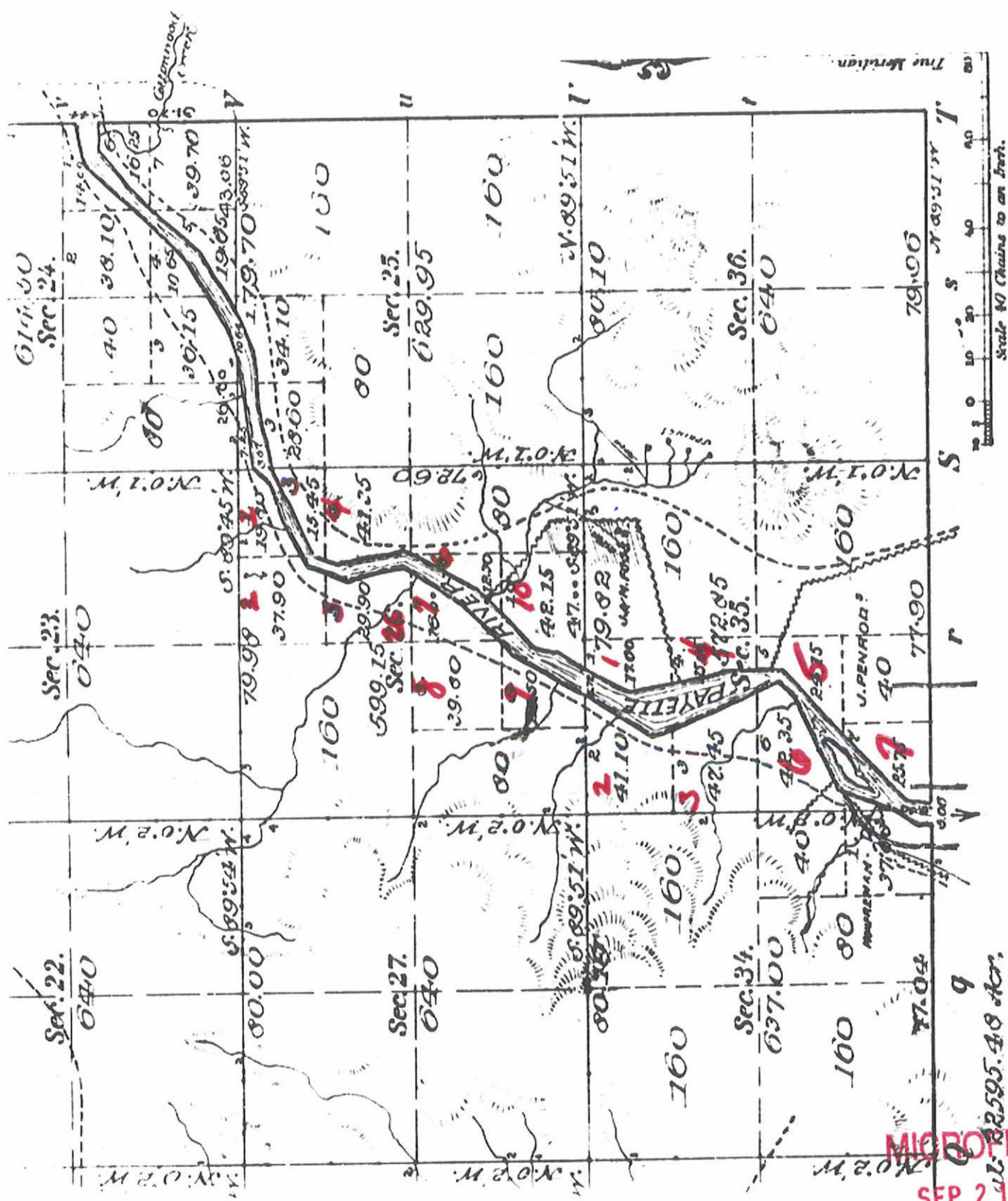


CLAIM NO. A65-02712

R2E





The above Map of Township 1.08 North, Range 1.02 East, is a study conformable to the House. Meridian. Examine notes of the survey thereof on file in this Office, which have been examined and approved.

