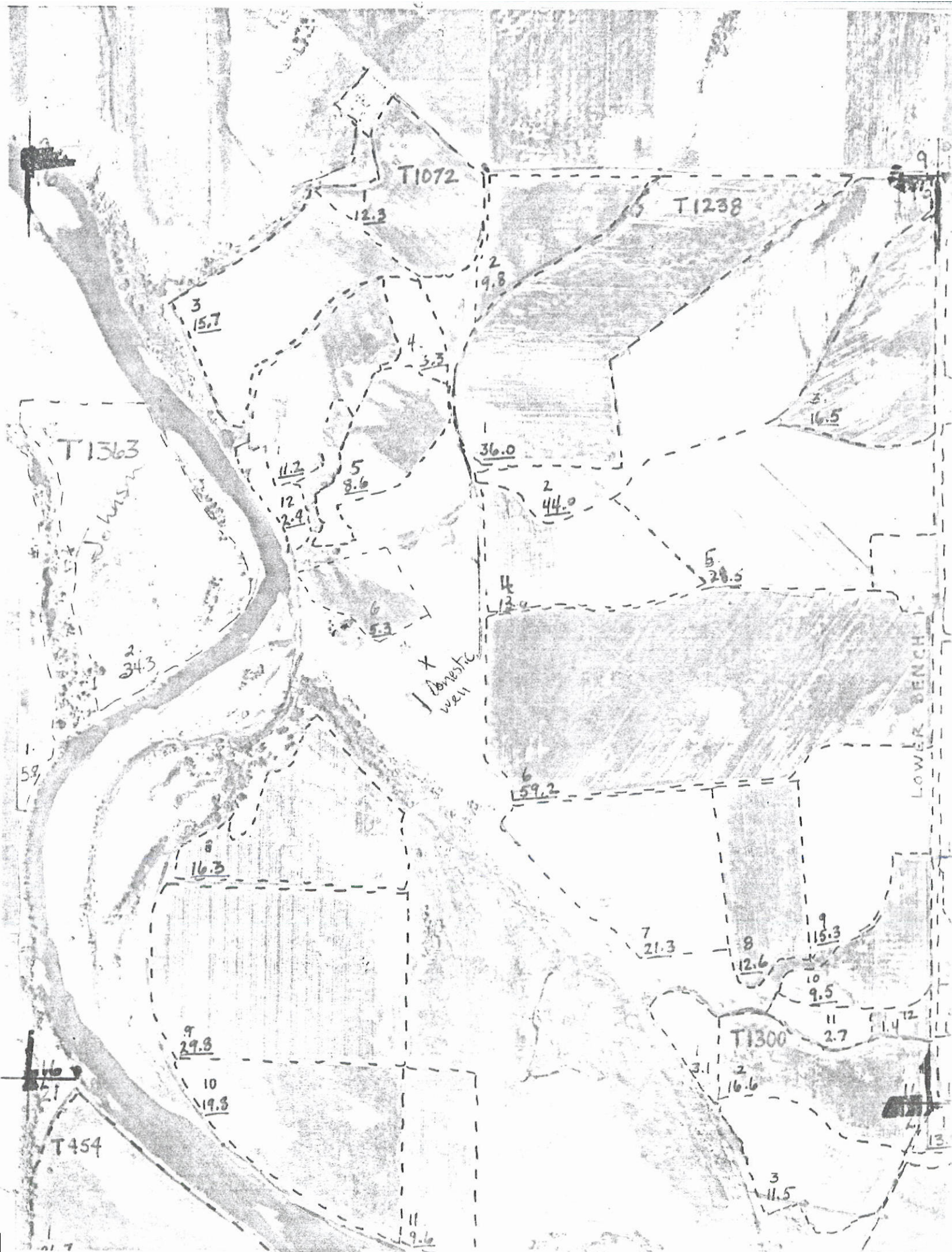
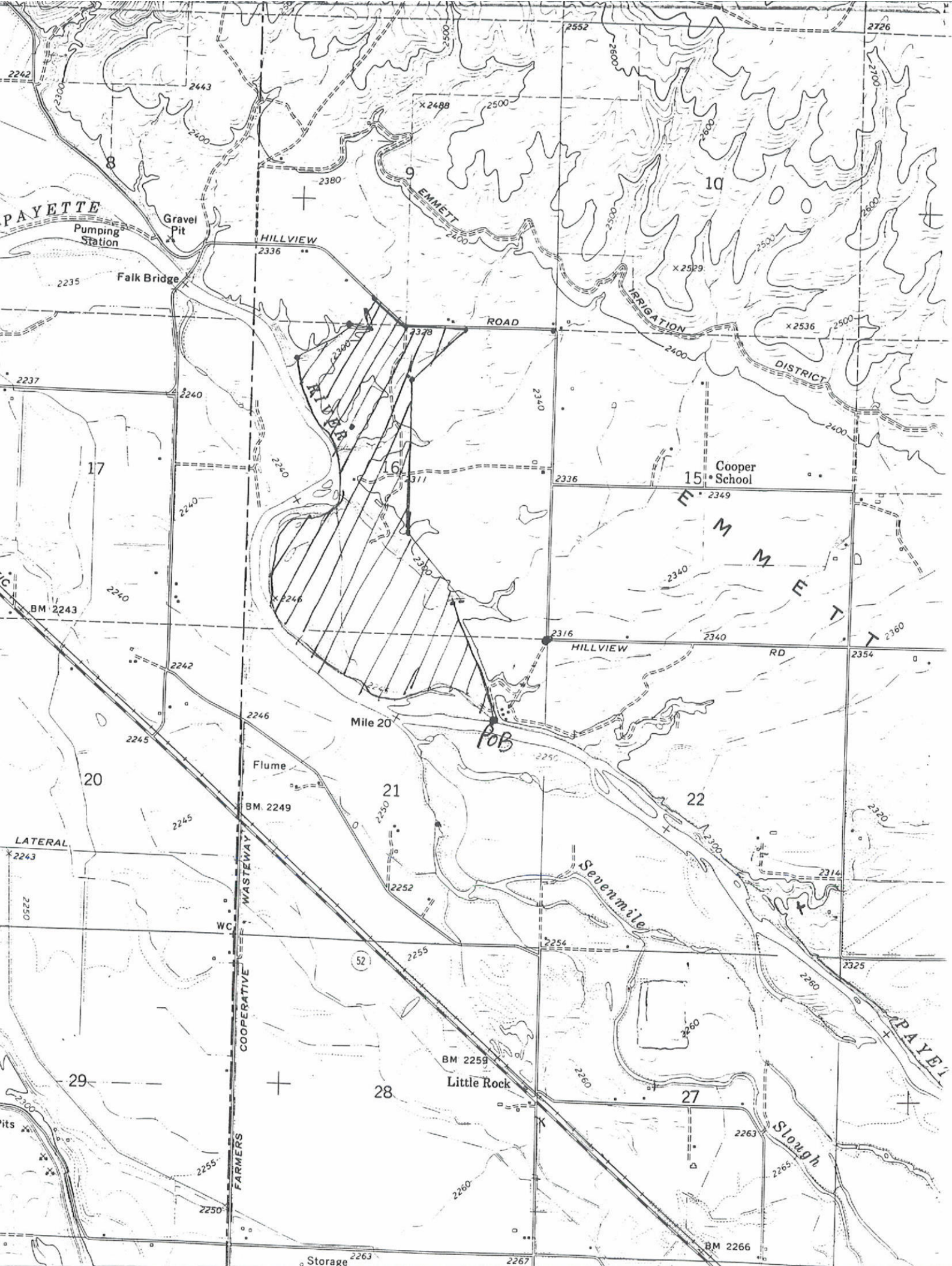


