
					TOTAL QUANTITY:	.65 CFS
					CONSUMPTIVE USE:	49.0 AFY
POINT OF DIVERSION:						
T07N R03W S07 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S07 SWNE 9.0 Lot 2 (NWSE) 5.0						
14.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .044 CFS PER ACRE FOR 10 ACRES AND .034						
CFS PER ACRE FOR 4 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE						
RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
0.07 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES						
IN DELIVERY OF THIS RIGHT.						

MICROFILMED
 OCT 21 1995

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05756	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	04/01/1948	IRRIGATION	03-15 11-15	3.18	CFS BENEFICIAL USE
					TOTAL QUANTITY:	3.18 CFS
					CONSUMPTIVE USE:	276.5 AFY
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S08 NWNW 12.0 SWNW 29.0 SENW 7.0 Lot 3 (NESW)16.0						
Lot 4 (NWSW)10.0 Lot 2 (NWSE) 5.0						
79.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .034 CFS PER ACRE FOR 69 ACRES AND .044						
CFS PER ACRE FOR 10 ACRES AT THE FIELD HEADGATE IS INCLUDED						
IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
.39 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE						
LOSSES IN DELIVERY OF THIS RIGHT.						

MICROFILMED

OCT 21 1996

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

RECEIVED

MAR 27 1990

Ident. Number: A65-05758

Date Received: 2/28/1990

Receipt No: 8999999

Received By: QJ 3-23-90

NOTICE OF CLAIM TO A WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW

Western Regional Office

1. Name: WILLIAM T. ACORD
Address: 1021 W. 4800 SOUTH
MURRAY, UT

84123-0000

2. Date of Priority: AUG 29, 1889

3. Source: PAYETTE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	8	NW	SE		2	PAYETTE

5. Description of diverting works:
GRAVITY DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	10.380		

7. Total Quantity Appropriated is:
10.380 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
07N	03W	7	NE	NE		IRR	40.0
			NW	NE		IRR	30.0
			SW	NE		IRR	20.0
			SE	NE		IRR	40.0

A65-05758

Page 1

Date: 03/23/90

MICROFILMED

SEP 22 1992

104 Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	03W	7	NE	SE	1	IRR 3.0
						Section Acres 133.0
		8	NW	NW		IRR 14.0
			SW	NW		IRR 8.0
			NE	SW	3	IRR 10.0
			NW	SW	4	IRR 8.0
						Section Acres 40.0
						Total Acres 173.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

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): William T. Cleard Date: 3/23/90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23 day

of March 19 90

[Signature]
Notary Public

Seal

Residing at Boise, ID

My Commission Expires June 10, 1994

06/13/2001

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

RIGHT NUMBER: 65-5758

NAME AND ADDRESS: WILLIAM T ACORD
1021 W 4800 S
MURRAY, UT 84123

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 6.85 CFS

THIS RIGHT SHALL PROVIDE NO MORE THAN .0355 CFS PER ACRE AT
THE FIELD HEADGATE

USE OF THIS RIGHT WITH RIGHT NO. 65-22425 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.85 CFS.

PRIORITY DATE: 08/29/1889

POINT OF DIVERSION: T07N R03W S8 LOT 2 NWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	6.85 CFS

PLACE OF USE:

<u>IRRIGATION Within PAYETTE County</u>			
T07N R03W S7	NENE	40	T07N R03W S7 NWNE 30
T07N R03W S7	SWNE	20	T07N R03W S7 SENE 40
T07N R03W S7 LOT 1	NESE	3	T07N R03W S8 NWNW 14
T07N R03W S8	SWNW	8	T07N R03W S8 LOT 3 NESW 10
T07N R03W S8 LOT 4	NWSW	8	

173 ACRES TOTAL

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

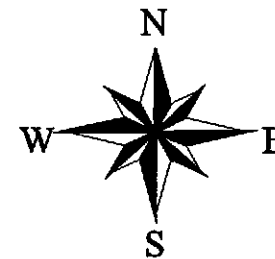
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT NO. 65-05757 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S7 & S8



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-05758

OWNER (S): ACORD, WILLIAM

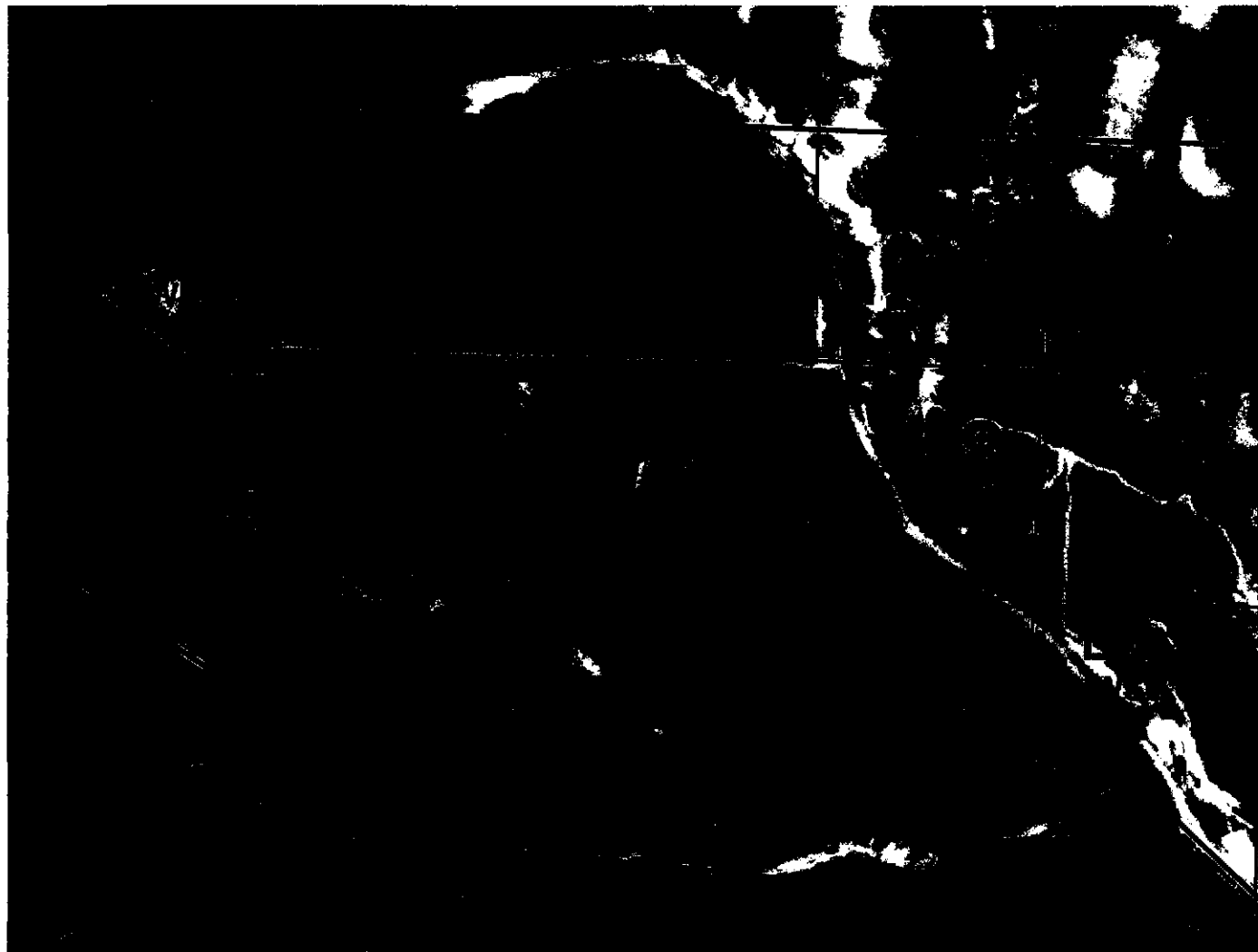
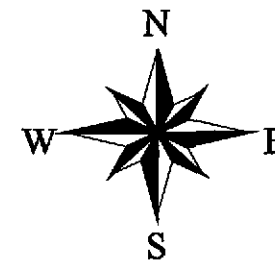
DATE: MAY 15, 2001

By: Mel Schulte

0 0.25 0.5 0.75 1 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S7 & S8



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-05758

OWNER (S): ACORD, WILLIAM

DATE: MAY 15, 2001

By: Mel Schulte

0 0.25 0.5 0.75 1 Miles



76

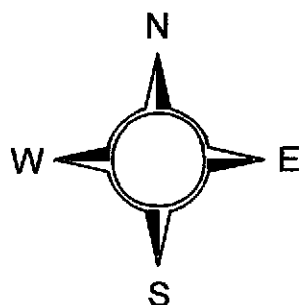
Idaho Department of Water Resources

Claim Number: 65-05758

Legal: T07N, R03W, S7 & 8

Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



1987 Napp Photo





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

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

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

AJ0749NP
No. R65-05758

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

DATE: 01/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE		USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME												
C	WILLIAM T ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION		03-15 11-15	6.850 CFS													
TOTAL DIVERSION:						6.850 CFS													
Water Source: PAYETTE RIVER		Tributary to: SNAKE RIVER			Stage: DECREED														
Point(s) of Diversion:		T07N R03W S08 Lot02(NWSE)			PAYETTE 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	Lt	Ac
07N 03W 7	:	40		30		20		40	:					:	01-03			:	133.0
07N 03W 8	:							14		08			03-10 04-08	:				:	40.0
TOTAL ACRES																		173.0	

POU County: PAYETTE

Remarks: QNT THIS RIGHT SHALL PROVIDE NO MORE THAN .0355 CFS PER ACRE AT
THE FIELD HEADGATE.