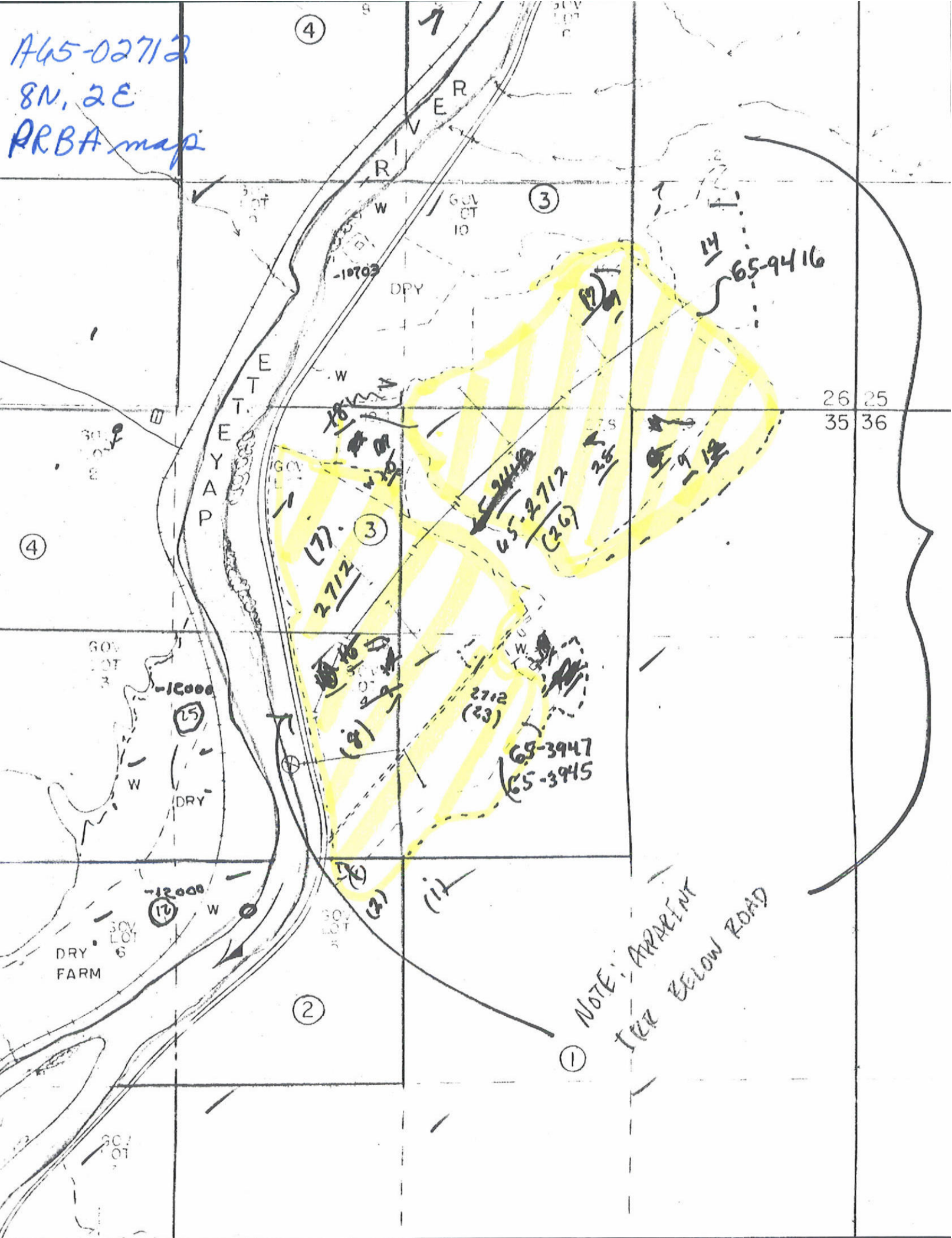
MICROFILMED

SEP 21 1992

True Meridian