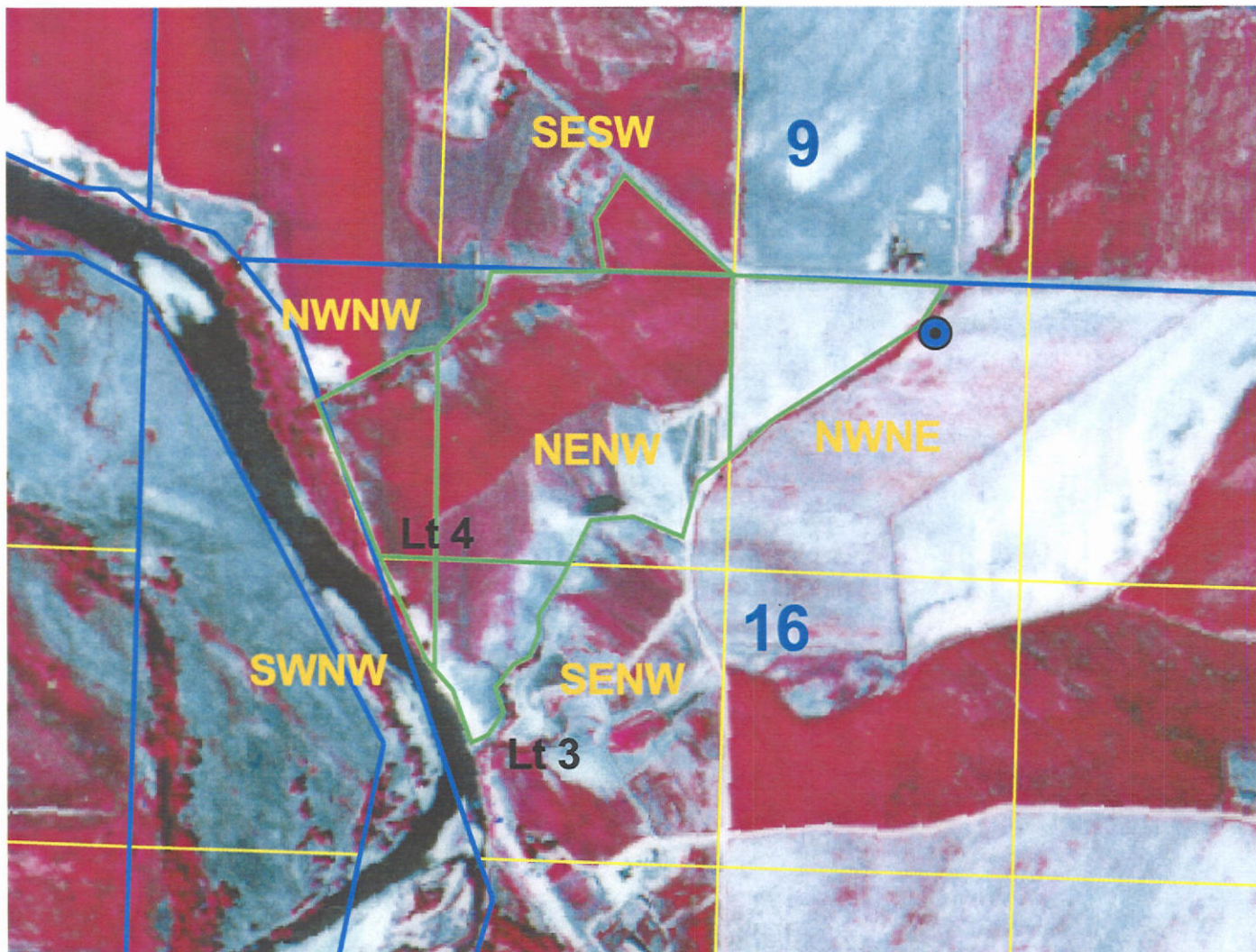




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IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S9 & 16



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02695

OWNER(S): COOPER

Prepared by Mel Schulte

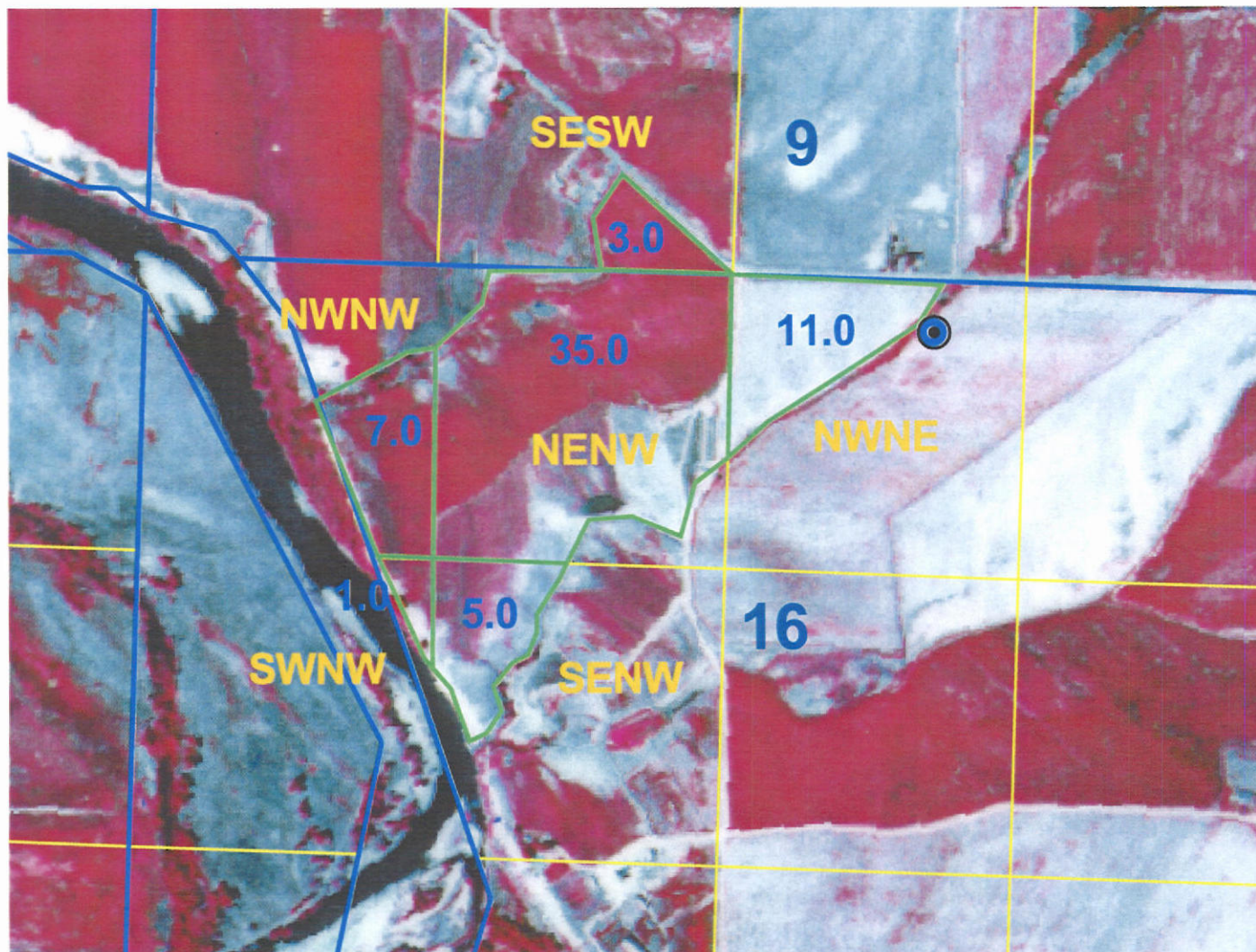
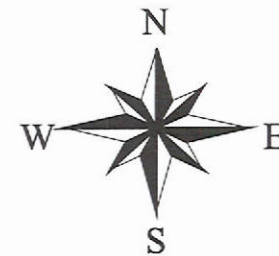
DATE: APRIL 4, 2000



