

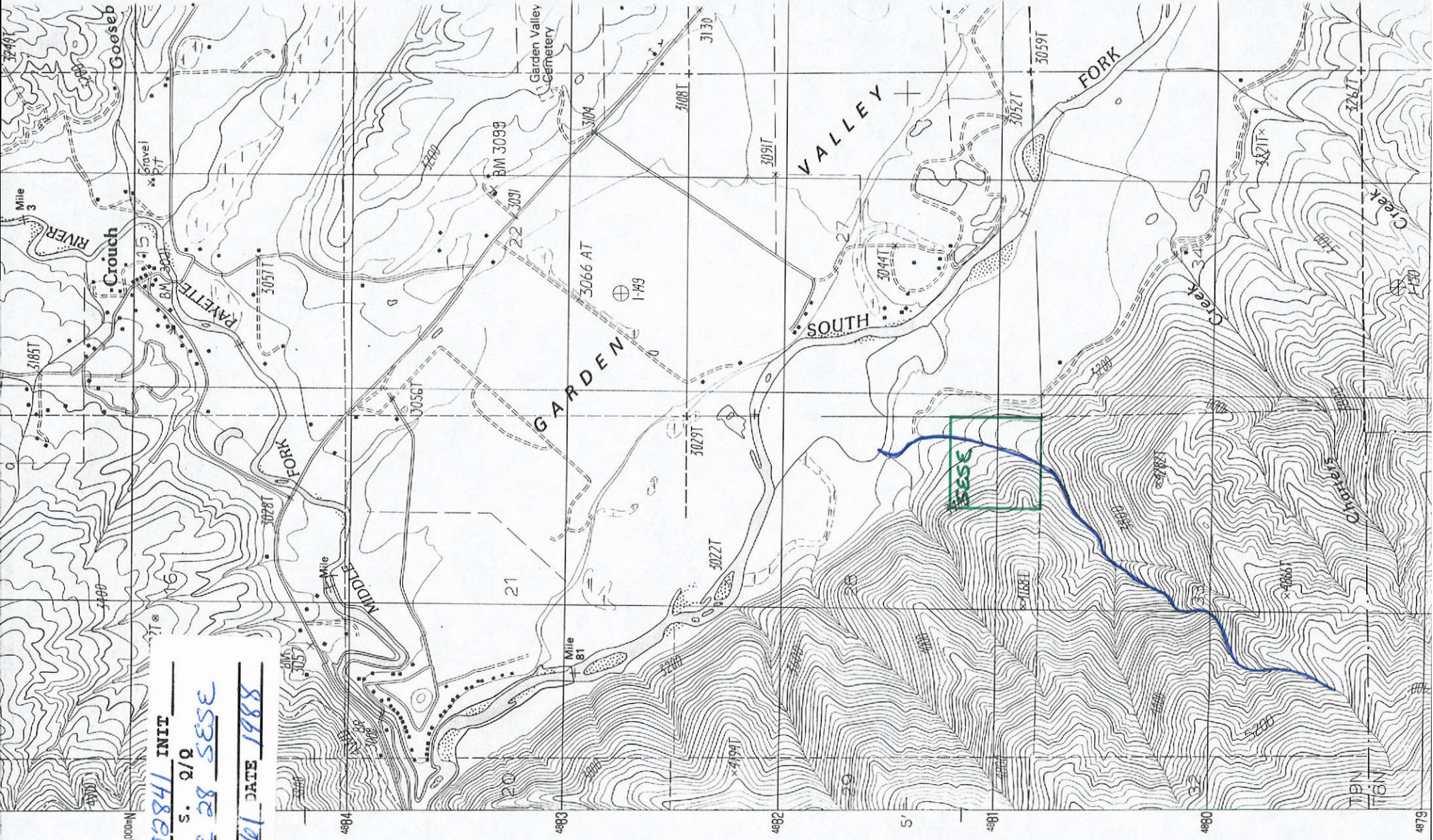
5a
CLAIM 405-03841 INIT

T. R. S. Q/Q

P/D 9N 4E 28 SESE

SCALE

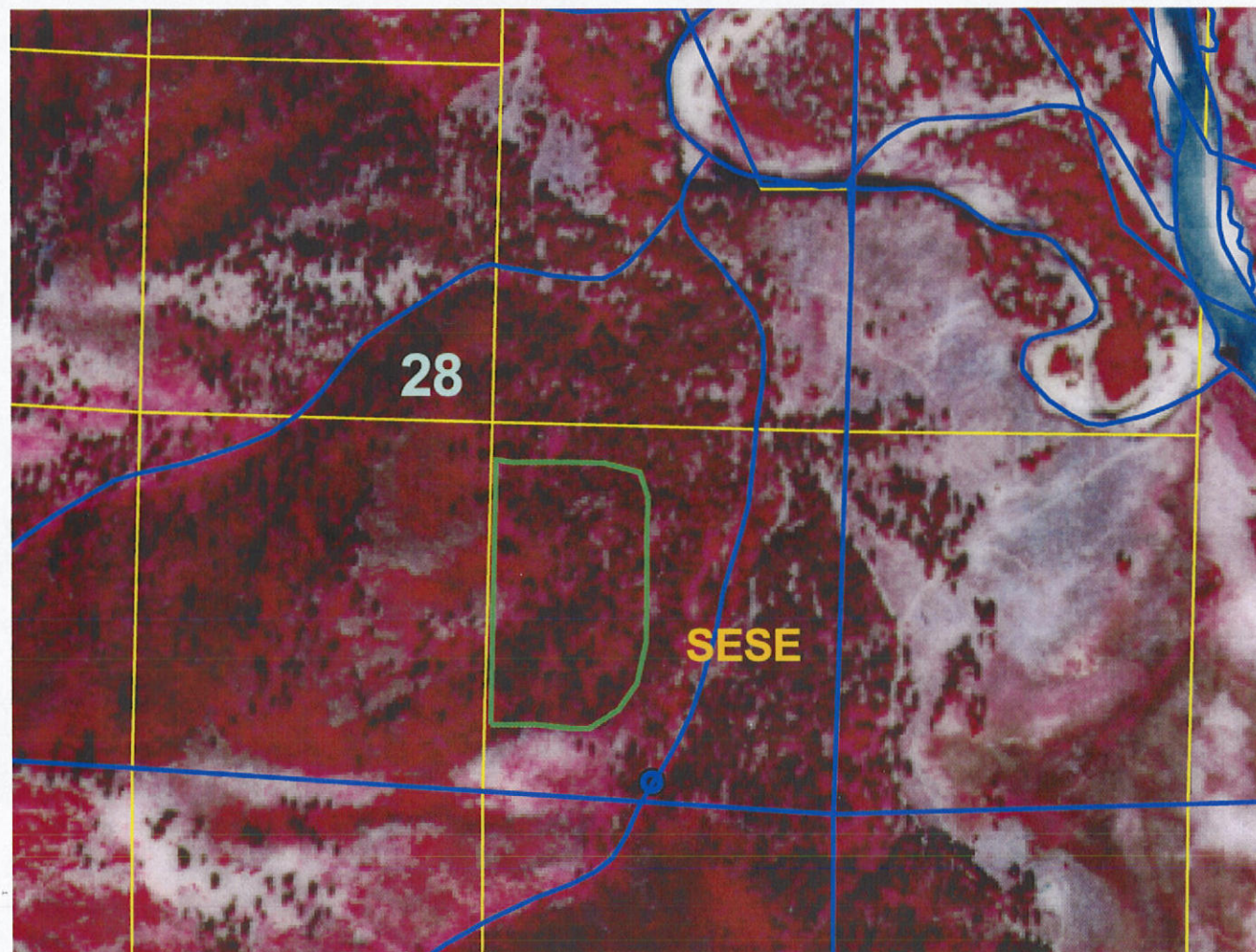
PHOTO ID. V61 DATE 1988



6b

IDAHO DEPARTMENT OF WATER RESOURCES

T09N, R04E, S28



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

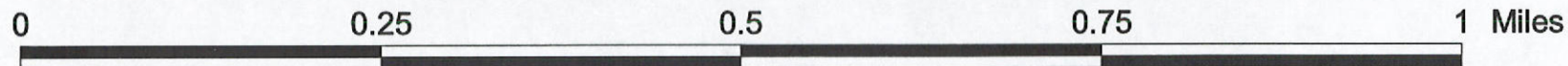
6 SECTION NUMBERS

CLAIM(S): 65-02841

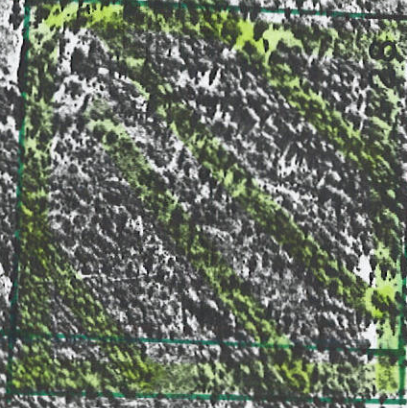
OWNER(S): BOX R LAND & LIVESTOCK

Prepared by Mel Schulte

DATE: OCTOBER 20, 1999



CLAIM 465-02841 INIT CC
T. R. S. 3/2
P/D 9N 4E 28 SESE
SCALE PRBA map
PHOTO ID. ASCS DATE 1961

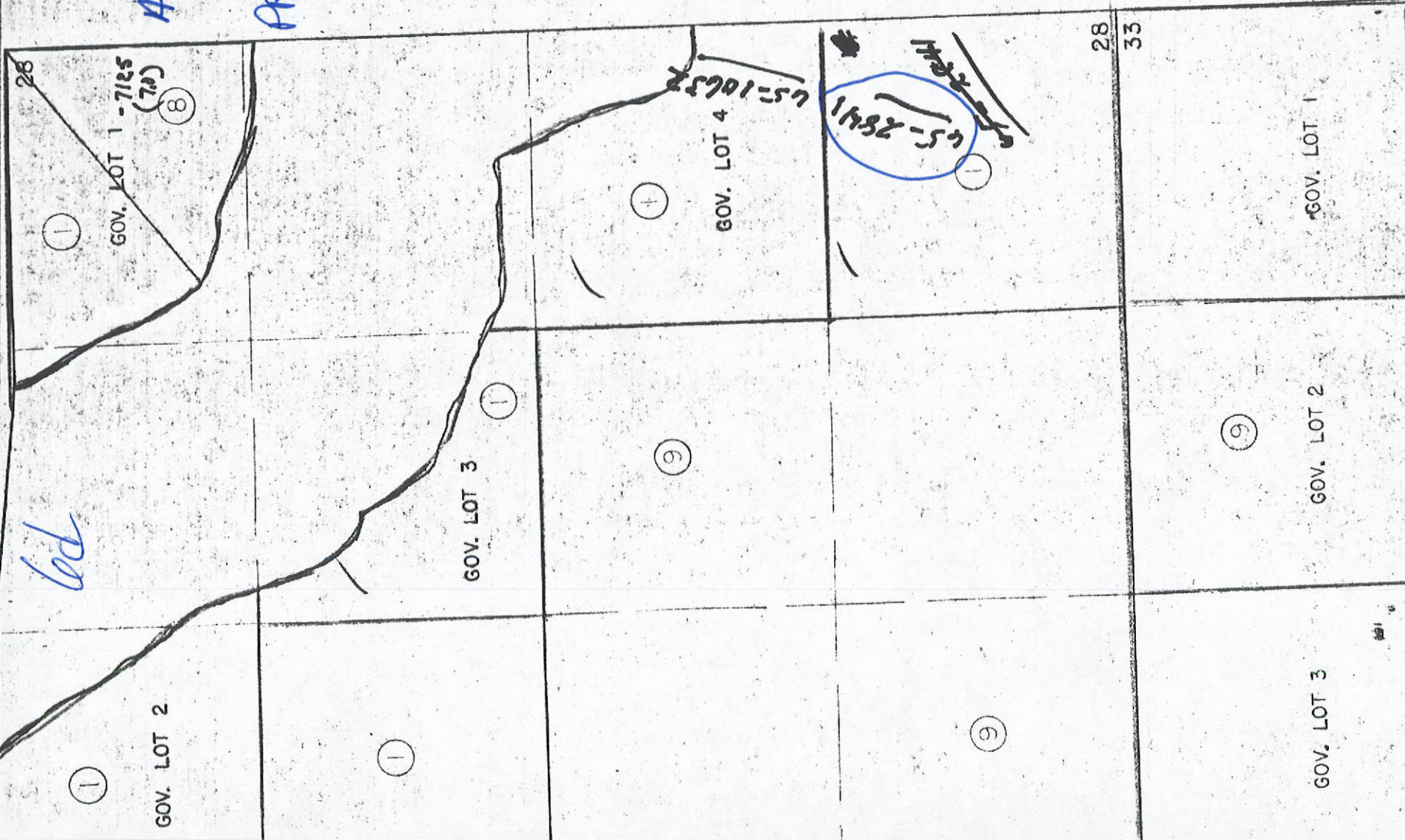


DAV
LEE
116

led

465-02841

ARBA Blueprint map



- Well
- Pump
- Headgate
- House
- End of main line irrigation system
- Main line branch irrigation system
- Sprinkler off of irrigation sys
- Ditch or canal
- Drainage
- Drainage ditch
- Property boundary
- Basin number (c map)
- Claim number
- Code for use of

revenue & etc