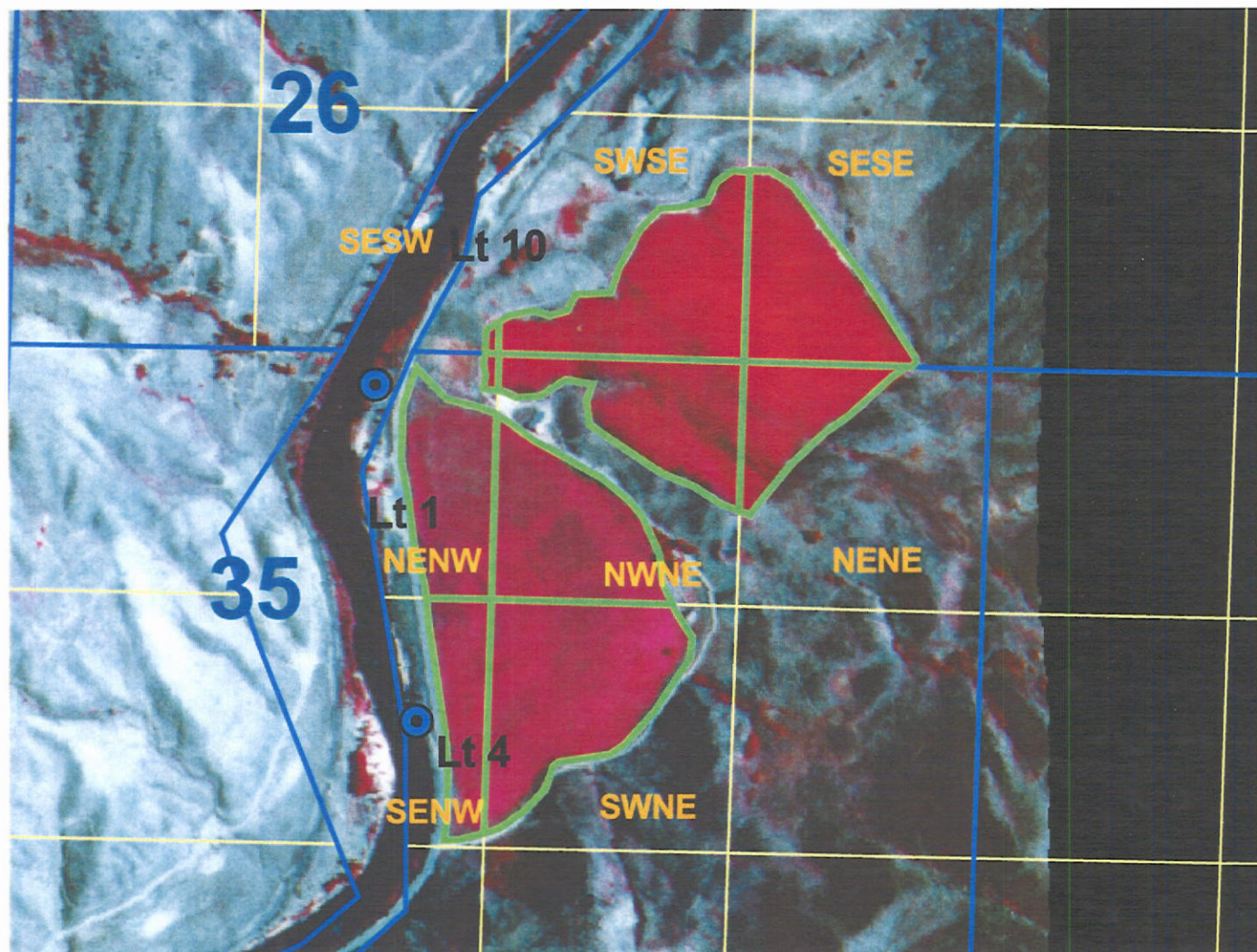
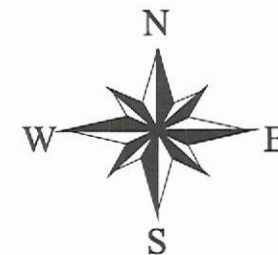
19° 10' E.