6c

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S9 & 16



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02695

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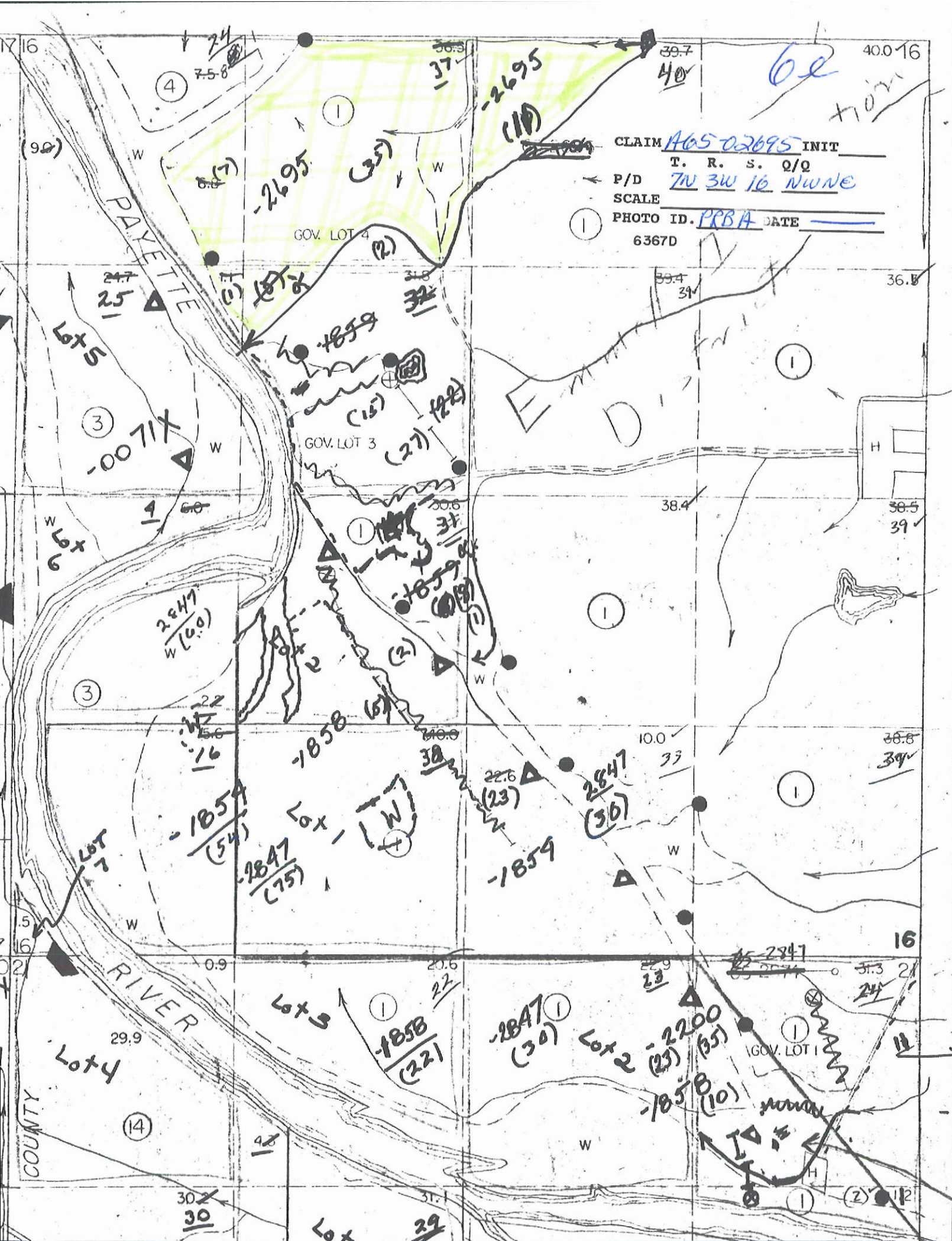
Prepared by Mel Schulte

DATE: APRIL 4, 2000

0 0.25 0.5 0.75 1 Miles

CLAIM 465-02695 INTT 6ed
T. R. S. Q/Q
P/D 7N 3W 16 NWNE
SCALE PRBA map
PHOTO ID. ASCS DATE 1961





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: **A65-02695**
Date Received: 3/14/1990
Receipt No: C015554
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MARJORIE A COOPER
Address: 11433 LOWER BENCH RD
EMMETT ID 83617 208-365-2759

2. Date of Priority: JUL 19, 1961

3. Source: UNNAMED STREAM Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	03W	16		NW	NE		GEM
				NW	NE		GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

7. Total Quantity Appropriated is:
1.200 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	9	SE	SW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	3.0
		16	NW	NE	IRR	11.0
			NE	NW	IRR	35.0
			NW	NW	IRR	7.0
			SW	NW	IRR	1.0
			SE	NW	IRR	5.0
					Section Acres	59.0
					Total Acres	62.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY DB 2/24/2000.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 28 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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 No(s).: 65-01278 + 65-01279, -01854, -01858
-01859, -02695
 Adjudication Claim No(s).: SNAKE RIVER BASIN ADJUDICATION
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 CLAYNE COOPER
90 CC LIVESTOCK, INC. FRUITLAND, IDAHO
4. New Owner/Claimant(s) MARJORIE A. COOPER
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 11433 LOWER BENCH ROAD
 City, State and ZIP Code EMMETT, IDAHO 83617
 New Telephone Number (208) 365-2759
5. Date you acquired the property JULY 19, 1991
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 5 Number and type of stock 7000 HD. AND CATTLE IN YOUT PENS YEARLY
 Diversion rate in CFS _____ Number of homes 1 Other uses OFFICE SHOP & HUTE AREA, WATER TAKING
7. Signature of New Owner or Claimant(s) Marjorie A. Cooper
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
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..

QUITCLAIM DEED

FOR VALUE RECEIVED, CLAYNE K. COOPER, Grantor, does hereby convey, release, remise and forever quit claim unto MARJORIE COOPER, Grantee, of 3970 E. Chinden Blvd., Meridian, Idaho 83642, the following described premises in Gem County, Idaho, to wit:

As set forth in Exhibit "A" attached hereto
and by this reference incorporated herein;

TOGETHER WITH THEIR APPURTENANCES.

This deed is intended to convey to the Grantee all right, title and interest of the Grantor in and to said property, now owned or hereafter acquired.

DATED this 4th day of September, 1991.

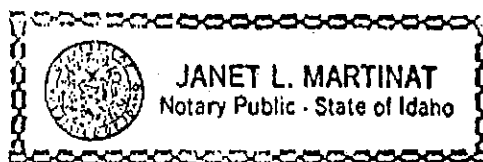
Clayne K. Cooper
Clayne K. Cooper

STATE OF IDAHO)
) ss.
County of Carleton)

On this 4th day of September, 1991, before me, the undersigned, notary public in and for said State, personally appeared CLAYNE K. COOPER, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Janet L. Martinat
NOTARY PUBLIC for Idaho
Residing at Nampa
Commission expires: 11/91



COSHO, HUMPHREY, GREENER & WELSH, P.A.

LOUIS H. COSHO
HOWARD HUMPHREY
RICHARD H. GREENER
R. MICHAEL SOUTHCOMBE
STANLEY W. WELSH
MAX A. EIDEN
RANDALL C. FREDRICKS
FREDRIC V. SHOEMAKER
CHRISTOPHER BURKE
RORY R. JONES
STEPHEN J. GLEDHILL
JOSEPH M. MEIER
DAVID M. PENNY
BRIAN D. NICHOLAS
ROBERT W. TALBOY
JOSEPH W. HOLLAND
KATHRYN A. STICKLEN
WILLIAM M. LOOMIS
CRISTY M. CONE

COUNSELORS AND ATTORNEYS AT LAW
CARNEGIE BUILDING
815 WEST WASHINGTON STREET
BOISE, IDAHO 83702
TELEPHONE (208) 344-7811

DALE CLEMONS (1911 - 1983)