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 107

INDICATES TOTAL

SOURCE: COW CREEK

TRIBUTARY TO: SOUTH FORK, 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
65-10632	ROGDE, GARY & ROGDE, PHEBE ROUTE 1, BOISE, IDAHO 83702	7/ 1/1913	IRRIGATION	4/ 1 11/ 1	--- AFA .16 CFS	SESE S28 T 9N R 4E	LOT 4(8) S28 T 9N R 4E *8*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.40 AFA .02 CFS *---*AFA *.18*CFS		SAME AS OTHER USE	
65-2841	ROGDE, GARY & ROGDE, PHEBE ROUTE 1, BOISE, IDAHO 83702 REMARKS: SEE CLAIM 45-10632 ALSO. THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	4/14/1966	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SESE S28 T 9N R 4E	SAME AS OTHER USE	PERMIT
			IRRIGATION	4/ 1 11/ 1	--- AFA .24 CFS *---*AFA *.26*CFS		SESE(12) S28 T 9N R 4E *12*	

INDICATES TOTAL

SOURCE: COW SPRING

TRIBUTARY TO: SINKS

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-7532	U. S. DEPT. OF INTERIOR BUREAU OF LAND MANAGEMENT, 230 COLLINS ROAD, BOISE, IDAHO 83702	2/21/1975	STOCKWATER	1/ 1 12/31	3.00 AFA .01 CFS	SWNW S26 T 9N R 3E	SWNW S26 T 9N R 3E	LICENSE
			WILDLIFE	1/ 1 12/31	3.00 AFA .01 CFS *3.00*AFA *.01*CFS		SAME AS OTHER USE	

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02841
Date Received: 4/17/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BOX R LAND & LIVESTOCK INC 208-939-9156
Address: PO BOX 1145
EAGLE ID 83616
2. Date of Priority: APR 16, 1966
3. Source: COW CREEK Trib. to: PAYETTE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	04E	28	SE	SE			BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
IRRIGATION	04/01	11/01	0.120		14.00

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 15.20 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
09N	04E	28	SE	SE		IRR	12.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	12.0
					Total Acres	12.0

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:

14. Remarks:

OWNERSHIP CHANGED BY LH 7/18/96.