A45-02712
8N, 2E
RRBA map



IDAHO DEPARTMENT OF WATER RESOURCES

T08N, R02E, S26 & S35



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02712

OWNER(S): COOPER/DOBSON

DATE: SEPTEMBER 1, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02712
Date Received: 5/25/1989
Receipt No: X999999
Received By: DE MH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAYNE COOPER 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

OR

Name: STEVE DOBSON 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

2. Date of Priority: MAY 23, 1962

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	02E	35	NE	NW	NW	1	BOISE
			SE	NW	NW	4	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A65-02712

Page 1

Date: 06/14/89

MICROFILMED

SEP 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	02E	26	SW	SE	10	IRR	7.0
			SE	SE		IRR	14.0
			Section Acres				21.0
		35	NE	NE		IRR	9.0
			NW	NE		IRR	26.0
			SW	NE		IRR	23.0
			NE	NW	1	IRR	7.0
			SE	NW	4	IRR	8.0
			NE	SW	5	IRR	2.0
			NW	SE		IRR	1.0
			Section Acres				76.0
			Total Acres				97.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
A65-12204.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

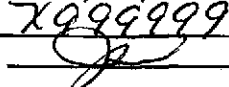
Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02712
Date Received: ~~5/24/1989~~ 5/25/89
Receipt No: X999999
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE DOBSON 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

OR

Name: CLAYNE COOPER 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

2. Date of Priority: MAY 23, 1962

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	02E	35		NE	NW		BOISE
				SE	NW		BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.850		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A65-02712

Page 1

Date: 05/24/89

MICROFILMED

SEP 21 1992

SWSE - LOT 10
Sec. 26

NENW - Lt. 1
SENEW - Lt. 4
NESW - Lt. 5

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	02E	26	SW	SE		IRR	7.0
			SE	SE		IRR	14.0
			Section Acres				21.0
		35	NE	NE		IRR	9.0
			NW	NE		IRR	26.0
			SW	NE		IRR	23.0
			NE	NW		IRR	7.0
			SE	NW		IRR	8.0
			NE	SW		IRR	2.0
			NW	SE		IRR	1.0
			Section Acres				76.0
			Total Acres				97.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
A65-12204.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): [Signature] Date: 5-25-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of May 19 89