MACK A. REDFORD
OF COUNSEL

OFFICE ADMINISTRATOR
BUD BENTON

FAX
(208) 338-3290

September 25, 1991

Ms. Marjorie Cooper
3970 E. Chinden Blvd.
Meridian, Idaho 83642

RE: Cooper v. Cooper
Our File No. 4563-1

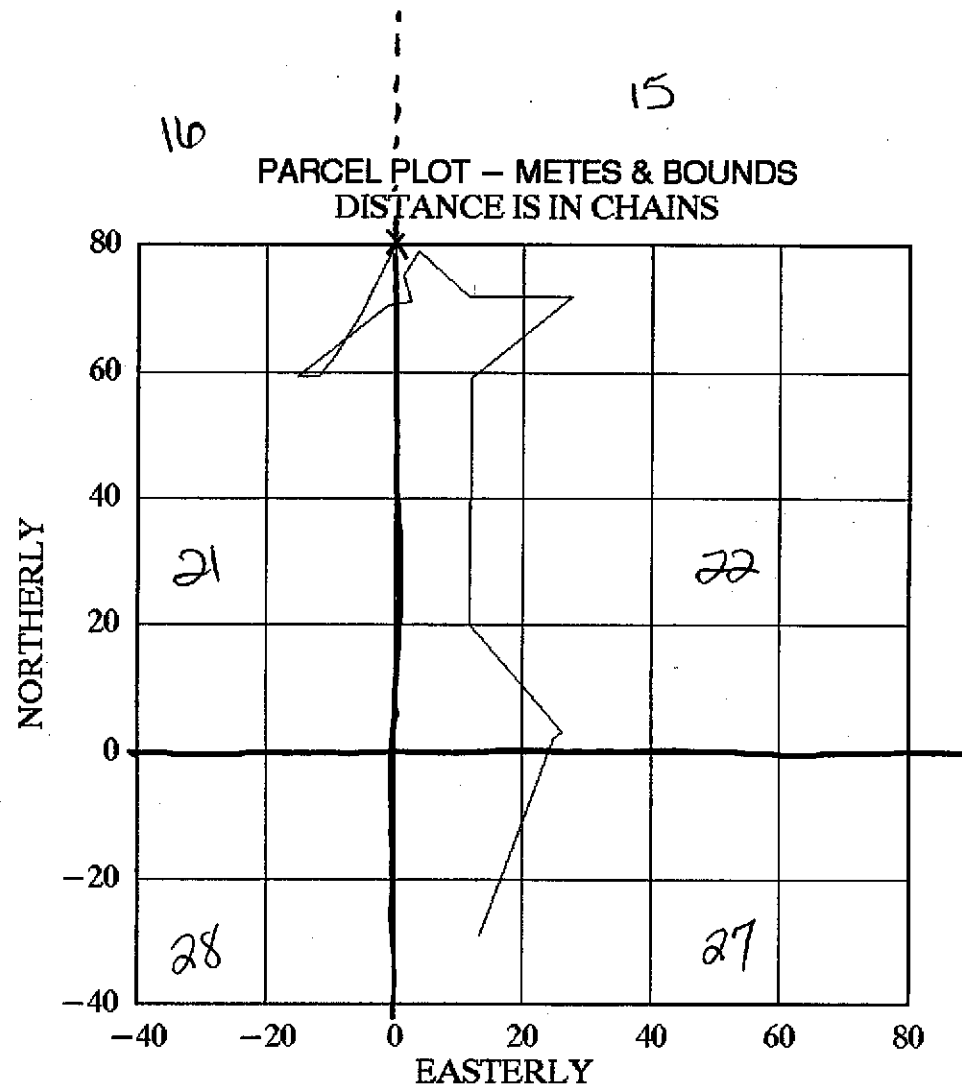
Dear Marjorie:

Enclosed you will find the original recorded deed on the Gem
County Property.

Very truly yours,

Stanley W. Welsh

SWW/g
Enc.



X=beginning point is corner common to Sections 15, 16, 21, 22
—=Section lines

METES AND BOUNDS TABLE

***PRESS ALT P TO PRINT GRA

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	0.00	80.00					
	-2.32	75.46	27.00	2.00	45.00	SW	336.31
	-3.11	73.52	22.00	16.00	20.00	SW	138.28
	-5.57	68.88	27.00	52.00	15.00	SW	346.96
	-9.26	62.61	30.00	27.00	43.00	SW	480.12
-QUAD COEF-	-11.95	59.50	40.00	57.00	11.00	SW	270.96
IF NE, X=1,Y=1	-15.19	59.50	90.00	0.00	0.00	SW	214.21
IF SE, X=1,Y=-1	-1.15	70.47	52.00	0.00	0.00	NE	1176.00
IF SW, X=-1,Y=-1	2.42	71.17	79.00	0.00	0.00	NE	240.00
IF NW, X=-1,Y=1	1.36	75.25	14.00	30.00	0.00	NW	278.00
	3.63	78.95	31.00	30.00	0.00	NE	287.00
	11.58	71.93	48.00	30.00	0.00	SE	700.00
	27.61	71.99	89.00	46.00	8.00	NE	1057.88
	12.02	59.18	50.00	35.00	13.00	SW	1331.88
	11.69	19.96	0.00	28.00	32.00	SW	2588.45
	26.10	3.27	40.00	48.00	22.00	SE	1455.72
	24.79	2.25	52.00	12.00	24.00	SW	109.46
	13.31	-28.90	20.00	13.00	55.00	SW	2190.89
	13.31	-28.90					

BARGAIN AND SALE DEEDBETWEEN SPOUSES

THE GRANTOR is CLAYNE K. COOPER, the husband of the grantee, (herein called grantor).

THE GRANTEE is MARJORIE A. COOPER, the wife of the grantor, (herein called grantee) whose current address is 3970 E. Chinden Boulevard, Meridian, ID 83642.

FOR VALUE RECEIVED, the grantor hereby bargains, sells and conveys unto the grantee AN UNDIVIDED ONE-HALF INTEREST (that being all of the interest of the grantor) in those premises situated in Gem County, Idaho, and described as follows:

A tract of land situate in portions of Sections 9, 16 and of U. S. Government Lot 1 in Section 21, all in Township 7 North, Range 3 West, Boise Meridian, more particularly described as follows:

#1 Commencing at the Section corner common to Sections 15, 16, 21 and 22, Township 7 North, Range 3 West and marked by a found 5/8" iron pin; Thence southwesterly along the centerline of a 10 foot wide gravel road, the following courses and distances:

South 27°02'45" West, a distance of 336.31 feet;

South 22°16'20" West, a distance of 138.28 feet;

South 27°52'15" West, a distance of 346.96 feet;

South 30°27'43" West, a distance of 480.12 feet;

Thence leaving said gravel road, South 40°57'11" West, a distance of 270.96 feet more or less to a point on the south line of U. S. Government Lot 1; Thence West and along said south line of Lot 1, a distance of 214.21 feet more or less to a point being on the mean highwater line of the Payette River and THE REAL POINT OF BEGINNING; Thence Westerly and Northwesterly along the mean highwater line of the Payette River to a point that is approximately 950 feet southeasterly of the North line of the Northwest 1/4 of Section 16, said point being on the center line of a drain ditch; Thence northerly along the center line of said drain ditch the following courses and distances:

North 52°00' East, a distance of 1176 feet;

North 79°00' East, a distance of 240 feet;

North 14°30' West, a distance of 278 feet;

North 31°30' East, a distance of 287 feet;

Thence leaving said drain ditch South 48°30' East, a distance of 700 feet more or less to the quarter corner common to Sections 9 and 16, Thence North 89°46'08" East along the north line of Section 16, a distance of 1057.88 feet; Thence leaving said Section line South 50°35'13" West, a distance of 1331.88 feet; Thence South 00°28'32" West, a distance of 2588.45 feet to a found 1/2" iron pin L.S. 4108; Thence South 40°48'22" East, a distance of

X=Ø Y=Ø

moved to

X=Ø Y=80

to show all
line's.

1455.72 feet to a found 1/2" iron pin L.S. 4108; Thence South 52°12'24" West, a distance of 109.46 feet to a found 1/2" iron pin L.S. 4108; Thence South 20°13'55" West, a distance of 2190.89 feet to the point of beginning.

#2

TOGETHER WITH A ROAD EASEMENT fifteen feet (15') wide (measured at right angles), the centerline of said easement being more particularly described as follows:

BEGINNING at the Section corner common to Sections 15, 16, 21 and 22, Township 7 North, Range 3 West, Boise Meridian, marked by a found 5/8" iron pin; Thence northwesterly and southerly along the centerline of said Ingress and Egress Easement; the following courses and distances:

South 27°02'45" West, a distance of 336.31 feet;
South 22°16'20" West, a distance of 138.28 feet;
South 27°52'15" West, a distance of 346.96 feet;
South 30°27'43" West, a distance of 217.06 feet;
North 75°35'39" West, a distance of 25.40 feet;
North 73°15'31" West, a distance of 175.16 feet;
North 66°13'38" West, a distance of 68.66 feet;
North 35°00'12" West, a distance of 64.95 feet;
North 50°14'08" West, a distance of 43.31 feet;
South 89°27'08" West, a distance of 48.88 feet;
South 48°20'24" West, a distance of 80.32 feet;
South 67°47'04" West, a distance of 90.63 feet;
South 13°26'40" East, a distance of 311.86 feet;
South 04°08'42" East, a distance of 103.34 feet;
South 74°28'04" West, a distance of 57.08 feet;
North 77°04'18" West, a distance of 47.57 feet;

North 55°55'42" West, a distance of 34.15 feet to the terminus of said Ingress and Egress Easement.