EXP RIGHT NO. 65-05758 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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

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

Comments: Date: 03/29/1996 User-ID: MSCHULTE Subject: PRBA STIPULATION
THIS RECORD REFLECTS THE PRBA STIPULATION. NO ADDITIONAL FIELD
EXAM REQUIRED.

Date: 01/14/2000 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034
CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE

AJ0749NP
No. R65-05758

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

DATE: 01/14/00
PAGE: 2

=====

Comments: Date: 01/14/2000 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.

Audit: 01/14/00 MSCHULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:28:59
01/13/00
18

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-05758

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM T ACORD	08/29/1889	IRRIGATION	03-15 11-15	6.850 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	6.850 CFS 605.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: ~~BENEFICIAL USE~~ *Deer*

Point(s) of Diversion: T07N R03W S08 Lot02(NWSE)

PAYETTE 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	03W	7	:	40		30		20		40		:								:	133.0
07N	03W	8	:							14		08		03-10	04-08					:	40.0
																			TOTAL ACRES	173.0	

POU County: PAYETTE

Remarks: GEN CLAIM AMENDED PER STIPULATION FROM PRBA BY MTS 2/21/1996
WATER IS DELIVERED THROUGH THE NESBITT-GIBSON DITCH.
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034 CFS
FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF
DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
.071 CFS OF THIS RIGHT IS LIMITED TO LUSE FOR CONVEYANCE LOSSES
IN THE DELIVERY OF THIS RIGHT.
RIGHT NO 65-05755 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION
DESCRIBED ABOVE.

Comments

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

QNT- E28 .0355
EXP- F05

WR5809NP
No. 65-05758

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/12/00
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM T. ACORD 1021 W. 4800 SOUTH MURRAY UT 841230000	08/29/1889	IRRIGATION	03/15 11/15	4.040 CFS	
TOTAL DIVERSION:					4.040 CFS	

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S08 Lot 02(NWSE)

PAYETTE 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	03W	7	:	40		30		20		40										:	133.0
07N	03W	8	:									14		08						:	40.0
																				TOTAL ACRES	173.0

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-05755 65-05756 65-05757

Other Water Rights Listing Overlapping Place(s) of use:
65-05755 65-05756 65-05757 65-05759

Dates:	App. Received:	Priority Date:	08/29/1889
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 11/01/88 CURTIS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:27:41
01/13/00

PAGE: 17
QUICKLOOK INFORMATION

17
CLAIM NUMBER: A65-05758

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	Y		MS 1-14-2000 In office	N		MS 1-14-2000	MS 1-14-2000	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			N				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			Y				
REMARKS	Y			Y				

BARCODE UPDATED
WHOM/DATE

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(☒) TOPOGRAPHIC	DATE FIELD CHECKED <u>1971 map</u> IDWR ID NO. <u>W5</u>	Y(☒) N() <u>5a</u>
(☒) NAPP <u>GIS maps (2)</u>	DATE OF PHOTO _____ IDWR ID NO. _____	Y(☒) N() <u>7b & 7c</u>
() 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 <u>Memo about POD</u>	DATE <u>12-10-92</u>	Y(☒) N() <u>5b</u>
(☒) OTHER <u>GIS Table</u>	DATE <u>12-3-99</u>	Y(☒) N() <u>7a</u>
(☒) OTHER <u>PRBA map</u>	DATE _____	Y(☒) N() <u>7d</u>

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
(☒) OTHER <u>Stipulation & Order</u>	DATE <u>2-18-93</u>	<u>3</u>	_____
(☒) OTHER <u>POA review report</u>	DATE <u>1-13-00</u>	<u>1</u>	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:27:41
01/13/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-05758

LAST: ACORD
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST: O THAYNE
STATE: 1D ZIP: 0

OWNER CODE: 0

LAST: ACORD
ADDRESS: 923 EXECUTIVE PARK DR STE G
CITY: SALT LAKE CITY
PHONE NUMBER: 208-000-0000

FIRST: WILLIAM T
STATE: UT ZIP: 841170000

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN CLAIM AMENDED PER STIPULATION FROM PRBA BY MTS 2/21/1996
WATER IS DELIVERED THROUGH THE NESBITT-GIBSON DITCH.
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034 CFS
FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF
DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
.071 CFS OF THIS RIGHT IS LIMITED TO LUSE FOR CONVEYANCE LOSSES
IN THE DELIVERY OF THIS RIGHT.
RIGHT NO 65-05755 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION
DESCRIBED ABOVE.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

*In office exam 1-14-2000. This recommendation is
based on the Stipulation and Order dated 2-18-1993.*

A. AJ CLAIM: # A65-05758 PRIORITY DATE: 08-29-1889 STAGE: J

B. WR RECORD: # 65-05758 PRIORITY DATE: 08-29-1889 STAGE: J

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 as stipulated and decreed in the
PRBA.

=====

RECOMMENDED PRIORITY DATE:

8-29-1889
REVIEWED BY Meel Schulte

DATE 1-14-2000

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
A65-05758	07N 03W	8		NW	SE	2		PAYETTE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-05755	R65-05755
A65-05756	R65-05756
A65-05757	R65-05757

WR RECORDS IN SAME 40 ACRE TRACT

65-05755
65-05756
65-05757

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

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
65-05758	07N 03W	8		NW	SE	2		PAYETTE		

OTHER WR RECORDS WITH SAME WR POD

65-05755
65-05756
65-05757

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-05755	R65-05755
A65-05756	R65-05756
A65-05757	R65-05757

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y() N(☒)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____)

Y() N(☒)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

*Recommended as decreed & stipulated in the PRBA.
See memo dated 12-10-1992 relating to POD's.*

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	03W	8		NW	SE	2		PAYETTE		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: PAYETTE RIVER