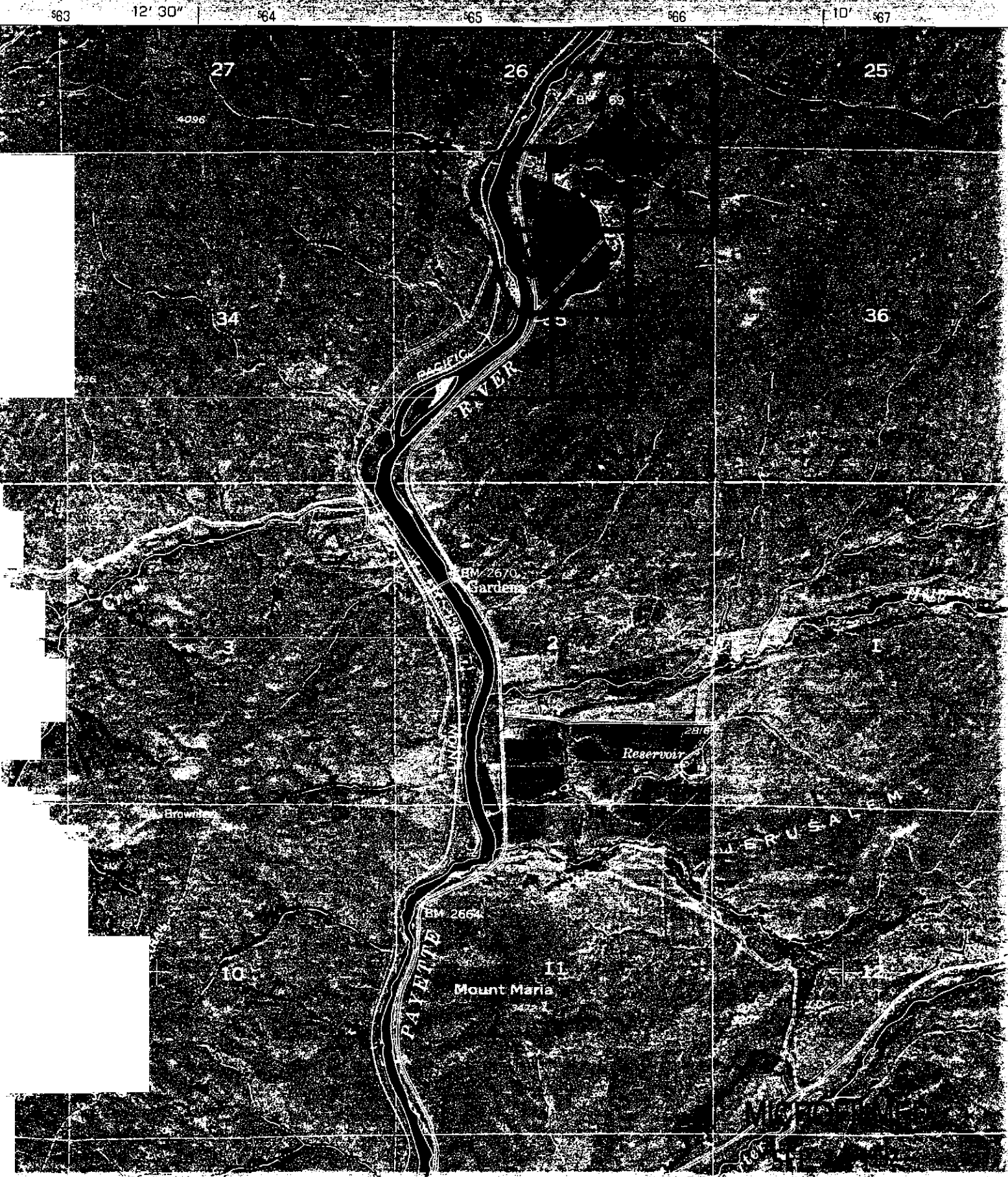
Seal

[Signature]
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94

CLAIM NO. A65-02712

R2E





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

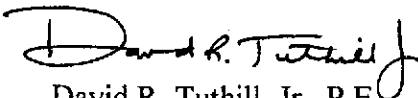
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

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

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

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

Sincerely,


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

11/03/2000

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

RIGHT NUMBER: 65-2712

NAME AND ADDRESS: CLAYNE COOPER
STEVE DOBSON
PO BOX 366
HORSESHOE BEND, ID 83629

SOURCE: PAYETTE RIVER **TRIBUTARY:** SNAKE RIVER

QUANTITY: 0.85 CFS

PRIORITY DATE: 05/23/1962

POINT OF DIVERSION: T08N R02E S35 LOT 1 NENW Within BOISE County
T08N R02E S35 LOT 4 SENW Within BOISE County

**PURPOSE AND
PERIOD OF USE:**

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.85 CFS

PLACE OF USE:

<u>IRRIGATION Within BOISE County</u>							
T08N R02E S26	LOT	SESW	0.5	T08N R02E S26	LOT	SWSE	13
	10				10		
T08N R02E S26		SESE	14	T08N R02E S35		NENE	8
T08N R02E S35		NWNE	27	T08N R02E S35		SWNE	20
T08N R02E S35	LOT 1	NENW	7.5	T08N R02E S35	LOT 4	SENW	7
97 ACRES TOTAL							

USE OF THIS RIGHT WITH RIGHT NO. 65-12204 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 112 ACRES IN A
SINGLE IRRIGATION SEASON.

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 INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

03/07/2001

**NOTICE OF ERROR
REPLY**

RECEIVED

APR 03 2001

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.

**WATER RESOURCES
WESTERN REGION**

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-2712

STEVE DOBSON
PO BOX 366
HORSESHOE BEND ID 83629
Telephone Number: (208)853-2255

CLAYNE COOPER
PO BOX 366
HORSESHOE BEND ID 83629
Telephone Number: (208)853-2255

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:

4-3-01

SIGNATURE:

Stephen F. Dobson

Please print your name:

Stephen F. Dobson

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

AJ5809NP
No. A65-02712

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/29/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAYNE COOPER	05/23/1962	IRRIGATION	04-01 11-01	0.850 CFS	
C	STEVE DOBSON					
	PO BOX 366			TOTAL DIVERSION:	0.850 CFS	
	HORSESHOE BEND ID 83629					
	(208) 853-2255					

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T08N R02E S35 Lot01(NENW) Lot04(SENW)

BOISE 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	Lt	Ac	:	
08N	02E	26	:	8	27	20		:	7.5			7	:				0.5	:			10	13	14	:	21.0	
08N	02E	35	:	09	26	23		:	01-07			04-08	:	05-02				:						:	76.0	
																							TOTAL ACRES		97.0	

POU County: BOISE

Non-Irrigation Uses: NONE

Other Rights: A65-12204.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 06/14/89 LINDGREN 03/30/95 POST-STD

C18

AG-02712.