#3

TOGETHER WITH A DITCH EASEMENT being sixteen feet (16') in width lying along and parallel with the North boundary line of the adjoining lands but South and parallel with the public road along the North boundary line of the adjoining lands for the purposes of conveying irrigation water to the premises.

The adjoining lands is a tract of land situate in a portion of the East 1/2 of Section 16, Township 7 North, Range 3 West, Boise Meridian, more particularly described as follows:

Commencing at the Section corner common to Sections 15, 16, 21 and 22, Township, 7 North, Range 3 West, marked by a found 5/8" iron pin; Thence North 00°00'00" East along the east line of Section 16, a distance of 348.04 feet (formerly 349') to the center line of a drain ditch, THE REAL POINT OF BEGINNING; Thence southwesterly and northwesterly along the center line of said drain ditch, the following courses and distances:

North 84°17'26" West, a distance of 256.12 feet;
South 87°20'08" West, a distance of 58.28 feet;
South 72°07'27" West, a distance of 278.61 feet;
North 67°38'21" West, a distance of 266.87 feet;
North 43°44'15" West, a distance of 95.64 feet;
North 54°43'37" West, a distance of 108.26 feet;

North 79°27'34" West, a distance of 99.16 feet;
South 88°58'01" West, a distance of 131.05 feet;
South 52°08'01" West, a distance of 64.48 feet;
North 51°04'43" West, a distance of 162.34 feet;
North 52°58'35" West, a distance of 65.28 feet;
North 89°48'59" West, a distance of 141.91 feet;
South 67°25'23" West, a distance of 147.02 feet;
Thence leaving said drain ditch North 20°13'55" West, a distance of 131.17 feet to a found 1/2" iron pin per that certain Record of Survey filed as Instrument no. 150710, Records of Gem County, Idaho; Thence northerly along the westerly boundary of said filed Record of Survey, the following courses and distances:

North 52°12'24" East, a distance of 109.46 feet to a found 1/2" iron pin;

North 40°48'22" West, a distance of 1455.72 feet to a found 1/2" iron pin;

North 00°28'32" East, a distance of 2588.45 feet;

North 50°35'13" East, a distance of 1331.88 feet to a point on the north line of the East 1/2 of Section 16, marked by a found PK nail; Thence North 89°46'08" East and along the North line of the East 1/2 of Section 16, a distance of 1574.74 feet to the Section corner common to Sections 9, 10, 15 and 16 and marked by a found axle 1.5 feet below the surface; Thence South 00°00'00" East and along the East line of Section 16, a distance of 4964.26 feet to the point of beginning.

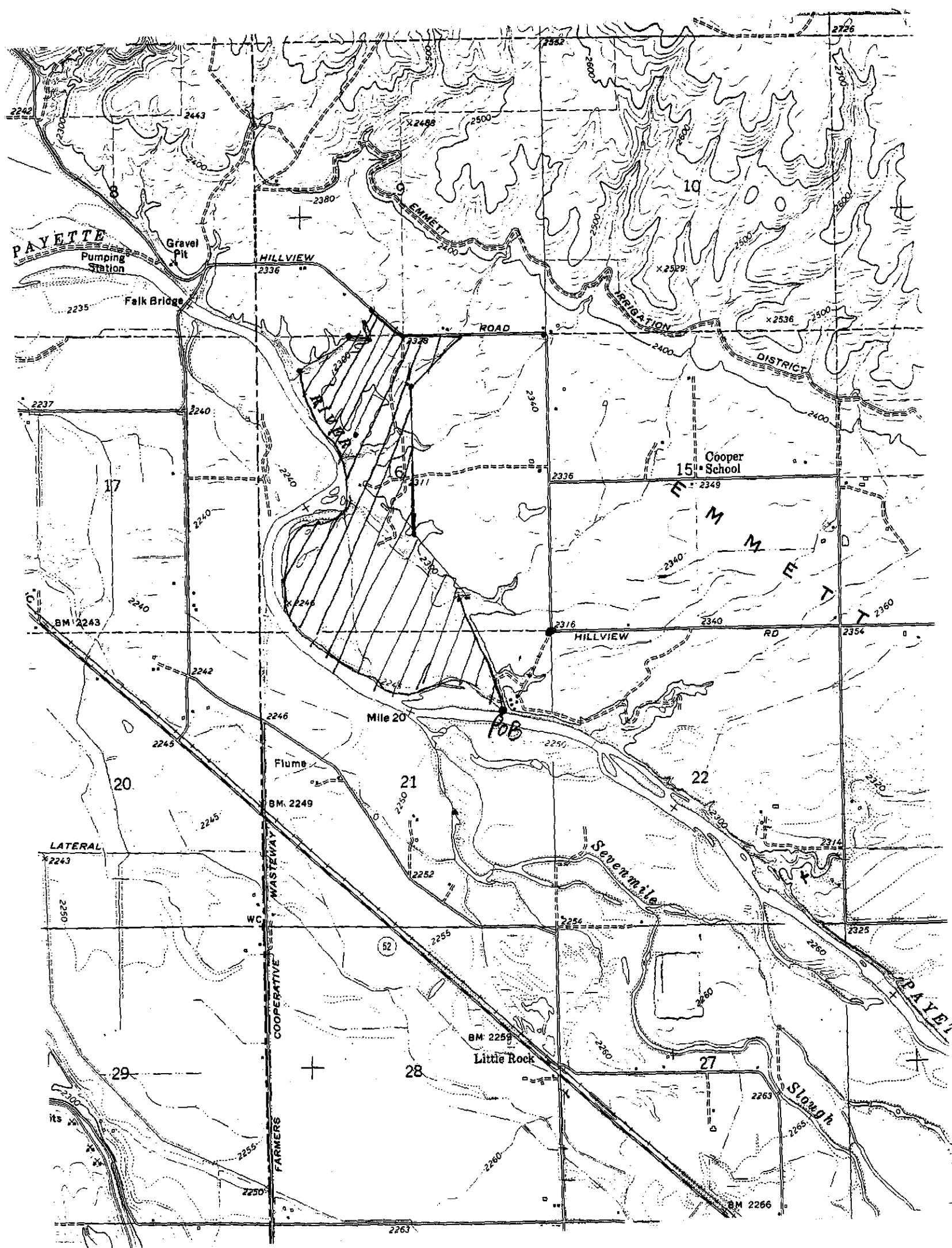
TOGETHER with all water rights, ditch rights, rights of way, improvements, fixtures, tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

TO HAVE AND TO HOLD the premises and its appurtenances and all of the income (including but not limited to the rents, issues and profits) therefrom unto the grantee, and the grantee's heirs and assigns, as and for the sole and separate property of the grantee forever.

TO HAVE AND ENJOY all and singular the same as and for the grantee's separate estate (especially relinquishing for the grantor and the grantor's heirs all rights or claims to the same or any part thereof as community property, so that the same may be held by the grantee as separate property and not in any respect as community property).

Subject to the conditions set forth in the Property Settlement Agreement between the parties dated July 18, 1991.





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

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

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-02695

DATE RECEIVED:

RECEIPT NO: 6015554

RECEIVED BY: 25 3-14-90

NOTICE OF CLAIM TO A WATER
ACQUIRED UNDER STATE LAW

RECEIVED
FEB 26 1990

1. NAME: CLAYNE COOPER
ADDRESS: 11433 LOWER BENCH RD.
EMMETT, ID

83617

2. DATE OF PRIORITY: JUL 19, 1961

Department of Water Resources

3. SOURCE: UNNAMED STREAM

TRIB. TO: PAYETTE RIVER

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
07N	03W	16	NW	NE			GEM
			NW	NE			GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

7. TOTAL QUANTITY APPROPRIATED IS:
1.200 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	9	SE	SW		IRR	3.0
SECTION ACRES							3.0

10. PLACE OF USE: CONTINUED

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
07N	03W	16	NW	NE		IRR	11.0
			NE	NW		IRR	35.0
			NW	NW		IRR	7.0
			SW	NW		IRR	1.0
			SE	NW		IRR	5.0
						SECTION ACRES	59.0
						TOTAL ACRES	62.0

11. PLACE OF USE IN COUNTIES: GEM, GEM

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT: :

DECREE DATE: 1/21/1986

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 X 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): Clayton R. [Signature] DATE: 2-23-90

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

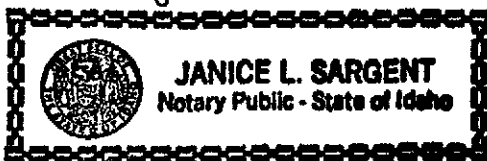
SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Canyon) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 23rd DAY
OF February 19 90



65-02695

PAGE

3

Janice L. Sargent
NOTARY PUBLIC
RESIDING AT Willard, Idaho
MY COMMISSION EXPIRES 9/25/91
DATE: 10/28/89 4775

MICROFILMED

SEP 21 1992



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.