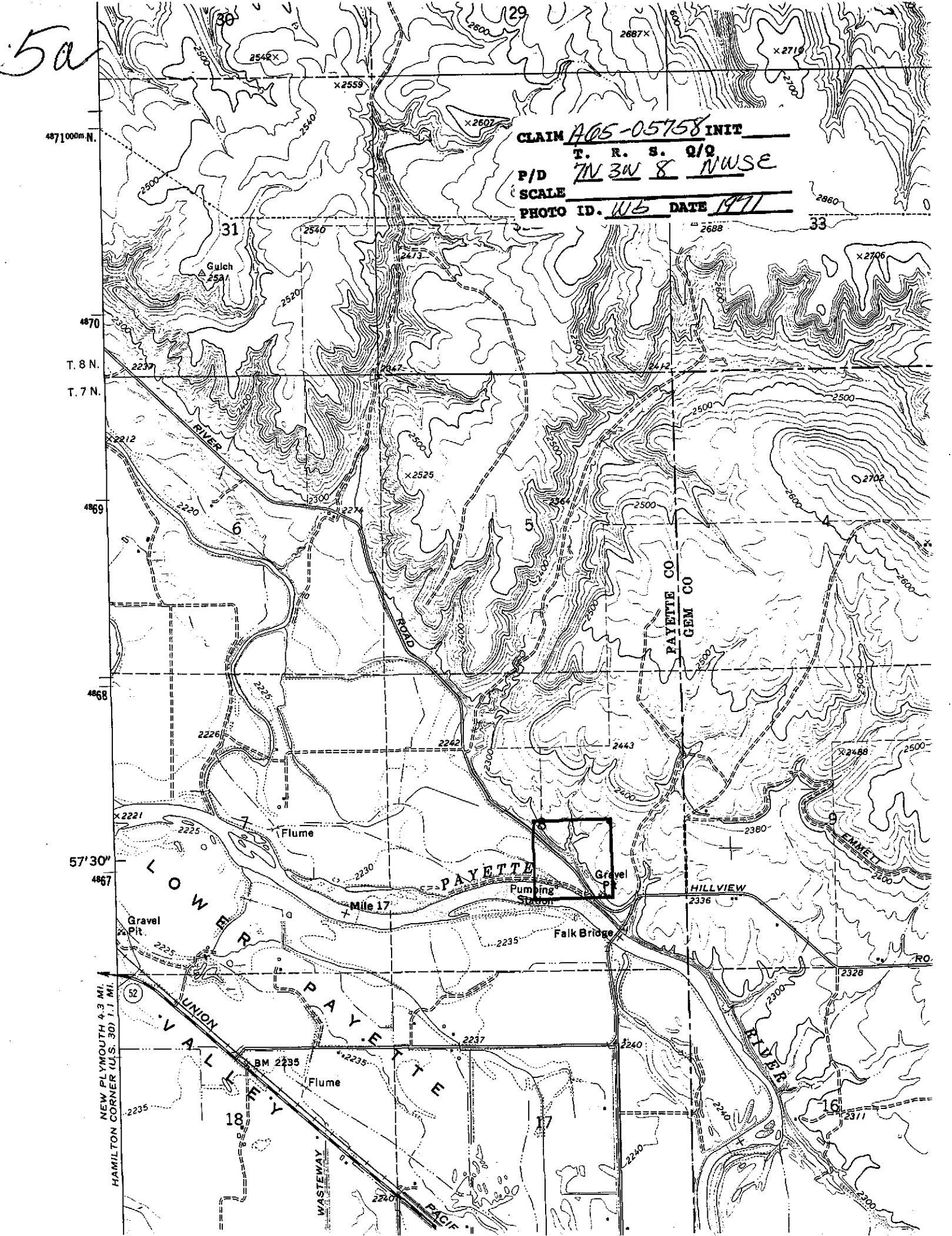
TRIB: SNAKE RIVER

REVIEWED BY:

McSchulte

DATE:

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



5a

CLAIM 405-05758 INIT
T. R. S. Q/Q
P/D 7N 3W 8 NWSE
SCALE
PHOTO ID. W5 DATE 1971

4871000m.N.

4870

T. 8 N.

T. 7 N.

4869

4868

57'30"

4867

NEW PLYMOUTH 4.3 MI.
HAMILTON CORNER (U.S. 30) 1.1 MI.

52

UNION PACIFIC

WASTEWAY

BM 2235

2235

2237

2240

2243

2246

2250

2500

2540

2542X

2547

2559

2602

2687X

2710

2706

2702

2488

2443

2412

2413

2414

2415

2416

2417

2418

Gravel Pit

2225

2226

2227

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2542X

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2602

2687X

2710

2706

2702

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2213

DATE:

12/10/92

~~DATA COLLECTED BY:~~

Steve Lester

56

STREAM:

PAYETTE River

DIVERSION NAME:

Aggen Acad Ditch

POINT OF DIVERSION:

Lot 2 (S W N W S E) 5.8 T7N R3W

ACCESS:

Falk Bridge - Bluff Road - locked gate on access road

USGS MAP:

Letter

name

WS

(number)

WATERMASTER CONTROL:

✓ Yes

No

WS NW

(NAPP I.D. #)

DIVERSION DESCRIPTION:

DIVERSION DESCRIPTION: Earth/gravel checkdam (same one as for
Lower Grand Ditch - 65-05755 & 05759) & 30' channel from river
to concrete headwall & lockable headgate (metal). Buried culvert
from headgate to south ditch - culvert about 25' long.

MEASUREMENT:

1st measuring device found so only partial water -

Careful measure: 1) current meter (which has AA meter).

2) install phone (the flat for now?).

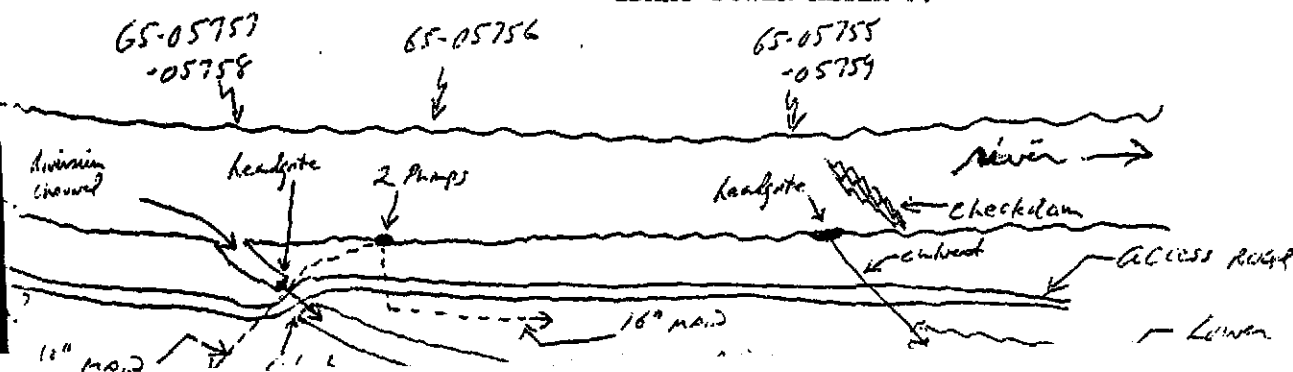
CURRENT WATER RIGHTS:

65-05757 and 65-05758

Diagram shows all Aerial pld's: Upper & Lower titles
↓ plus 1 pump station (2 pumps):

DIAGRAM (if applicable):

~~IDAHO POWER METER #:~~



A. ROOT WATER RIGHT NUMBERS: A65-05758
R65-05758

B. POULISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	7	NE	NE		ACORD, WILLIAM T	A65-05758 / 40.0	65-05758 / 40.0	42.0		40
			NE	NE		ACORD, WILLIAM T	R65-05758 / 40.0	- /			
07N	03W	7	NW	NE		ACORD, WILLIAM T	A65-05758 / 30.0	65-05758 / 30.0	39.0		30
			NW	NE		ACORD, WILLIAM T	R65-05758 / 30.0	- /			
07N	03W	7	SW	NE		ACORD, WILLIAM T	A65-05758 / 20.0	65-05758 / 20.0	39.0		
			SW	NE		ACORD, WILLIAM T	R65-05762 /	65-05762 /			
			SW	NE		ACORD, WILLIAM T	R65-05764 /	65-05764 /			
			SW	NE		ACORD, WILLIAM T	R65-05758 / 20.0	- /			
			SW	NE		ACORD, WILLIAM T	R65-05759 / 9.0	65-05759 / 9.0			
			SW	NE		ACORD, WILLIAM T	A65-05759 / 9.0	- /			
			SW	NE		ACORD, WILLIAM T	R65-05755 / 4.0	65-05755 / 4.0			
			SW	NE		ACORD, WILLIAM T	A65-05762 /	- /			
			SW	NE		ACORD, WILLIAM T	A65-05764 /	- /			
			SW	NE		ACORD, WILLIAM T	A65-05755 / 4.0	- /			20
07N	03W	7	SE	NE		ACORD, WILLIAM T	A65-05758 / 40.0	65-05758 / 40.0	41.0		40
			SE	NE		ACORD, WILLIAM T	R65-05758 / 40.0	- /			
07N	03W	7	NE	SE	1	ACORD, WILLIAM T	A65-05758 / 3.0	65-05758 / 3.0	26.0		
			NE	SE	1	ACORD, WILLIAM T	R65-05757 / 22.0	65-05757 / 22.0			
			NE	SE	1	ACORD, WILLIAM T	R65-05758 / 3.0	- /			
			NE	SE	1	ACORD, WILLIAM T	A65-05757 / 22.0	- /			3
07N	03W	8	NW	NW		ACORD, WILLIAM T	A65-05758 / 14.0	65-05758 / 14.0	30.0		
			NW	NW		ACORD, WILLIAM T	R65-05758 / 14.0	- /			
			NW	NW		ACORD, WILLIAM T	A65-05756 / 12.0	65-05756 / 12.0			
			NW	NW		ACORD, WILLIAM T	R65-05756 / 12.0	- /			14
07N	03W	8	SW	NW		ACORD, WILLIAM T	A65-05758 / 8.0	65-05758 / 8.0	36.0		
			SW	NW		ACORD, WILLIAM T	R65-05758 / 8.0	- /			
			SW	NW		ACORD, WILLIAM T	A65-05756 / 29.0	65-05756 / 29.0			
			SW	NW		ACORD, WILLIAM T	R65-05756 / 29.0	- /			8
07N	03W	8	NE	SW	3	ACORD, WILLIAM T	A65-05758 / 10.0	65-05758 / 10.0	23.0		
			NE	SW	3	ACORD, WILLIAM T	R65-05758 / 10.0	- /			
			NE	SW	3	ACORD, WILLIAM T	A65-05756 / 16.0	65-05756 / 16.0			
			NE	SW	3	ACORD, WILLIAM T	R65-05756 / 16.0	- /			10
07N	03W	8	NW	SW	4	ACORD, WILLIAM T	A65-05758 / 8.0	65-05758 / 8.0	18.0		
			NW	SW	4	ACORD, WILLIAM T	R65-05757 / 11.0	65-05757 / 11.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	SW	4	ACORD, WILLIAM T	R65-05758 / 8.0	- /			
			NW	SW	4	ACORD, WILLIAM T	A65-05756 / 10.0	65-05756 / 10.0			
			NW	SW	4	ACORD, WILLIAM T	A65-05757 / 11.0	- /			
			NW	SW	4	ACORD, WILLIAM T	R65-05756 / 10.0	- /			8
ADDITIONAL POU FOUND											