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

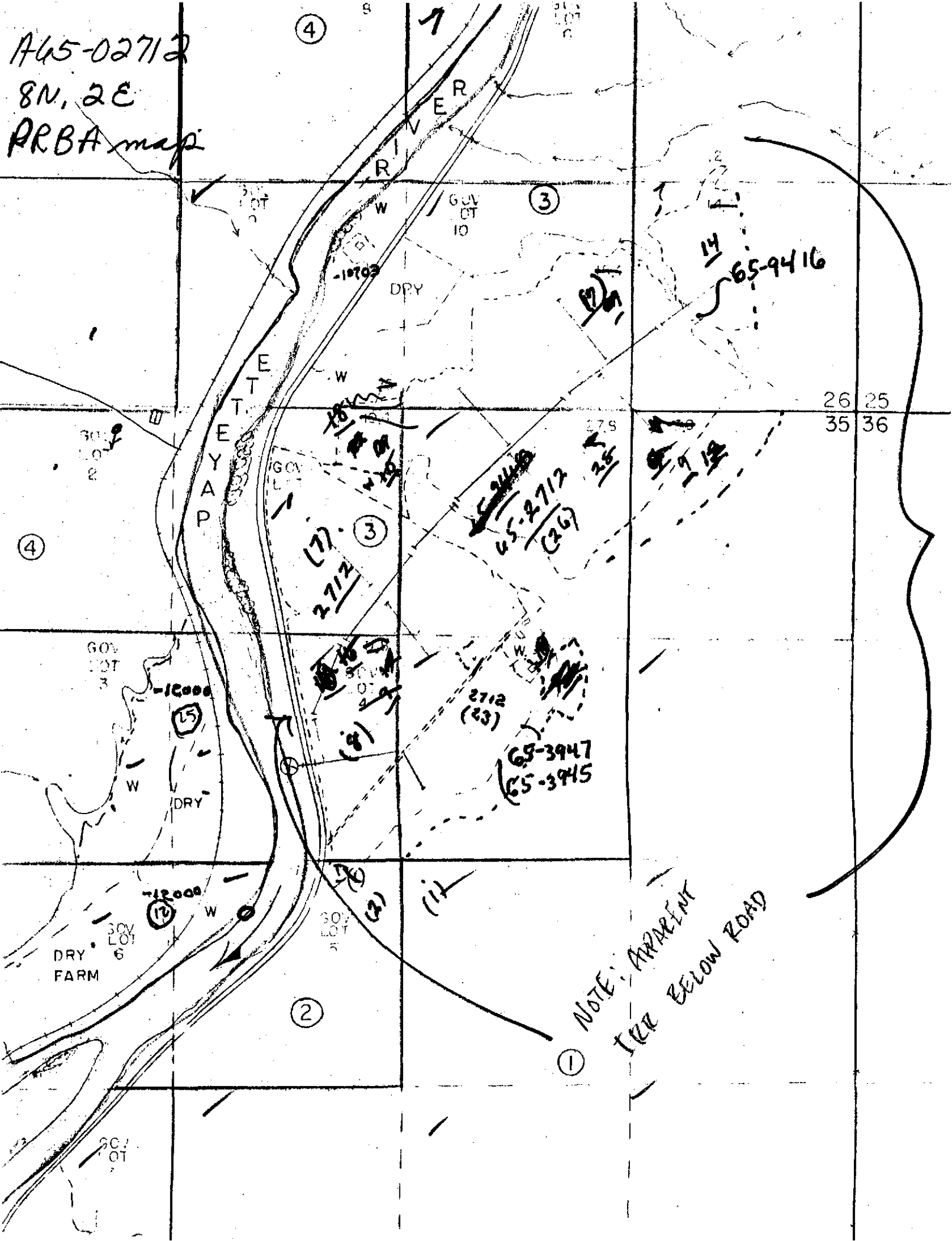
PAGE 276

INDICATES TOTAL

SOURCE: PAYETTE RIVER

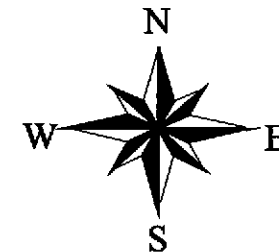
RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FRGM TO	MAX AMOUNT MAX RATE	DIVERSION PCINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-2684	KENNEDY, HUGH & PEARL KENNEDY ESTATE CASCADE, IDAHO 83611	4/ 2/1961	IRRIGATION	4/ 1 11/ 1	--- AFA .62 CFS	LOT 5 S26 T 7N R 2E	NENE(3) NWNE(6) LCT 5(17) LOT 6(9) S32 T 7N R 2E *35*	LICENSE
65-10853	THORNTON, JOHN H. & THORNTON, W. JUNE HORSESHOE BEND, IDAHO 83629	6/ 1/1961	IRRIGATION	4/ 1 11/ 1	--- AFA .16 CFS	LOT 3 S23 T 7N R 2E	LGT 3(8) S23 T 7N R 2E *8*	BENEFICIAL USE
65-2694	DRAKE, CALVIN C. ROUTE 1, HORSESHOE BEND, IDAHO 83629	7/10/1961	IRRIGATION	4/ 1 11/ 1	--- AFA .46 CFS	NWNE S23 T 7N R 2E	SWSE(3) S14 T 7N R 2E LGT 2(16) S23 T 7N R 2E *19*	LICENSE
65-2706	HUFF LUMBER COMPANY C/O BOISE CASCADE CORP., HORSESHOE BEND, IDAHO 83629	12/23/1961	INDUSTRIAL	1/ 1 12/31	10.50 AFA .12 CFS	LOT 5 S26 T 7N R 2E	NESE SESE S27 T 7N R 2E	LICENSE
65-2712	CALLENDER, INC. P.O. BOX 221, CASCADE, IDAHO 83611	5/23/1962	IRRIGATION	4/ 1 11/ 1	--- AFA .85 CFS	SENE S35 T 8N R 2E	SWSE(7) SESE(14) S26 T 8N R 2E NENE(9) NWNE(26) NENW(7) SENW(8) NENE(2) NWSE(1) SWNE(23) S35 T 8N R 2E *97*	LICENSE