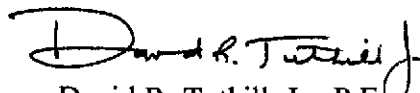
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

DATE: 04/05/00
PAGE: 1

Audit: 04/05/00 MSCHULTE

03/07/2001

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: 65-2695

MARJORIE A COOPER
11433 LOWER BENCH RD
EMMETT ID 83617

Telephone Number: (208)365-2759

RECEIVED

APR 13 2001

WATER RESOURCES
WESTERN REGION

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: 4-11-01 SIGNATURE: Marjorie A. Cooper
Please print your name: MARJORIE A. COOPER

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:03:25
04/04/00
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-02695

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARJORIE A COOPER	07/19/1961	IRRIGATION	03-15 11-15	1.200 CFS	
TOTAL DIVERSION:					1.200 CFS	

Water Source: UNNAMED STREAM

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T07N R03W S16

NWNE

NWNE

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07N	03W	9	:					:					:					:					:	3.0
07N	03W	16	:		11			:	35	07	01	05	:					:					:	59.0
TOTAL ACRES																							62.0	

POU County: GEM

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY DB 2/24/2000.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

W16
E28

WR5809NP
No. 65-02695

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/04/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAYNE COOPER 11433 LOWER BENCH RD. EMMETT ID 83617	07/19/1961	IRRIGATION	03/15 11/15	1.200 CFS	
TOTAL DIVERSION:					1.200 CFS	

Water Source: UNNAMED STREAM

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R03W S16

NWNE

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
07N	03W	9	:					:					:				03	:					:	3.0
07N	03W	16	:		11			:	35	07	01	05	:					:					:	59.0
TOTAL ACRES																							62.0	

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-06367

Other Water Rights Listing Overlapping Place(s) of use:
65-01859

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: App. Received: Priority Date: 07/19/1961
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED <u>4-4-00</u> <u>1987</u> IDWR ID NO. _____	Y() N() <u>6b 26c</u>
☒ NAPP <u>GIS maps (2)</u>	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961</u> <u>PRBA map</u>	Y() N() <u>6d</u>
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>GIS Table</u>	DATE <u>12-16-99</u> <u>4-4-00</u>	Y() N() <u>6a</u>
☒ OTHER <u>PRBA map</u>	DATE _____	Y() N() <u>6e</u>
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____		
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____		
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
() SYSTEM DESCRIPTION	DATE DRAWN _____		
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
☒ OTHER <u>Page from Decree</u>	DATE <u>3-2-79</u>	<u>1</u>	
() OTHER _____	DATE _____		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:02:41
04/04/00

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QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-02695

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			MS In office 4-7-00	N		MS 4-5-00	MS 4-5-00	
POINT OF DIV	Y			N				
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE				N				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS	Y			Y				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:02:41
04/04/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-02695

LAST: COOPER
ADDRESS: 11433 LOWER BENCH RD
CITY: EMMETT
PHONE NUMBER: 208-000-0000

FIRST: CLAYNE
STATE: ID ZIP: 83617

OWNER CODE: 0

LAST: COOPER
ADDRESS: 11433 LOWER BENCH RD
CITY: EMMETT
PHONE NUMBER: 208-365-2759

FIRST: MARJORIE A
STATE: ID ZIP: 83617

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED BY DB 2/24/2000.

CONTACT PERSON: Maryjane or Tim Cooper.

PHONE NUMBER: () -

DATE OF FIELD EXAM: 4/4/2000

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 10:30 A(☒) P(☐)

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: claimant's son.

DIRECTIONS TO PROPERTY / NOTES:

The POB & POU were reviewed with the claimant and her son at their farm on 4-4-2000. Recommended as decreed in the PRBA.

A. AJ CLAIM: # A65-02695 PRIORITY DATE: 07-19-1961 STAGE: D

B. WR RECORD: # 65-02695 PRIORITY DATE: 07-19-1961 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 as decreed in the PRBA.

RECOMMENDED PRIORITY DATE:

07-19-1961

REVIEWED BY meel schultz

DATE 4-4-2000

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
A65-02695	07N	03W	16		NW	NE			GEM		
A65-02695	07N	03W	16		NW	NE			GEM		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
65-06367

SOURCE: UNNAMED STREAM

TRIB: PAYETTE 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
65-02695	07N	03W	16		NW	NE			GEM		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-06367

NONE NONE

SOURCE: UNNAMED STREAM

TRIB: PAYETTE 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 depicted in the PRBA and verified by the claimant and her son, Tim Cooper.*

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
07N	03W	16		NW	NE			GEM	
07N	03W	16		NW	NE			GEM	

SOURCE: UNNAMED STREAM TRIB: PAYETTE RIVER

REVIEWED BY: *Mel Schulte* DATE: *4-4-2000*

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

A. ROOT WATER RIGHT NUMBERS: A65-02695

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	03W	9	SE	SW		COOPER, MARJORIE A	A65-02695 / 3.0	65-02695 / 3.0	38.0		
			SE	SW		MATEER, MARY JANE	A65-06367 /	- /			
			SE	SW		JOHNSON, WALTER V	A65-21664 /	- /			
			SE	SW		MATEER, CHESTER R	65-06367 /	- /			3
			SE	SW		JOHNSON, WALTER V	65-21664 /	- /			
07N	03W	16	NW	NE		COOPER, MARJORIE A	A65-02695 / 11.0	65-02695 / 11.0	37.0		
			NW	NE		MATEER, CHESTER R.		65-06367 /			11
07N	03W	16	NE	NW		COOPER, MARJORIE A	A65-02695 / 35.0	65-02695 / 35.0			
			NE	NW		COOPER, MARJORIE A	A65-01859 / 2.0	65-01859 / 2.0			35
07N	03W	16	NW	NW		COOPER, MARJORIE A	A65-02695 / 7.0	65-02695 / 7.0			7
07N	03W	16	SW	NW		COOPER, MARJORIE A	A65-02695 / 1.0	65-02695 / 1.0			
			SW	NW	5	STEWART DITCH CO	R65-00071X / 34.0	65-00071X / 34.0			
			SW	NW	5	STEWART DITCH CO	A65-00071X / 34.0	- /			1
07N	03W	16	SE	NW		COOPER, MARJORIE A	A65-02695 / 5.0	65-02695 / 5.0			
			SE	NW	3	CM RANCHES	A65-02847 / 15.0	- /			5

ADDITIONAL POU FOUND

TOTAL ACRES A65-02695 62.00 62.00 75.00

POU COUNTY: GEM

62.