15. Basis of Claim: LICENSE

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

RECEIVED

JUL 03 1996

Department of Water Resources

DATE OF CLOSING: Early 1980'sLEGAL DESCRIPTION OF PROPERTY: Township T9N Range R4E
Section SEC 28 1/4 of 1/4 of 1/4, Govt. Lot _____, BM.Lot _____, Block _____, Subdivision/Townsite _____ - SESE + South 400A.

If you have additional legal descriptions, please attach separate sheet.

Please see attached Letter. Parcel # RPO9N04E289050A Lot 4

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR:65-02841 / A65-02841 / A65-10632[] Name and Address of Former
Owner/Claimant(s)(Seller):Gary S. + Phebe A. Rogde
4562 Burt Place
Eagle, Idaho 83616[] New Owner/Claimant
(Purchaser):Box-R-Land + Livestock, Inc.

[] New Mailing Address:

Box-R-Land + Livestock, Inc.
P.O. Box 1145
Eagle, Idaho 83616

[] New Telephone Number:

(208) 939-9156 or (208) 939-7180[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:NA

RECEIVED

JUL 12 1996

[] Attach proof of
ownership, describe
proof attached: —WATER RESOURCES
WESTERN REGION

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)Lysan J. Rogde - Vice-President Date May 21, 1996
Linda L. McQuary - Secretary Date May 21, 1996[] Signature of Former
Owner/Claimant(s):Gary S. Rogde Date 5-22-1996
Phebe A. Rogde Date 5-22-1996

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 7-18-96 By: AD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 7-18-96 By: AD

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

OCT 18 1996

RECEIVED

JUL 3 1992

INSTRUCTIONS

Department of Water Resources

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

04

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: A65-02841
Date Received: 4/17/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY ROGDE 208-939-6638
Address: 4562 BURT PL.
EAGLE, ID 83616
AND/OR
Name: PHEBE ROGDE
Address: 4562 BURT PL.
EAGLE, ID 83616
2. Date of Priority: APR 16, 1966
3. Source: COW CREEK Trib. to: PAYETTE RIVER, SOUTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09N | 04E | 28 | SE | SE | | | BOISE |
5. Description of diverting works:
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | 1.20 |
| IRRIGATION | 04/01 | 11/01 | 0.120 | | 14.00 |
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 15.20 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

A65-02841

Page 1

Date: 04/17/89

MICROFILMED
SEP 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	04E	28	SE	SE		IRR	12.0
Section Acres							12.0
Total Acres							12.0

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:

14. Remarks:

15. Basis of Claim: LICENSE

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. No. *A65-02841*

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s) _____

Mailing Address
(include Zip Code) _____

Phone Number (208) *939-6638*

MICROFILMED
SEP 21 1992

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: 65-02841
DATE RECEIVED: 4-17-89
RECEIPT NO: X999999
RECEIVED BY: C.T.-----

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: GARY ROGDE
ADDRESS: 4562 BURT PL.
EAGLE, ID

83616

NAME: PHEBE ROGDE
ADDRESS: 4562 BURT PL.
EAGLE, ID

83616

2. DATE OF PRIORITY: APR 16, 1966

3. SOURCE: COW CREEK

TRIB. TO: PAYETTE RIVER, SOUTH FORK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
09N	04E	28	SE	SE			BOISE

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
IRRIGATION	04/01	11/01	0.120		14.00

7. TOTAL QUANTITY APPROPRIATED IS:
0.140 C.F.S. (AND/OR)

15.20 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
09N	04E	28	SE SE		IRR	12.0
SECTION ACRES						12.0
TOTAL ACRES						12.0

11. PLACE OF USE IN COUNTIES: BOISE, BOISE

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: LICENSE

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: -0-

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: 4-16-89

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

STATE OF IDAHO)
COUNTY OF Ada) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 17th DAY

OF April 19 89

Carter Fritschle
NOTARY PUBLIC

SEAL

RESIDING AT _____

MY COMMISSION EXPIRES _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

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

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

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

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

Sincerely,

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

AJ0749NP
No. R65-02841

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

DATE: 10/20/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOX R LAND & LIVESTOCK INC PO BOX 1145 EAGLE ID 83616 (208) 939-9156	04/16/1966	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.120 CFS 0.040 CFS	14.00 AFA 1.20 AFA
TOTAL DIVERSION:					0.140 CFS	15.20 AFA

Water Source: UNNAMED STREAM

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion: T09N R04E S28 SESE

BOISE 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
09N	04E	28	:																	12.0
TOTAL ACRES																			12.0	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
09N	04E	28	:																	D

POU County: BOISE

Non-Irrigation Uses: ONE HOME

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP RIGHT NO. 65-10632 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
SOURCE IS ALSO KNOWN AS COW CREEK.