65-2728	JOHN A. FRY & SONS HORSESHOE BEND, IDAHO 83629	3/20/1963	IRRIGATION	4/ 1 11/ 1	--- AFA 3.00 CFS	NENW S26 T 7N R 2E	NESE(17) SESE(30) S22 T 7N R 2E NENW(27) SWSW(38) SESW(15) S23 T 7N R 2E NENW(3) LCT 8(27) S26 T 7N R 2E *157*	LICENSE
65-4999	WELLS & DAVIES BOX 219, PAYETTE, IDAHO 83661	4/ 1/1963	COMMERCIAL	1/ 1 12/31	265.00 AFA 1.10 CFS	NENE S 4 T 8N R 5W	NENE S 4 T 8N R 5W	BENEFICIAL USE
65-10724	PAYETTE RIVER RANCH 1586 VANDERDASSON ROAD, EMMETT, IDAHO 83617	6/ 1/1963	IRRIGATION	3/15 11/15	--- AFA .38 CFS	SWNE S 9 T 6N R 2W	SWSW(6) S 4 T 6N R 2W LGT 4(12) S 9 T 6N R 2W LCT 9(1) S 5 T 6N R 2W *19*	BENEFICIAL USE

A45-02712
8N, 2E
RRBA map



IDAHO DEPARTMENT OF WATER RESOURCES

T08N, R02E, S26 & S35



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02712

OWNER(S): COOPER/DOBSON

DATE: SEPTEMBER 1, 2000

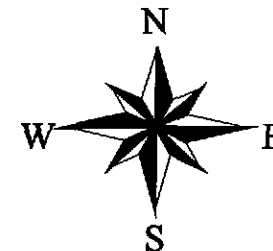
By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T08N, R02E, S26 & S35



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02712

OWNER(S): COOPER/DOBSON

DATE: SEPTEMBER 1, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles

February 27, 1979
Re: 65-2712, 65-3803, and 65-9418
Callender, Inc.