IDWR - WESTERN REGION

6a

CONTRACTOR: Karan Waters

4-4-2000

CLAIM #: 65-02695

Date: 12-16-99

CLAIMANT(s): Cooper

Overlapping POU Claim #'s: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	7N	3W	9												3					3
GIS															3					
Claim	7N	3W	16		11			35	7	1	5									59
GIS					11			35	7	1	5									59
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 97

POD_ID #(s): 50

Total Claimed Acres: 62

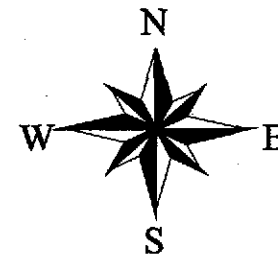
Total GIS Acres: 62

COMMENTS:

6b

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S9 & 16



1987 NAPP PHOTO

● POINT OF DIVERSION

▬ PLACE OF USE

▬ 1/4 1/4 LINES

▬ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02695

OWNER(S): COOPER

Prepared by Mel Schulte

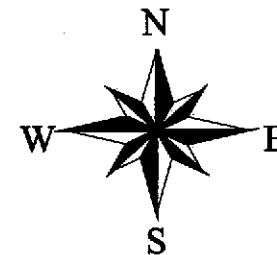
DATE: APRIL 4, 2000

0 0.25 0.5 0.75 1 Miles

6c

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R03W, S9 & 16



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02695

OWNER(S): COOPER

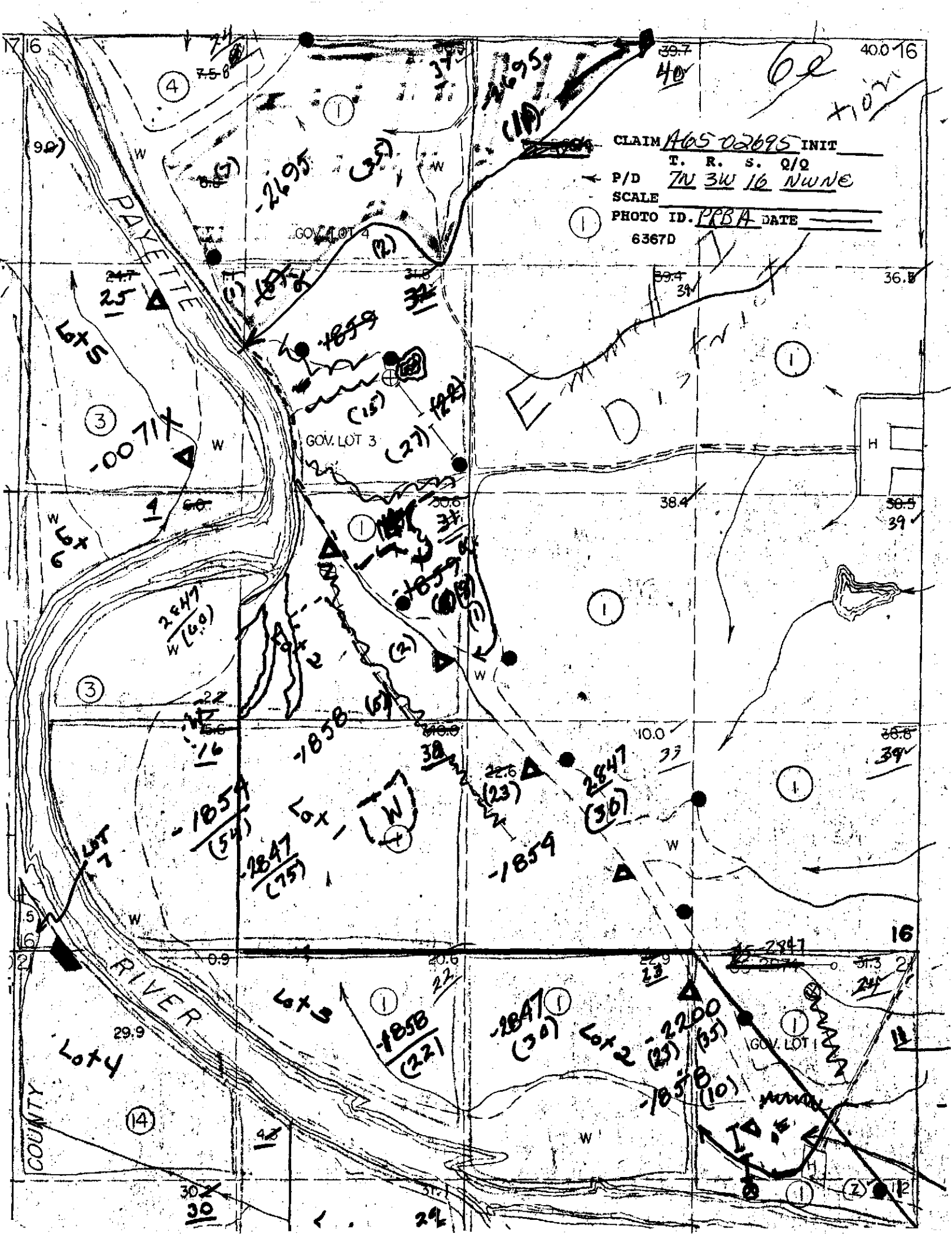
Prepared by Mel Schulte

DATE: APRIL 4, 2000

0 0.25 0.5 0.75 1 Miles

CLAIM 465-02695 INTT 601
T. R. S. Q/Q
P/D 7N 3W 16 NWNE
SCALE PRB A map
PHOTO ID. ASCS DATE 1961





CLAIM 165 02695 INIT

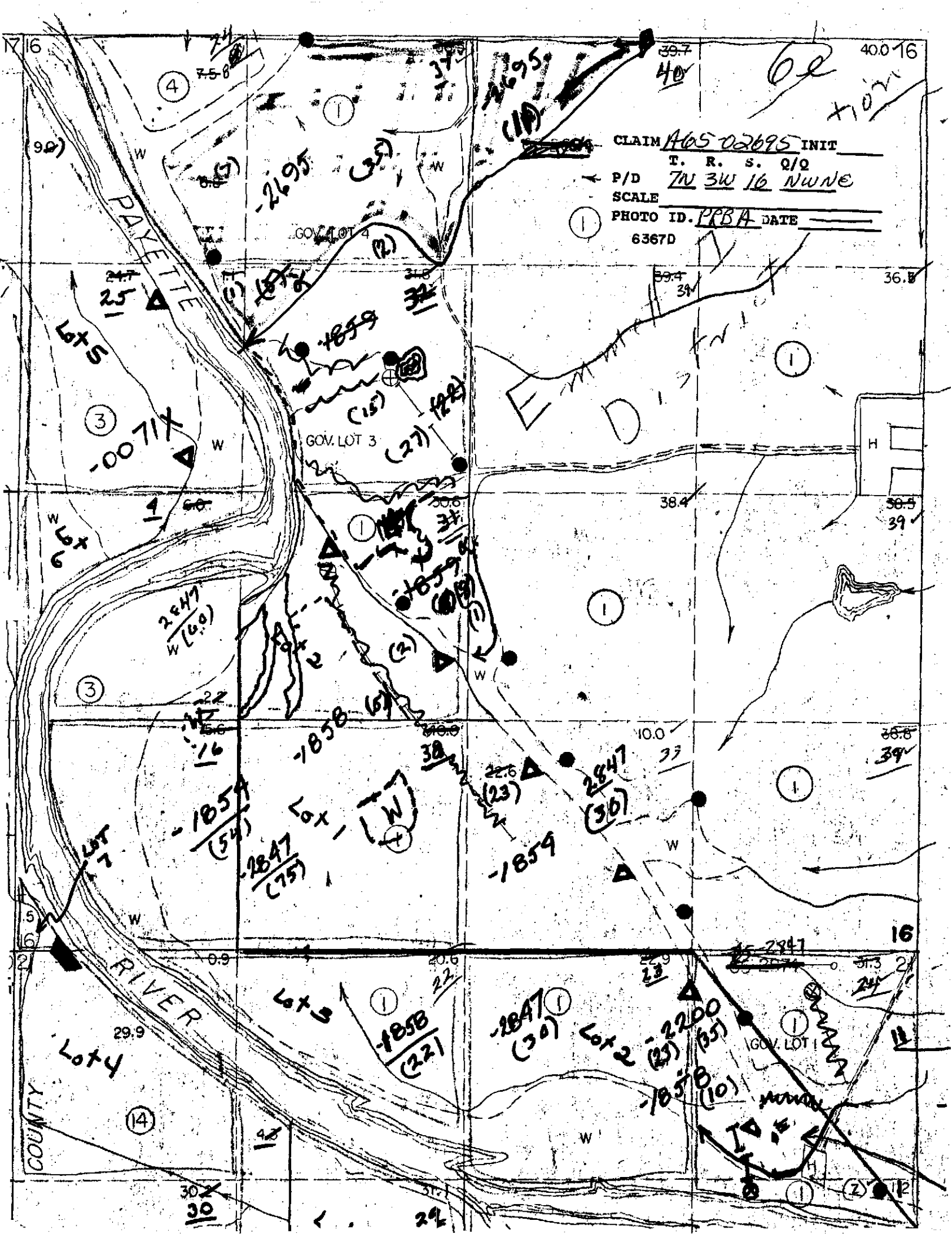
T. R. S. Q/Q

P/D 7N 3W 16 NWNE

SCALE

PHOTO ID. PRBA DATE

6367D



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
A65-02695	UNNAMED STREAM	COOPER, MARJORIE A	1.200	0.019		
R65-00071X	PAYETTE RIVER	STEWART DITCH CO	37.920	0.029		
A65-00071X	PAYETTE RIVER	STEWART DITCH CO	37.920	0.029		
A65-01859	WASTE WATER	COOPER, MARJORIE A	0.760	0.190		
A65-02847	PAYETTE RIVER	CM RANCHES	5.000	0.020		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-06367	DOMESTIC	MATEER, MARY JANE	FROM 01-01 TO 12-31	0.040 CFS	
A65-06367	STOCKWATER	MATEER, MARY JANE	FROM 01-01 TO 12-31	0.040 CFS	
A65-21664	DOMESTIC	JOHNSON, WALTER V	FROM 01-01 TO 12-31	0.040 CFS	
A65-21664	STOCKWATER	JOHNSON, WALTER V	FROM 01-01 TO 12-31	0.020 CFS	
65-06367	DOMESTIC	MATEER, CHESTER R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-06367	STOCKWATER	MATEER, CHESTER R	FROM 01-01 TO 12-31	0.040 CFS	2.70 AF/A
65-21664	DOMESTIC	JOHNSON, WALTER V	FROM 01-01 TO 12-31	0.040 CFS	
65-21664	STOCKWATER	JOHNSON, WALTER V	FROM 01-01 TO 12-31	0.020 CFS	

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

Emmett Ar. Dist. water

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 POB: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

^{GIS}
() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER PRBA map.

NOTES: Recommended as decreed in the PRBA.

RECOMMENDATIONS:

TOTAL ACRES: 62 N/A()

REVIEWED BY: Mike Schulte

DATE: 4-4-2000

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02695 IRRIGATION	FROM 03-15 TO 11-15	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02695 IRRIGATION	FROM 03-15 TO 11-15	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

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

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

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

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

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

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

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

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

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

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

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

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

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

NOTES: *Recommended as decreed in the PRBA.*

AJ CLAIM TOTAL DIVERSION RATE: 1.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 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 62 x 0.02 CFS/ACRE = 1.24 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 ()

NOTES:

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	1.200				0.0	
TOTAL FOR THIS RIGHT			1.200				0.0	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mel Schultz DATE: 4-4-2000

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):
PNT - E28 with Emmett Sr.

EXPLANATORY CONDITIONS (CODE):
W16.

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: 65-02695

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02695	1.200	-		65-02695	1.200
TOTAL CFS		1.200				1.200

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
Y
FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Mel Schulte DATE: 4-4-2000
NAME OF FIELD EXAMINER: _____ TITLE: _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 25, 2000

MARJORIE A COOPER
11433 LOWER BENCH RD
EMMETT ID 83617