TOTAL ACRES	A65-05758	173.00	173.00	294.00	173
POU COUNTY: PAYETTE					

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
A65-05758	PAYETTE RIVER	ACORD, WILLIAM T	6.850	0.039		
A65-05755	PAYETTE RIVER	ACORD, WILLIAM T	17.620	0.042		
R65-05755	PAYETTE RIVER	ACORD, WILLIAM T	17.620	0.042		
R65-05756	PAYETTE RIVER	ACORD, WILLIAM T	3.180	0.040		
A65-05756	PAYETTE RIVER	ACORD, WILLIAM T	3.180	0.040		
A65-05757	PAYETTE RIVER	ACORD, WILLIAM T	1.380	0.035		
R65-05757	PAYETTE RIVER	ACORD, WILLIAM T	1.380	0.035		
R65-05758	PAYETTE RIVER	ACORD, WILLIAM T	6.850	0.039		
R65-05759	PAYETTE RIVER	ACORD, WILLIAM T	0.650	0.046		
A65-05759	PAYETTE RIVER	ACORD, WILLIAM T	0.650	0.046		

No overlaps.

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R65-05762	DOMESTIC	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-05762	STOCKWATER	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.230 CFS	14.00 AF/A
R65-05764	DOMESTIC	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

IDWR - WESTERN REGION

7a

CONTRACTOR: Karan Waters

CLAIM #: 65-05758 Date: 12-3-99

CLAIMANT(s): Acord, William

Overlapping POU Claim #'s: _____

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	7N	3W	7	40	30	20	40									01-3				133
GIS				40	30	20	40									3				133
Claim	7N	3W	8						14	8		03-10	04-8							40
GIS									14	11*		10	8							43
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 94, 95

POD_ID #(s): 49

Total Claimed Acres: 173

Total GIS Acres: 176

COMMENTS:

7N3W S8 SWNW - blue line map shows this area as the 8 acres even though it digitized as 11 (there looks some waste in the middle that I didn't take out)

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R65-05764	STOCKWATER	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.230 CFS	14.00 AF/A
A65-05762	DOMESTIC	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05762	STOCKWATER	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.230 CFS	14.00 AF/A
A65-05764	DOMESTIC	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05764	STOCKWATER	ACORD, WILLIAM T	FROM 01-01 TO 12-31	0.230 CFS	14.00 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

(☒) GIS maps
(☒) NAPP, IDWR NO. _____; () ASCS PHOTO; (☒) OTHER PRBA map

NOTES:

Recommended as stipulated & decreed in the PRBA.

RECOMMENDATIONS:

TOTAL ACRES: 173 N/A()

REVIEWED BY:

Mel Schulte

DATE:

1-14-2000

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-05758 IRRIGATION	FROM 03-15 TO 11-15	6.850 CFS	
TOTAL DIVERSION RATE/VOLUME		6.850 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-05758 IRRIGATION	FROM 03-15 TO 11-15	4.040 CFS	
TOTAL DIVERSION RATE/VOLUME		4.040 CFS	

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

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

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

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

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

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

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

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

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

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

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

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

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

NOTES:

The diversion rates are based on the attached
Stipulation & Order entered in the PRBA and labeled
11a in this CVR

11a

LARRY ECHOHAWK
Attorney General

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

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. 65-05757,
	)	65-05758, 65-05755,
	)	65-05759, 65-05756

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and William T. Acord stipulate as follows:

1. That water right claim No(s). 65-05757, 65-05758, 65-05755, 65-05759, 65-05756 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 T. Acord withdraws 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.



WILLIAM T. ACORD

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: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-05757	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	1.38 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	1.38 CFS
					CONSUMPTIVE USE:	136.5 AFY
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S07 Lot 1 (NESE)22.0 Lot 2 (NWSE) 6.0						
S08 Lot 4 (NWSW)11.0						
39.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .044 CFS PER ACRE FOR 6 ACRES AND .034 CFS						
PER ACRE FOR 33 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE						
RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
65-05758	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	6.85 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	6.85 CFS
					CONSUMPTIVE USE:	605.5 AFY
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S07 NENE 40.0 NWNE 30.0 SWNE 20.0 SENE 40.0						
S08 Lot 1 (NESE) 3.0 NWNW 14.0 SWNW 8.0 Lot 3 (NESW)10.0 Lot 4 (NWSW) 8.0						
173.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.						
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034						
CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE						
OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE						
LOSSES IN DELIVERY OF THIS RIGHT.						
RIGHT NO. 65-05755 IS ALSO DIVERTED THROUGH POINT OF DIVERSION						
DESCRIBED ABOVE.						

MICROFILMED
 OCT 21 1985

AJ CLAIM TOTAL DIVERSION RATE: 6.850 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 4.040 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 173 x 0.02 CFS/ACRE = 3.46 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☒) N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(☒)

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = NA AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 605.5 AF/A NA

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

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

See page 11a

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	6.850				~~605.5~~	NA
TOTAL FOR THIS RIGHT			6.850				~~605.5~~	NA

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Michael Schulte DATE: 1-14-2000

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

QNT-E28
EXP-F05

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: 65-05758

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 4.040 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-05758	6.850	R65-05758	6.850	65-05758	4.040
TOTAL CFS		6.850		6.850		4.040

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 N FIELD
EXAMINER Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Michael Schutte DATE: 1-14-2000

NAME OF FIELD EXAMINER: _____ TITLE: _____

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-05758

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-05758
R65-05758

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07N	03W	7	NE	NE		ACORD, WILLIAM T	A65-05758 /01/40.0	65-05758 /01/40.0	42.0
			NE	NE		ACORD, WILLIAM T	R65-05758 /01/40.0	- / /	
07N	03W	7	NW	NE		ACORD, WILLIAM T	A65-05758 /01/30.0	65-05758 /01/30.0	39.0
			NW	NE		ACORD, WILLIAM T	R65-05758 /01/30.0	- / /	
07N	03W	7	SW	NE		ACORD, WILLIAM T	A65-05758 /01/20.0	65-05758 /01/20.0	39.0
			SW	NE		ACORD, WILLIAM T	R65-05758 /01/20.0	- / /	
			SW	NE		ACORD, WILLIAM T	R65-05759 /01/ 9.0	65-05759 /01/ 9.0	
			SW	NE		ACORD, WILLIAM T	A65-05759 /01/ 9.0	- / /	
			SW	NE		ACORD, WILLIAM T	R65-05755 /01/ 4.0	65-05755 /01/ 4.0	
			SW	NE		ACORD, WILLIAM T	A65-05755 /01/ 4.0	- / /	
07N	03W	7	SE	NE		ACORD, WILLIAM T	A65-05758 /01/40.0	65-05758 /01/40.0	41.0
			SE	NE		ACORD, WILLIAM T	R65-05758 /01/40.0	- / /	
07N	03W	7	NE	SE	1	ACORD, WILLIAM T	A65-05758 /01/ 3.0	65-05758 /01/ 3.0	26.0
			NE	SE	1	ACORD, WILLIAM T	R65-05757 /01/22.0	65-05757 /01/22.0	
			NE	SE	1	ACORD, WILLIAM T	R65-05758 /01/ 3.0	- / /	
			NE	SE	1	ACORD, WILLIAM T	A65-05757 /01/22.0	- / /	
07N	03W	8	NW	NW		ACORD, WILLIAM T	A65-05758 /01/14.0	65-05758 /01/14.0	30.0
			NW	NW		ACORD, WILLIAM T	R65-05758 /01/14.0	- / /	
			NW	NW		ACORD, WILLIAM T	A65-05756 /01/12.0	65-05756 /01/12.0	
			NW	NW		ACORD, WILLIAM T	R65-05756 /01/12.0	- / /	
07N	03W	8	SW	NW		ACORD, WILLIAM T	A65-05758 /01/ 8.0	65-05758 /01/ 8.0	36.0
			SW	NW		ACORD, WILLIAM T	R65-05758 /01/ 8.0	- / /	
			SW	NW		ACORD, WILLIAM T	A65-05756 /01/29.0	65-05756 /01/29.0	
			SW	NW		ACORD, WILLIAM T	R65-05756 /01/29.0	- / /	
07N	03W	8	NE	SW	3	ACORD, WILLIAM T	A65-05758 /01/10.0	65-05758 /01/10.0	23.0
			NE	SW	3	ACORD, WILLIAM T	R65-05758 /01/10.0	- / /	
			NE	SW	3	ACORD, WILLIAM T	A65-05756 /01/16.0	65-05756 /01/16.0	
			NE	SW	3	ACORD, WILLIAM T	R65-05756 /01/16.0	- / /	
07N	03W	8	NW	SW	4	ACORD, WILLIAM T	A65-05758 /01/ 8.0	65-05758 /01/ 8.0	18.0
			NW	SW	4	ACORD, WILLIAM T	R65-05757 /01/11.0	65-05757 /01/11.0	
			NW	SW	4	ACORD, WILLIAM T	R65-05758 /01/ 8.0	- / /	
			NW	SW	4	ACORD, WILLIAM T	A65-05756 /01/10.0	65-05756 /01/10.0	
			NW	SW	4	ACORD, WILLIAM T	A65-05757 /01/11.0	- / /	
			NW	SW	4	ACORD, WILLIAM T	R65-05756 /01/10.0	- / /	
TOTAL ACRES							A65-05758	173.00	173.00 294.00