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

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

AJ0749NP
No. R65-02841

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

DATE: 10/20/99
PAGE: 2

=====

Comments: Date: 10/20/1999 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY LH 7/18/96.

Audit: 10/20/99 MSCHULTE

February 3, 2000

**NOTICE OF ERROR
REPLY**

RECEIVED

FEB 24 2000

Department of Water Resources

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: March 3, 2000

RECEIVED

FEB 25 2000

WATER RESOURCES
WESTERN REGION

Water right number: 65-02841

BOX R LAND & LIVESTOCK INC
PO BOX 1145
EAGLE ID 83616

Daytime Telephone Number: (208) 939-9156 AND/OR
Evening Telephone Number: (208) 634-4051

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:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: FEB. 23, 2000 SIGNATURE: Linda L. McQueary
Please print your name: LINDA L. MCQUEARY SECRETARY/TREASURER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:00:33
10/19/99
16

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-02841

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BOX R LAND & LIVESTOCK INC	04/16/1966	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.120 CFS 0.040 CFS	14.00 AFA 1.20 AFA
TOTAL DIVERSION:					0.140 CFS	15.20 AFA

Water Source: ~~COW CREEK~~

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion: T09N R04E S28 SESE

BOISE 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
09N	04E	28	:																	:	
																			12	:	12.0
																			TOTAL ACRES	:	12.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: BOISE

Remarks: GEN OWNERSHIP CHANGED BY LH 7/18/96.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

EXP - F05, B01

N10 & N12.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:00:23
10/19/99

PAGE: 15
QUICKLOOK INFORMATION

15
CLAIM NUMBER: A65-02841

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 10-20-99 In office	N		MS 10-20-99	MS 10-20-99	
POINT OF DIV				N				
SOURCE				X				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
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>1988 map</u> IDWR ID NO. <u>V01</u>	Y(☒) N() <u>5a</u>
☒ NAPP <u>GIS</u>	DATE OF PHOTO <u>1987 10-20-99</u> IDWR ID NO. _____	Y(☒) N() <u>6b</u>
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961 PRBA map</u>	Y(☒) N() <u>6c</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>10-20-99</u>	Y(☒) N() <u>6a</u>
☒ OTHER <u>PRBA map</u>	DATE _____	Y(☒) N() <u>6d</u>
☒ OTHER <u>Map from permit application</u>	DATE _____	Y(☒) N() <u>6e</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>POU review report</u>	DATE <u>10-19-99</u>	<u>1</u>	_____
☒ OTHER <u>Page from decree</u>	DATE <u>3-2-79</u>	<u>1</u>	_____
<u>PRBA claim</u>	<u>7-23-74</u>	_____	_____

DATE: 10/19/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY ROGDE	04/16/1966	IRRIGATION	04/01 11/01	0.120 CFS	14.00 AFA
C	PHEBE ROGDE 4562 BURT PL. EAGLE ID 83616		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.140 CFS	15.20 AFA

Water Source: COW CREEK								Tributary to: PAYETTE RIVER, SOUTH FORK								Stage: LICENSE											
Point(s) of Diversion:				T09N R04E S28				SESE				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	NWESE	SWSE	SESE	:				
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	--	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	----			
09N	04E	28	:					:					:					:					:	12	: 12.0		
																						TOTAL ACRES		12.0			

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-10632

Dates:	App. Received:	Priority Date:	04/16/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	12/04/1984	
Misc:	Water District Number:	65	Field Exam Fee:
Audit:	12/04/84	04/30/88 CONVERT	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:00:23
10/19/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-02841

LAST: ROGDE
ADDRESS: 4562 BURT PL
CITY: EAGLE
PHONE NUMBER: 208-939-6638

FIRST: GARY
STATE: ID ZIP: 83616

OWNER CODE: O

LAST: ROGDE
ADDRESS: 4562 BURT PL
CITY: EAGLE
PHONE NUMBER: 208-000-0000

FIRST: PHEBE
STATE: ID ZIP: 83616

OWNER CODE: O

LAST: BOX R LAND & LIVESTOCK INC
ADDRESS: PO BOX 1145
CITY: EAGLE
PHONE NUMBER: 208-939-9156

FIRST:
STATE: ID ZIP: 83616

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN OWNERSHIP CHANGED BY LH 7/18/96.

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 review 10-20-99

A. AJ CLAIM: # A65-02841 PRIORITY DATE: 04-16-1966 STAGE: L

B. WR RECORD: # 65-02841 PRIORITY DATE: 04-16-1966 STAGE: L

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: *Processed in the PRBA as a permit but licensed
in 1984.*

=====

RECOMMENDED PRIORITY DATE:

04-16-1966
REVIEWED BY *Meek Schulte*

DATE *10-20-99*

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
A65-02841	09N	04E	28		SE	SE			BOISE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-10632 NONE

WR RECORDS IN SAME 40 ACRE TRACT
65-10632

SOURCE: COW CREEK

TRIB: PAYETTE RIVER, SOUTH FORK

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
65-02841	09N	04E	28		SE	SE			BOISE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-10632

A65-10632 NONE

SOURCE: COW CREEK

TRIB: PAYETTE RIVER, SOUTH FORK

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:

The source claimed, "Cow Creek", is shown on USGS maps as an "Unnamed Stream". It is aka "Cow Creek".