We have found that approximately 112 acres are now irrigated in this system and would suggest that an Application For Permit be filed for 1.09 CFS for the original 97 acres plus .3 CFS for the additional 15 acres to bring the total to 2.24 CFS for 112 acres at one inch per acre.

If there are any questions or if you have information concerning these matters, please call or write.

Sincerely,

Forrest E. Luthy

FORREST E. LUTHY
Water Resource Agent

FEL:aje

SEE (65-12204) FILED FOR 1.39 CFS PER ABOVE.
(COPY ATTACHED)



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

(Office at the corner of
Franklin and Cole Roads)

(208) 384-2190

February 27, 1979

Re: 65-2712, 65-3803, and 65-9418

Callender, Inc.
P. O. Box 221
Cascade, ID 83611

Dear Water User:

This is to inform you of certain developments in the windup of the Payetta Adjudication which should be of interest to you.

As you probably were already aware, a beneficial use right (65-3803) from Hill Creek is recommended for portions of the land purchased or being purchased by you. The claim for this right was originally filed by E. K. Allen for 5.0 CFS and the irrigation of 500 acres. Investigations and conversations with early settlers and former occupants of the land led to the recommendation of a priority date of 12/23/1888 for this the second right on Hill Creek. Analysis of ASCS and U-2 Aerial Photos indicate that approximately 289 acres have been irrigated in reasonably recent times, for which the claimed 5.0 CFS recommended calculated to .0173 CFS or roughly 3/4 inch per acre. The claim was allowed to continue in Allen's name since the use will become appurtenant to the land when decreed any way.

The remainder of the right becomes appurtenant to the land purchased or being purchased by the Wolfgrims and the portion falling on your holdings as we view them now are: Lot 2 (2 acres), Lot 3 (2 acres), Lot 5 (23 acres), Lot 6 (15 acres), SWSE (15 acres), SESE (16 acres); a total of 73 acres in Section 2, T 7N, R 2E. With the addition of ditch losses the 1.24 CFS allotment (73 acres x .0173 CFS/Acre) would be approximately 1.6 CFS needed to be diverted to apply .0173 CFS/Acre on the land.

Regarding claims 65-2712 and 65-9418, we are recommending 65-2712 as licensed for 97 acres and .85 CFS. This calculates to be approximately .009 CFS/Acre or less than 1/4 inch per acre. Claim 65-9418 was apparently filed to bring the CFS up to 1" acre on land covered by 65-2712 and to claim an additional 6 acres also. We have recommended that this claim be disallowed for the reason that when 65-2712 was examined in July, 1968 the total pumping capacity was determined to be .85 CFS only, and that additional pumping capacity was not installed until the year 1973 which is past the mandatory filing date.

382-4263

INTER-MOUNTAIN STATE BANK

A COMMUNITY INSTITUTION

CASCADE, IDAHO 83611

RECEIVED

Department of Water Resources

February 9, 1976

Mr. Gary L. Page
State of Idaho
Department of Water Resources
Western District
Boise, Idaho 83720

Dear Mr. Page:

Frank and I want to thank you for your assistance the other day. It means a great deal to us to be waited on in your manner.

I have enclosed the letters from your office which I did not have with me in your office. But I am sure that we answered any of your questions while we were there.

While in your office we worked up a claim for 1 pump south of the Gardena Merc. and 1 pump north of the Gardena Merc. This day I found the enclosed license for the upper pump. You might want to compare this license to the work we did in your office.

Being as though there is a license for the upper pump is there any work need to show Callenders' interest?

Again thank you for your assistance.

Sincerely,


Sollie A. Callender

A05-12204

Claimed/licensed

"P"

A05-02712

Claimed/decreed

"P"

S26

SWSE L+10

12

23

7

~~13~~

SESE

32

~~14~~

14

14

SESW L+10

1

~~5~~S35

NENE

16

8

9

8

NWNE

25

~~27~~ 27

26

~~27~~

SWNE

24

20

23

20

NENW L+1

2

~~12~~

7

~~7.5~~

SENW L+4

1

~~7~~

8

7

NESW

2

0

NWSE

1

0

1121129797