AJ0749NP
No. R65-05758

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

DATE: 03/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM T ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	6.85 CFS	
					TOTAL DIVERSION:	6.85 CFS
					CONSUMPTIVE USE:	605.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T07N R03W S08 Lot02(NWSE)

PAYETTE 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	03W	7	:	40		30		20		40		:								:	133.0
07N	03W	8	:									:	14		08			03-10	04-08	:	40.0
																			TOTAL ACRES		173.0

POU County: PAYETTE

Remarks: GEN

WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034
CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE
OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
RIGHT NO. 65-05755 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 03/29/1996 User-ID: MSCHULTE Subject: PRBA STIPULATION
THIS RECORD REFLECTS THE PRBA STIPULATION. NO ADDITIONAL FIELD
EXAM NOR CVR REQUIRED.

Audit: 03/29/96 MSCHULTE

MICROFILMED
OCT 21 1996

MEMORANDUM

April 6, 1995

TO: Any PRBA Claim with a Stipulation
FROM: RON HOWERTON

RE: RECOMMENDATIONS/STIPULATION

I. CONVERSATION WITH DON SHAFF:

1. Met with Don 4/5/95 at S.O. on how to proceed with "R" file recommendations.
2. Don re-confirmed that the stipulation amends the "A" claim, thus for the split ownership of this right both the "A" and "R" files can be completed.
3. He said that because of the stipulation no field exam is needed, nor do I need to print a CVR. In place of the CVR I'm to print out a profile report with comments pertaining to the stipulation.
4. I asked him if the copy of the stipulation he gave me had enough signatures on it to make the recommendation? He said yes.

II. CONVERSATION WITH JEFF PEPPERSACK

1. Met with Jeff 4/5/95 at S.O. asked if he had any paperwork pertaining to how much water was recommended for this right. He said that he thought Dan Steckel had all of it.

III. CONVERSATION WITH DAN STECKEL

1. Called Dan at S.O. 4/6/95 asked if he had the paperwork that showed how much water was to be recommended for this right. He said Don had it in his Boyd Jackson's file.

IV. CONVERSATION WITH DON SHAFF

1. Called Don at S.O. 4/6/95 asked him if he had the paperwork for the amount of water recommended? He said yes he did. He said that eventually that file would come over to Western. I asked if I needed to put the paperwork showing how much water was to be recommended in that file? He said yes, but it may be several months before he would send that file to us. So I asked was it necessary for me to have it to make the "R" file recommendation? He said no, proceed with the recommendations.

May 23, 1995

SPRING MEETING WITH DAVE SHAW & HIS ATTORNEYS:
Ref: OWNERSHIP CHANGES

1. Dan Steckel said that after an ownership change has been made, he needs a copy of the Ownership Change when completed. He doesn't need a copy of the claim.
2. During our conversation with Dave Shaw and Don Shaff, the Attorney's were in agreement that the stipulation's we have copies of now can be used to amend the "A" claim the same way as a Transfer would.
3. A recently licensed permit can also be used to amend the claim with an ownership change with an added requirement. A letter must accompany the ownership changed claim, stating that the claimed permit was licensed since this claim was filed, the claim has been revised to correspond to the licensing. If they have any difficulty with this clarification, they need to contact our office within 30 days of the letter. (The "A" claim is given a "T" status for the 30 day period.

MICROFILMED
OCT 21 1996

Puygette River Divisions were mapped for the Water District in winter 1992-1993.* For pld locations, photos, map copies, and data pages, see the water district pld notebook assembled by Tim Luke at S.O.

I mapped the following rights. Information about these is available on master maps (SL) or in notebook (Tim Luke):

65-02847

- 05755 through 05759

- 00003

- 04982

- 04615

- 11269

- 11212

- 02019

- 00165 A

- " B

- " C

- " X

- 07425

- 07428

- 07848

- 12756

- 05459

- 11258

- 05921

- 08627

- 11261

- 11255

65-03617

- 07461

- 02809

- 00486

- 10505

- 06037

- 04298

- 05817

- 06591

- 12623

- 00072

- 11061

MICROFILMED

AUG 03 1994

Steve Laska

1/21/93

* From about Gardena to
Fruitland stretch of river.

09\19\78 D.R.T.

* MACALLISTER'S MODIFICATION OF MORITZ *****

* LOSS CALCULATION FOR

* THE RECORD DITCH

* WATER RIGHT NO. 5756, 5758

Q DIVERTED: 5.88

Q DELIVERED: 5.04

PERCENTAGE LOSS: 16.7

TYPE OF SOIL: SANDY LOAM

SOIL CONSTANT= 1.50 (FEET/DAY)

LENGTH OF HEAD OF DITCH: .00

LENGTH OF DELIVERY SECTION: 1.50

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	1.87	.65	3.36
1.50	.01	.19	1.68

$$3.46 (1.167) = 4.04 \text{ CFS}$$

$$779 (1.167) = 909.1 \text{ AFA}$$

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

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

NOTICE OF CLAIM

TO A
WATER RIGHT

IDENT. NO.

MAP NO.

NOV 12 1972

Department of Water Administration

Notice is hereby given that O. THAYNE ACORD

(Name of Claimant)

1900 West 3500 South, Salt Lake City, Utah

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 8/29/1889

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Payette 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:

(Both Dates Inclusive)

Use Irrigation 3.54 3.46 779 796 Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

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

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

(4) Quantity of water claimed: 3.54 3.54 Cubic Feet Per Second, or 796 Acre Feet Per Annum, and/or 3.46 Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source. NW 1/4 SE 1/4 Gov't Lt. 2
Sec. 8, Twp. 7N, Rge. 3W, B.M.; additional points: SE

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.

Gravity 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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	3W	8	38	30	20	38	14	8	14	8	14	8	14	8	14	8	14	8	38.0
			46																129.8
																			131
7N	3W	7	40	30	20	40									(LT. 1)				133
		8					14	8			10	8			(LT. 3)				40
											(LT. 3)	(LT. 4)							

Total No. of acres 167.8

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 173

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

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

(9) Remarks Posted notice

(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

O. Thayne Acord
(Signature of Claimant)

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

State of Idaho }
County of Ada } ss. Organization Seal
On this 17 day of November, in the year 1972, before me,
a notary public, personally appeared O. Thayne Acord
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 Boise, Idaho

My commission expires 7/29/1975
Rev 3/11/77

9KN DRT 2-3-78

LARRY ECHOHAWK
Attorney General

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

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. 65-05757,
	)	65-05758, 65-05755,
	)	65-05759, 65-05756

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and William T. Acord stipulate as follows:

1. That water right claim No(s). 65-05757, 65-05758, 65-05755, 65-05759, 65-05756 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 T. Acord withdraws 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.