Re: Notice of Claim to a Water Right No. A65-01854, A65-01858, A65-01859 and A65-02695

Dear Claimant:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Please note, the ownership has also been changed on water right numbers 65-01278 and 65-01279, which have been decreed by the SRBA Court.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure

RECEIVED
MAR 21 1990

State of Idaho

Department of Water Resources

REQUEST FOR EXTENSION OF TIME TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources
Western Regional Office

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

CLAYNE COOPER

(208) 365-2759

Name of Claimant

Phone Number

11433 Lower Bench Road

Emmett, Idaho 83617

Mailing Address

City

State

Zip

Gem

February 14, 1990

County(s) where place of use is located

Date claim originally due

#65-01278, #65-01279, #65-01858, #65-02200 and #65-02695, #65-01854 and
Identify water right(s) for which extension is requested #65-01859.

C015554 350.00 late
fees

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Didn't realize the dates for Payette County and Gem County were

different. Thought April 15 was deadline for both.

Claimant requests an extension to Claim Forms and Fees Already Submitted

Clayne Cooper
Signature Clayne Cooper

March 20, 19 90
Date of request

Owner

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☐ granted] [☒ denied] for the following reasons:

Notice for Gem County, which included the filing
deadline date, was properly served at this address.

and if granted the filing deadline is extended to

19

Signed this 21 day of March

19 90

David B. Shaw
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED

SEP 21 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED
February 28, 1990
MAR 13 1990

Richard B. Eismann
Eismann Law Offices
3016 Caldwell Blvd.
Nampa, ID 83651

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA) - Gem County
Clayne Cooper - #65-01278, #65-01279, #65-01858,
#65-02200 & #65-02695



Dear Mr. Eismann:

Notice of Claim forms referenced above for your client, Clayne Cooper, have been received, but postmarked after the filing deadline for Gem County. This February 14, 1990, deadline was noted on the Commencement Notice Mr. Cooper received. The statutes governing the adjudication provide that late fees be assessed to encourage prompt filing of the Notices of Claims. Idaho Code §42-1409(8) sets these fees at \$50.00 or 15% whichever is greater. The late fees applicable to Mr. Cooper's claims would be \$350.00.

We will suspend for 30 days the processing of Mr. Cooper's claims until the late fees are paid. The claims will be returned to Mr. Cooper after 30 days unless the fees are paid.

Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf

Enclosures:

Request for Extension

cc: Clayne Cooper

MICROFILMED

SEP 21 1992

A65-02695

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 587

INDICATES TOTAL

SOURCE: UNNAMED STREAM

TRIBUTARY TO: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-5092	FRASIER, R. RICHARD & FRASIER, FUNDA E. ROUTE 2 BOX 72, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-5091 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1946	IRRIGATION	3/15 11/15	--- AFA .06 CFS	NWNE S 5 T 6N R 2W	SWNE(3) S 5 T 6N R 2W *3*	BENEFICIAL USE
65-10689	WATSON, LORNE W. & WATSON, DEBRA A. ROUTE 1, BOX 101, HORSESHOE BEND, IDAHO 83629	7/ 1/1946	STOCKWATER	1/ 1 12/31	2.00 AFA .04 CFS	LOT 1 S35 T 7N R 2E	LOT1 S35 T 7N R 2E	BENEFICIAL USE
65-2639	COOPER, LEWIS W. ROUTE 2 BOX 171, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/16/1958	IRRIGATION	3/15 11/15	--- AFA .54 CFS	NESE S 9 T 7N R 3W	SWSE(27) S 9 T 7N R 3W *27*	LICENSE
65-3795	HOOPES, DOROTHY J. BANKS, IDAHO 83602	6/ 1/1959	IRRIGATION	4/ 1 11/ 1	--- AFA .04 CFS	NWSE S29 T 9N R 3E	LOT 2(2) S29 T 9N R 3E *2*	BENEFICIAL USE
65-2695	COOPER, CLAYNE ROUTE 2, EMMETT, IDAHO 83617 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/19/1961	IRRIGATION	3/15 11/15	--- AFA 1.20 CFS	NWNE S16 T 7N R 3W	SESW(3) S 9 T 7N R 3W NWNW(11) SENW(35) NWNW(7) SWNW(1) SENW(5) S16 T 7N R 3W *62*	LICENSE
65-10466	PETERSON, GARY J. & PETERSON, CLYDIE Y. BOX 489, CASCADE, IDAHO 83611	4/11/1967	IRRIGATION	4/15 10/15	--- AFA .14 CFS	SESE S12 T13N R 3E	SESE(7) S12 T13N R 3E *7*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.20 AFA .02 CFS *---*AFA *.14*CFS		SAME AS OTHER USE	
65-7020	DEINHARD, WILLIAM C/O GRANDVIEW FARMS, P.O. BOX 2777, BOISE, IDAHO 83701	12/18/1967	STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS	SWSW S22 T18N R 3E	SWSW S22 T18N R 3E	LICENSE
65-7231	HOUSE, DONALD M. 4615 COLLISTER DRIVE, BOISE IDAHO 83703	8/30/1971	DOMESTIC	1/ 1 12/31	3.00 AFA .08 CFS	SWSW S11 T11N R 3E	SWSW S11 T11N R 3E	LICENSE