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP. 09N	RGE. 04E	SEC. 28	1/4	1/4 SE	1/4 SE	LOT	POD FLAG	COUNTY BOISE	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: ~~COW CREEK~~

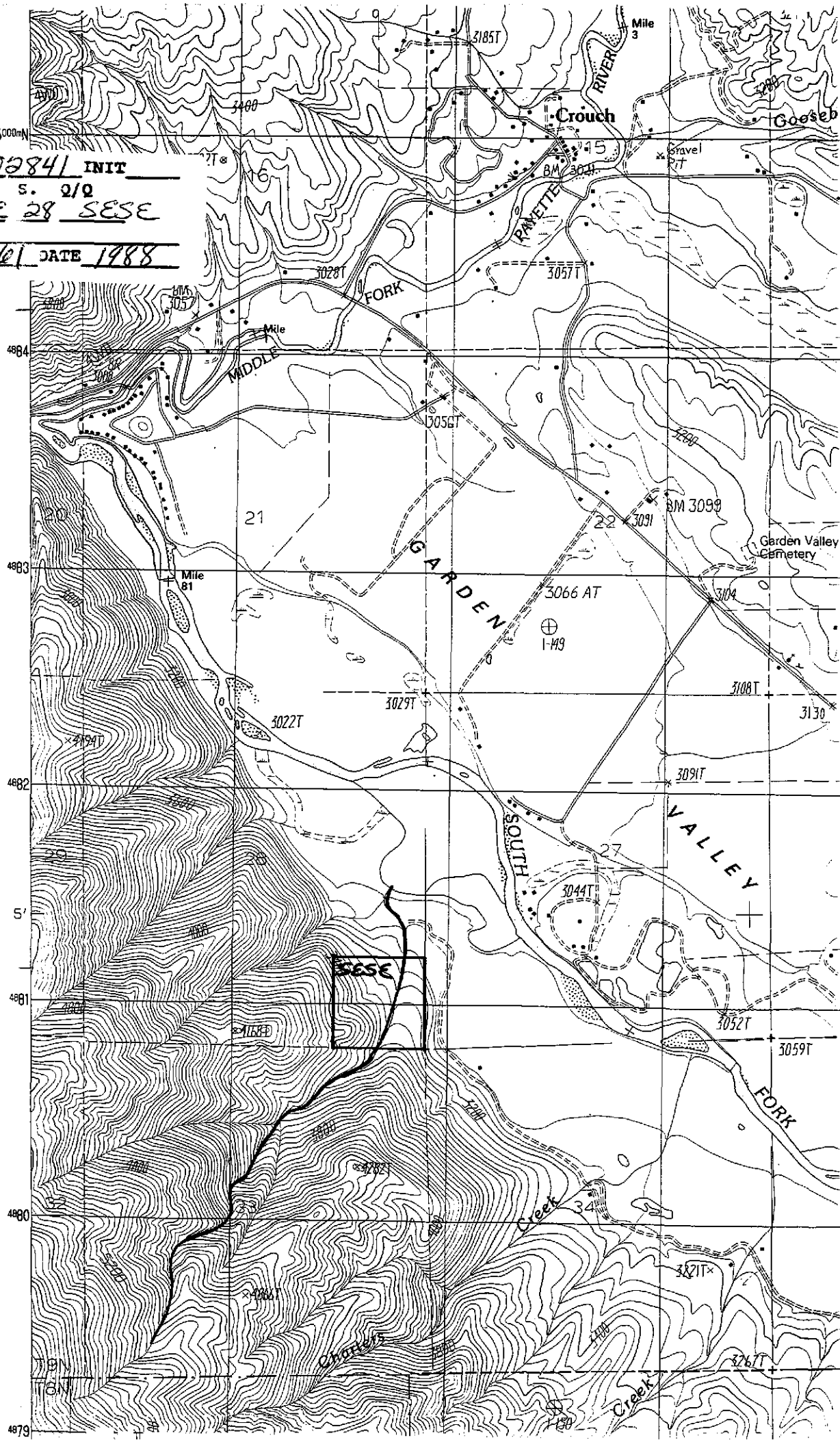
TRIB: PAYETTE RIVER, SOUTH FORK

Unnamed Stream
REVIEWED BY: Meel Schulte

DATE: 10-20-99

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

CLAIM AW5-02841 INIT
T. R. S. Q/Q
P/D 9N 4E 28 SESE
SCALE
PHOTO ID. V61 DATE 1988



A. ROOT WATER RIGHT NUMBERS: A65-02841

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	04E	28	SE	SE		BOX R LAND & LIVESTOCK INC	A65-02841	/ 12.0	65-02841	/ 12.0	12
ADDITIONAL POU FOUND											

TOTAL ACRES A65-02841 12.00 12.00

POU COUNTY: BOISE

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y() N(✓)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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(✓)

WESTERN REGION

OWNER (S):

OWNER (S): Box R Land & Livestock

CLAIM NUMBERS:

CLAIM NUMBERS: Alas-02841

AGENT: MEL SCHULTE

DATE 10-20-99

[illegible]

POLYGON CREATED ON 330

POLYGON # () () () () UPDATED BY MTS 12-23-99

ATTRIBUTES OF B65-POU.SHP (15057) () () () ()

ATTRIBUTES OF B65-POD.SHP (1511) () () () () ()

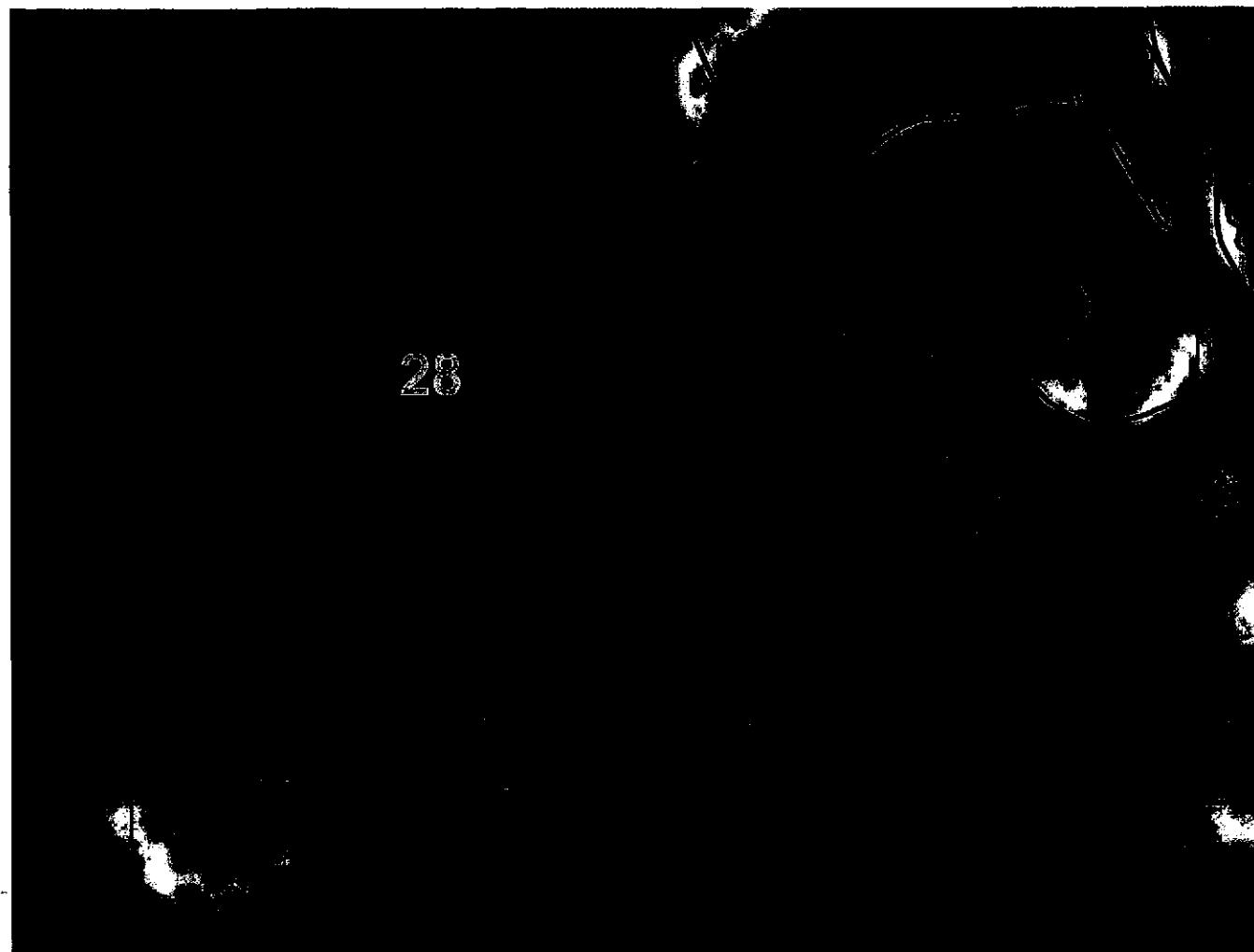
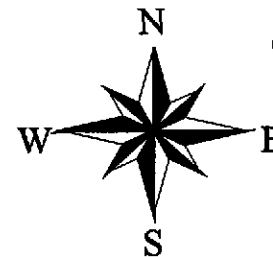
B65-DBFOU.DBF UPDATED BY MTS

B65-DBPOD.DBF UPDATED BY MTS

NOTES :