WILLIAM T. ACORD

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: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05757	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	1.38	CFS BENEFICIAL USE
					TOTAL QUANTITY:	1.38
					CONSUMPTIVE USE:	136.5
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S07 Lot 1 (NESE)22.0 Lot 2 (NWSE) 6.0						
S08 Lot 4 (NWSW)11.0						
39.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .044 CFS PER ACRE FOR 6 ACRES AND .034 CFS						
PER ACRE FOR 33 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE						
RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
65-05758	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	6.85	CFS BENEFICIAL USE
					TOTAL QUANTITY:	6.85
					CONSUMPTIVE USE:	605.5
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S07 NENE 40.0 NWNE 30.0 SWNE 20.0 SENE 40.0						
Lot 1 (NESE) 3.0 S08 NWNW 14.0 SWNW 8.0 Lot 3 (NESW)10.0 Lot 4 (NWSW) 8.0						
173.0 ACRES TOTAL						
REMARKS: WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.						
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034						
CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE						
OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE						
LOSSES IN DELIVERY OF THIS RIGHT.						
RIGHT NO. 65-05755 IS ALSO DIVERTED THROUGH POINT OF DIVERSION						
DESCRIBED ABOVE.						

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-05755	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	05/08/1890	IRRIGATION	03-15 11-15	17.62 CFS	BENEFICIAL USE
				TOTAL QUANTITY:	17.62 CFS	
				CONSUMPTIVE USE:	1452.5 AFY	
	POINT OF DIVERSION: T07N R03W S08 LOT 2 (NWSE)					
	PLACE OF USE: IRRIGATION					
	T07N R03W S06 Lot 5 (SWNW)24.0 Lot 6 (NWSW)29.0 Lot 7 (SWSW)25.0				SESW 39.0	
	S07 SWNE 4.0 NENW 33.0 Lot 5 (NWNW)39.0 Lot 4 (SWNW)20.0					
	Lot 3 (SENW)21.0					
	R04W S01 Lot 1 (NENE)13.0 Lot 2 (NWNE)27.0 Lot 4 (SWNE)37.0				SENE 39.0	
	Lot 3 (NENW)14.0 Lot 6 (NESE)18.0 Lot 5 (NWSE)12.0					
	S12 NENE 13.0 NWNE 8.0					
	415.0 ACRES TOTAL					
	REMARKS: WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.					
	A DIVERSION RATE OF .044 CFS PER ACRE FOR 111 ACRES AND .034					
	CFS PER ACRE FOR 304 ACRES AT THE FIELD HEADGATE IS INCLUDED IN					
	THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	2.40 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					
	IN DELIVERY OF THIS RIGHT.					
	RIGHT NO. 65-05758 IS ALSO DIVERTED THROUGH POINT OF DIVERSION					
	DESCRIBED ABOVE.					
65-05759	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	06/01/1920	IRRIGATION	03-15 11-15	.65 CFS	BENEFICIAL USE
				TOTAL QUANTITY:	.65 CFS	
				CONSUMPTIVE USE:	49.0 AFY	
	POINT OF DIVERSION: T07N R03W S07 LOT 2 (NWSE)					
	PLACE OF USE: IRRIGATION					
	T07N R03W S07 SWNE 9.0 Lot 2 (NWSE) 5.0					
	14.0 ACRES TOTAL					
	REMARKS: A DIVERSION RATE OF .044 CFS PER ACRE FOR 10 ACRES AND .034					
	CFS PER ACRE FOR 4 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE					
	RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	0.07 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					
	IN DELIVERY OF THIS RIGHT.					

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05756	WILLIAM T. ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	04/01/1948	IRRIGATION	03-15 11-15	3.18 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	3.18 CFS
					CONSUMPTIVE USE:	276.5 AFY
POINT OF DIVERSION:						
T07N R03W S08 LOT 2 (NWSE)						
PLACE OF USE: IRRIGATION						
T07N R03W S08 NWNW 12.0 SWNW 29.0 SENW 7.0 Lot 3 (NESW)16.0						
Lot 4 (NWSW)10.0 Lot 2 (NWSE) 5.0						
79.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .034 CFS PER ACRE FOR 69 ACRES AND .044						
CFS PER ACRE FOR 10 ACRES AT THE FIELD HEADGATE IS INCLUDED						
IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.						
.39 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE						
LOSSES IN DELIVERY OF THIS RIGHT.						

AJ0749NP
No. R65-05758

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 T ACORD 923 EXECUTIVE PARK DR STE G SALT LAKE CITY UT 84117	08/29/1889	IRRIGATION	03-15 11-15	6.85 CFS	
TOTAL DIVERSION:					6.85 CFS	
CONSUMPTIVE USE:						605.5 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R03W S08 Lot02(NWSE)

PAYETTE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE									
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	SUM
07N	03W	7	:	40		30		20		40	:						:	01-03			:		133.0
07N	03W	8	:								:	14		08			:	03-10	04-08			:	40.0
TOTAL ACRES																						173.0	

POU County: PAYETTE

Remarks:

WATER IS DELIVERED THROUGH NESBITT-GIBSON DITCH.
A DIVERSION RATE OF .044 CFS PER ACRE FOR 26 ACRES AND .034
CFS FOR 147 ACRES AT THE FIELD HEADGATE IS INCLUDED IN THE RATE
OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
0.71 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
RIGHT NO. 65-05755 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Dates:

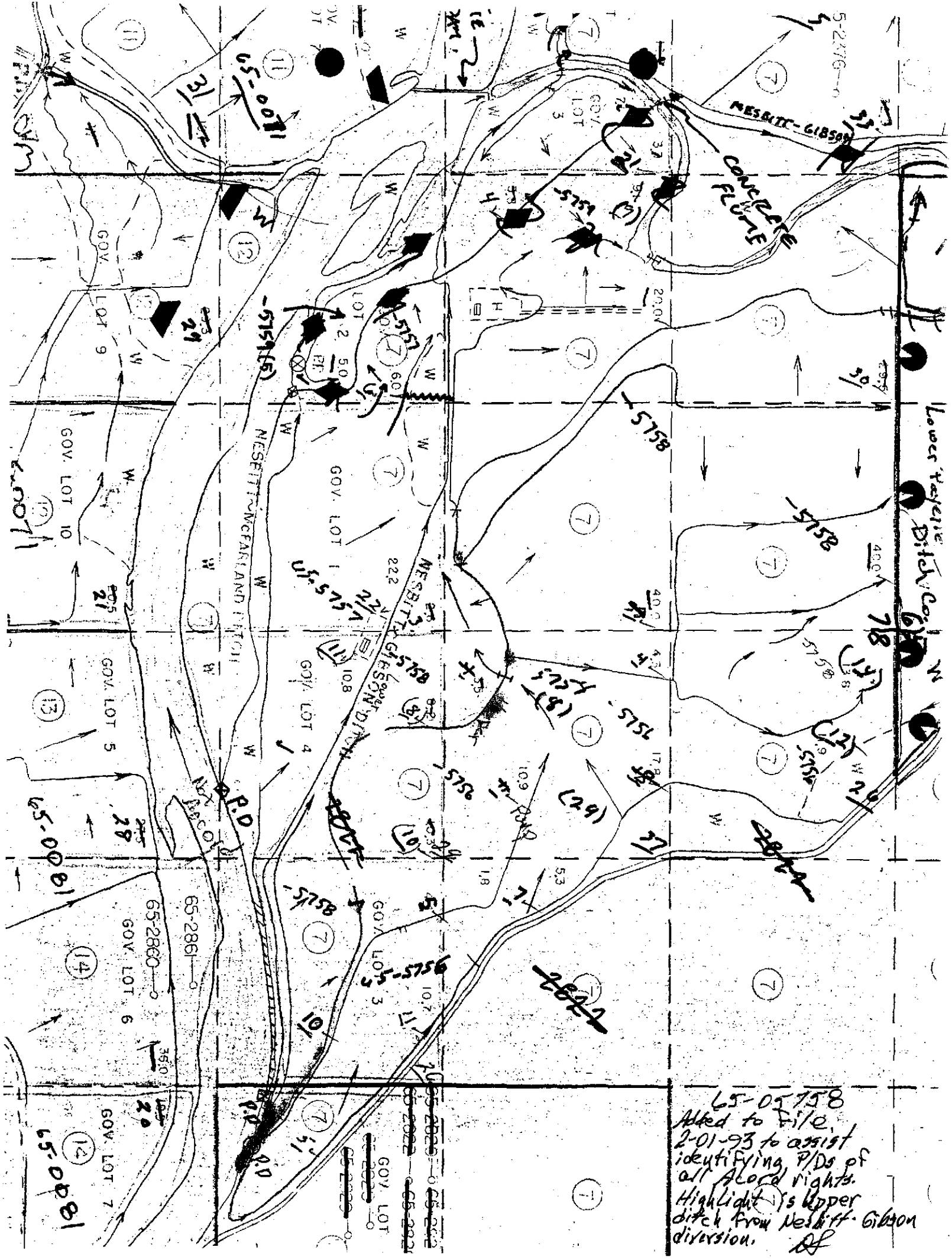
Exam Made Date:

Verified Date:

Misc:

Water District Number: 65

Field Inspection Flag:
Presumption Flag:



65-05758
Added to file
2-01-93 to assist
identifying P/Ds of
all Alford rights.
Highlight is upper
ditch from Nesbitt-Gibson
diversion.



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

June 5, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

William T. Acord
923 Executive Park Dr., Ste. G
Salt Lake City, UT 84117

RE: Payette River Basin Adjudication
Claims #65-05755, 65-05756, 65-05757
65-05758 & 65-05759

Dear Mr. Acord:

Following my telephone conversation with Mike Raymond, Payette County District Conservationist for the ASCS, the engineering staff of the Adjudication Bureau has done a second analysis of your water rights with the results shown below. The method used to identify the influencing soils was to overlay the water right place of use with the Soil Survey published by the Soil Conservation Service. While the Notus soils were present as Mr. Raymond indicated, the Moulton soils remain predominant. As a result, the percentage change in the total proposed amounts of water was not great.

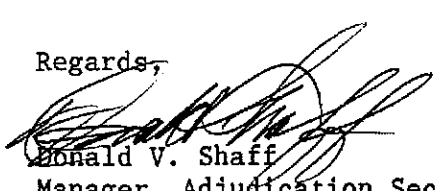
The revised proposed amounts are as follows:

<u>Water Right #</u>	<u>Diversion Rate</u>
65-05755	17.62
65-05756	3.18
65-05757	1.38
65-05758	6.85
65-05759	0.65

Mr. Raymond said there was nothing unusual about your irrigation methods or requirements as compared to other farms along the river. Correspondingly, no special requirements were used as factors in analyzing the extent of the water rights. If you still contest the amounts of water proposed above, I would suggest retaining competent assistance to compile a documented study of your irrigation requirements and the corresponding water rights. Please let me know as soon as possible the course you may be taking.

Of course, I remain available for questions and further discussion, if you wish.

Regards,


Donald V. Shaff

Manager, Adjudication Section

DVS:sf:state
cc: M. Raymond

DIVERSION RATE CALCULATIONS

Water Right No. 65-05758

Date 6/4/92

Initials JF

Soils	Acres		Rate (cfs/ac)	=	Rate (cfs)
Moulton	<u>147</u>	x	0.034	=	<u>5.00</u>
Letha	<u>—</u>	x	0.029	=	<u>—</u>
~~Other~~ NOTUS	<u>26</u>	x	~~0.02~~ .044	=	<u>1.14</u>
Total	<u>173</u>				<u>6.14</u>

Conveyance Loss (see attached) = 0.71

TOTAL DIVERSION RATE = 6.85

Comments:

65-05758 + 65-05759

6/4/92 JP

CONVEYANCE LOSS - MORITZ

REACH	LENGTH (FT)	AVE VELOCITY (FT/SEC)	SEEPAGE (FT/DAY)	MORITZ LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	5280	1.75	1.50	0.61	4.48	6.72	0.0905	0.41	7.50
2	2640	1.75	1.50	0.17	2.24	2.24	0.0772	0.38	2.41
3	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
4	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
5	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
6	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
9	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
10	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
11	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
12	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
13	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
14	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
15	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
16	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
17	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
18	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
19	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
20	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
TOTALS	7920			0.78	6.72			0.78	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN DIVIDED INTO EQUAL LENGTH REACHES

OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE VELOCITY = AVERAGE VELOCITY IN REACH, USE 1.75 FT/SEC FOR EARTH CHANNELS IF
IF ACTUAL VELOCITY IS UNKNOWN

SEEPAGE = SOIL SEEPAGE RATE OF REACH

MORITZ LOSS = CONVEYANCE LOSS IN REACH BASED ON MORITZ METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = MORITZ LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

@ FIELD

65-05758 6.14 CFS

65-05759 0.58 CFS

6.72 CFS

LOSS FOR 65-05758 = $6.14/6.72 (0.78) = 0.71$ CFSLOSS FOR 65-05759 = $0.58/6.72 (0.78) = 0.07$ CFS



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 T Acord
1021 West 4800 South
Murray, Utah 84123

Re: Civil Case No. 3667 - Frasier, et al Objection 65-05758

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.

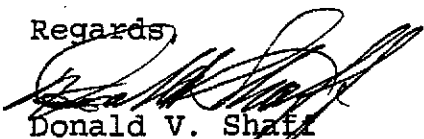
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication. Most of the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 4.04 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 6.58 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. Shafi
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-05758

Date 4/20/92

Initials 9/

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>173</u>	x	0.034	=	<u>5.88</u>
Letha	<u>—</u>	x	0.029	=	<u>—</u>
Other	<u>—</u>	x	0.02	=	<u>—</u>
Total	<u>173</u>				<u>5.88</u>

Conveyance Loss (see attached) = 0.70

TOTAL DIVERSION RATE = 6.58

Comments:

H=20
D=1.50

65-05758 + 65-05759

4/20/92 JP

CONVEYANCE LOSS - MORITZ

REACH	LENGTH (FT)	AVE VELOCITY (FT/SEC)	SEEPAGE (FT/DAY)	MORITZ LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	5280	1.75	1.50	0.59	4.24	6.36	0.0931	0.39	7.12
2	2640	1.75	1.50	0.17	2.12	2.12	0.0794	0.37	2.29
3	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
4	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
5	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
6	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
7	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
8	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
9	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
10	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
11	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
12	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
13	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
14	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
15	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
16	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
17	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
18	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
19	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
20	0	0.00	0.00	0.00	0.00	0.00	0.0000	0.00	-0.00
TOTALS	7920			0.76	6.36			0.76	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN DIVIDED INTO EQUAL LENGTH REACHES

OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE VELOCITY = AVERAGE VELOCITY IN REACH, USE 1.75 FT/SEC FOR EARTH CHANNELS IF
IF ACTUAL VELOCITY IS UNKNOWN

SEEPAGE = SOIL SEEPAGE RATE OF REACH

MORITZ LOSS = CONVEYANCE LOSS IN REACH BASED ON MORITZ METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = MORITZ LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

@ FIELD

65-05758 5.88

65-05759 0.48

6.36

$$\text{LOSS FOR 65-5758} = 5.88 / 6.36 (0.76) = 0.70 \text{ CFS}$$

$$\text{LOSS FOR 65-5759} = 0.48 / 6.36 (0.76) = 0.06 \text{ CFS}$$

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 260

INDICATES TOTAL

SOURCE: 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
65-0080	LETHA IRRIGATION & WATER COMPANY, INC. C/O NELDA PLATZ, ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: IRRIGATED BY LANE, ELIAS ANDERSON, OR ROSEBURY DITCH.	5/31/1889	IRRIGATION	3/15 11/15	--- AFA 11.26 CFS	SWNW S 1 T 6N R 3W	NWSW(36) SWSW(34) LOT 6(11) LOT 7(25) S26 T 7N R 3W SWSE(18) S27 T 7N R 3W NENE(34) NWNE(23) SENE(39) NENE(14) NESE(31) NWSE(3) S34 T 7N R 3W NENW(33) NWNW(37) SWNW(32) SENW(34) NESW(30) NWSW(35) S35 T 7N R 3W *469*	BENEFICIAL USE
65-10723	PAYETTE RIVER RANCH 1586 VANDERDASSEN ROAD, EMMETT, IDAHO 83617	8/12/1889	IRRIGATION	3/15 11/15	--- AFA 1.99 CFS	SWNE S 9 T 6N R 2W	NENE(21) SENE(2) S 8 T 6N R 2W SWSW(3) S 4 T 6N R 2W LOT 4(19) S 9 T 6N R 2W LOT 10(8) LOT 9(36) S 5 T 6N R 2W *89*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	14.00 AFA .23 CFS *---*AFA *2.05*CFS		SAME AS OTHER USE	
65-5757	ACORD, U. THAYNE 1900 WEST 3500 SOUTH, SALT LAKE CITY, UTAH 84119	8/29/1889	IRRIGATION	3/15 11/15	--- AFA .78 CFS	LOT 2 S 8 T 7N R 3W	LOT 4(11) S 8 T 7N R 3W LOT 1(22) LOT 2(6) S 7 T 7N R 3W *39*	BENEFICIAL USE
65-5758	ACORD, U. THAYNE 1900 WEST 3500 SOUTH, SALT LAKE CITY, UTAH 84119	8/29/1889	IRRIGATION	3/15 11/15	--- AFA 4.04 CFS	LOT 2 S 8 T 7N R 3W	NENE(40) NWNE(30) SWNE(20) SENE(40) LOT 1(3) S 7 T 7N R 3W NWNW(14) SWNW(8) LOT 3(10) LOT 4(8) S 8 T 7N R 3W *173*	BENEFICIAL USE



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

May 15, 1991

William T. Acord
1021 West 4800 South
Murray, UT 84123

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Civil Case No. 3667
Frasier, et al Objection 65-05758

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 4.04 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

U-200
-63

Thayne a cord

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Date *5/28/86* DISCHARGE MEASUREMENT NOTES

Sageette River River at *(upper canal)*

	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
<i>Edge H20</i>	00	00									
	2	2	.8		20	82	.279			1.6	
	3	1	.9		20	81	.282			.9	
	4	4	1.2		20	87	.266			1.2	
	5	1	1.7		40	33	1.205			1.7	
	6	1	1.8		40	19	2.039			1.8	
	7	1	1.7		40	20	1.958			1.7	
	8	1	1.6		40	21	1.887			1.6	
	9	1	1.1		40	49	.826			1.1	
	10	1	.9		40	54	.796			.9	
	11.4	2.4	.7		20	51	.421			1.68	
<i>Edge H20</i>	12.4	DN									
										14.10	
P.D. Lot 2 NW 3E Sec 8											
T7N R3W											
Pygmy meter											
TJKN											
G. JOHN BROWN											
Flow approach not the best condition for measuring flow.											

MEASUREMENT FOR ACORD CONCRETE DITCH

PAGE 1

MEASUREMENT LOCATION PAYETTE RIVER

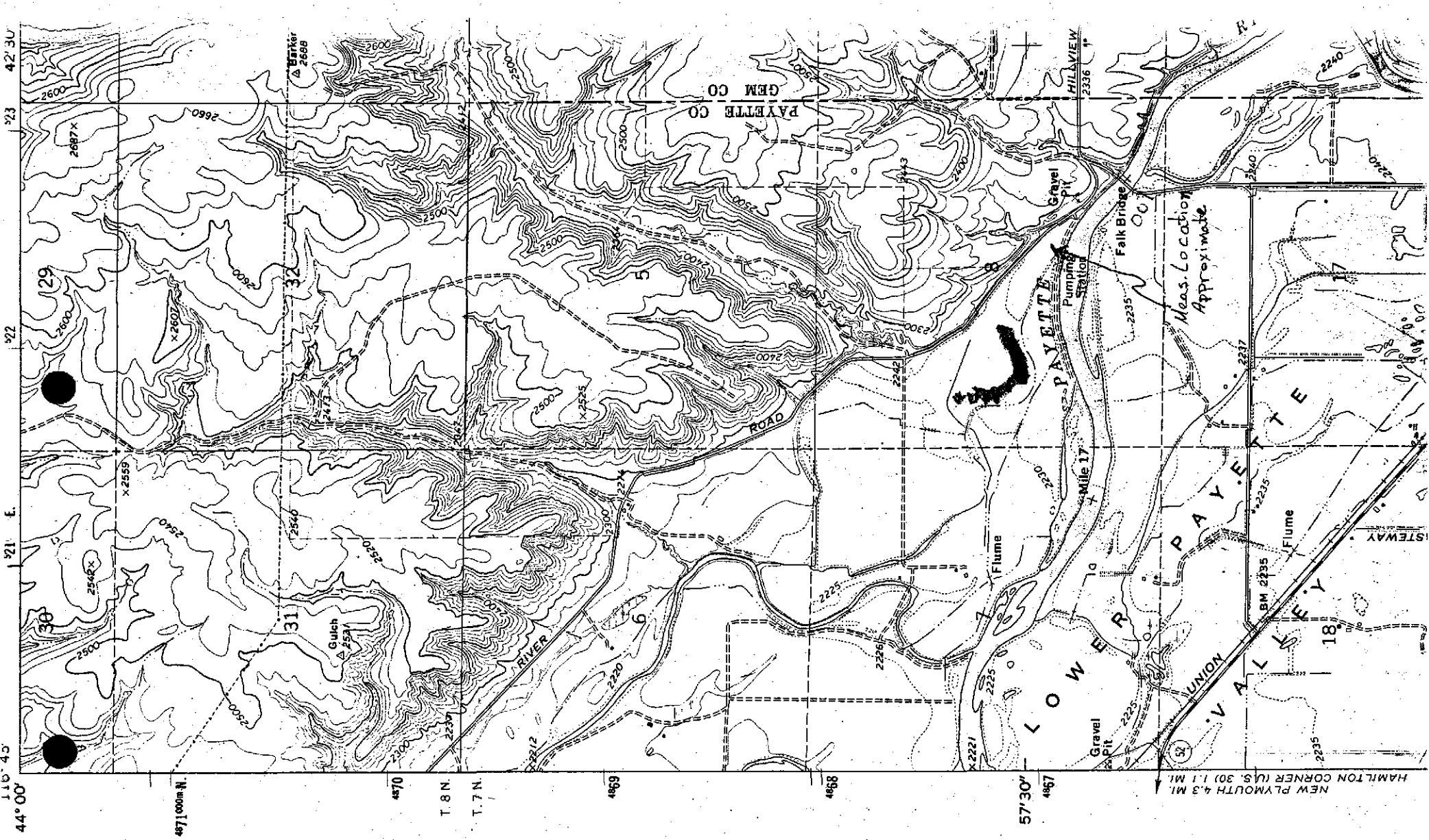
^{LOT 2}
 LEGAL DESCRIPTION NW 1/4 SEC 8 TWP 7N RNG 3W

MEASURED BY JKN

ON 05/28/86

V = .956N + .046

DISTANCE FROM INITIAL POINT	DEPTH	AREA	REVOLUTIONS	TIME	VELOCITY	DISCHARGE
FEET	FEET	SQ FT		SEC	FT/SEC	CFS
.000	.000	.000	0	.000	.000	.000
2.000	.800	1.200	20	82.000	.279	.335
3.000	.900	.900	20	81.000	.282	.254
4.000	1.200	1.200	20	87.000	.266	.319
5.000	1.700	1.700	40	33.000	1.205	2.049
6.000	1.800	1.800	40	19.000	2.059	3.706
7.000	1.700	1.700	40	20.000	1.958	3.329
8.000	1.600	1.600	40	21.000	1.867	2.987
9.000	1.100	1.100	40	49.000	.826	.909
10.000	.900	.900	40	51.000	.796	.716
11.000	.700	.840	20	51.000	.421	.354
12.400	.000	.000	0	.000	.000	.000
TOTALS		12.940				14.958



44° 00' 44° 45' 121° 00' 121° 30' 4868 4869 4870 4871 4872 4873 4874 4875 4876 4877 4878 4879 4880 4881 4882 4883 4884 4885 4886 4887 4888 4889 4890 4891 4892 4893 4894 4895 4896 4897 4898 4899 4900 4901 4902 4903 4904 4905 4906 4907 4908 4909 4910 4911 4912 4913 4914 4915 4916 4917 4918 4919 4920 4921 4922 4923 4924 4925 4926 4927 4928 4929 4930 4931 4932 4933 4934 4935 4936 4937 4938 4939 4940 4941 4942 4943 4944 4945 4946 4947 4948 4949 4950 4951 4952 4953 4954 4955 4956 4957 4958 4959 4960 4961 4962 4963 4964 4965 4966 4967 4968 4969 4970 4971 4972 4973 4974 4975 4976 4977 4978 4979 4980 4981 4982 4983 4984 4985 4986 4987 4988 4989 4990 4991 4992 4993 4994 4995 4996 4997 4998 4999 5000

January 21, 1986

William T. Acord
1021 West 4800 South
Murray, Utah 84123

RE: 65-5755

Dear Mr. Acord:

The enclosed notice should have been sent to you in our bulk mailing, but the listing was inadvertently left off our mailing list labels. The new information you sent to us on December 12, 1985, will be incorporated into each of the water right files.

Regards,

DON SHAFF
Water Rights Supervisor

DS:alw
Enc.

WILLIAM T. ACORD
1021 West 4800 South
Murray, Utah 84123

RECEIVED
DEC 13 1985

December 12, 1985

Department of Water Resources

John Noise
Director
Idaho Department of Water Resources
450 West State Street
Boise, Idaho 83720

Re: Change of address

#'s 65-5755, 65-5756, 65-5757,
65-5758, 65-5759, 65-5760,
65-5761, 65-5762, 65-5763,
65-5764

No name

Dear Mr. Noise:

Would you please change the address for the above referenced
claim numbers for water rights from 1900 West 3500 South
Salt Lake City, Utah 84119 to:

1021 West 4800 South
Murray, Utah 84123

Also, the name has changed from O. Thayne Acord to William T.
Acord.

Thank you.

Sincerely,

William T. Acord
WILLIAM T. ACORD (9)

WTA:pj

cc: file

PHOTO COPY OF POSTED NOTICE IN FOLDER 65-5762