6b

IDAHO DEPARTMENT OF WATER RESOURCES
T09N, R04E, S28



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-02841

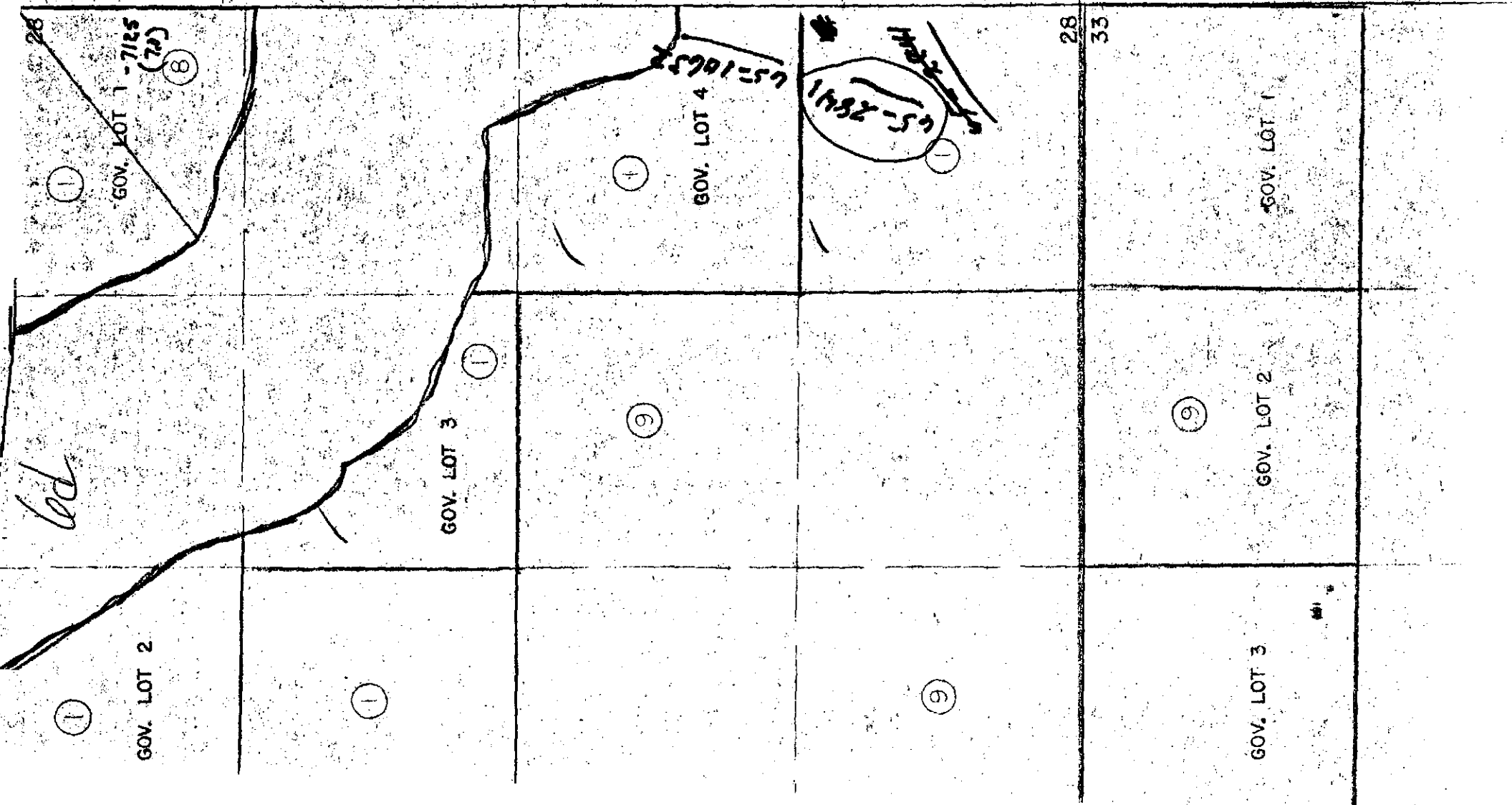
OWNER(S): BOX R LAND & LIVESTOCK

Prepared by Mel Schulte

DATE: OCTOBER 20, 1999

0 0.25 0.5 0.75 1 Miles

CLAIM 465-02841 T. R. 31Q
P/D 9N 4E 28 SESE
SCALE PRBA map
PHOTO ID. ASCS DATE 1961



405-02841

PRBA Blueprint map

24-28-29

NAME OF APPLICANT

G.A.M. Rogde

Form No. 6

Permit application map

By H.E.B.M.

Tap 9W

28

25.4 K

20

Green, Mark, and To be irregular

325.0

10.10

APR 13 1968

EAL E. JAPPAN

State Reclamation Engineer

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

(☒) ^{GTS} MAP, IDWR NO. _____; (☒) ASCS PHOTO; (☒) OTHER PRBA map.

NOTES:

The historical documents are ambiguous as to the exact area irrigated. The old permit map indicates an area on the West side of the SESE which appears on the GTS map imagery to be forested and/or brushy land.

RECOMMENDATIONS:

TOTAL ACRES: 12 N/A ()

REVIEWED BY:

Me Schulte

DATE:

10-20-99

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02841	DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-02841	IRRIGATION	FROM 04-01 TO 11-01	0.120 CFS	14.00 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.140 CFS	15.20 AF/A

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02841	DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-02841	IRRIGATION	FROM 04-01 TO 11-01	0.120 CFS	14.00 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.140 CFS	15.20 AF/A

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(☒)

PAGE: 9

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

CLAIM NUMBER: A65-02841

NOTES:

Recommended as licensee.

AJ CLAIM TOTAL DIVERSION RATE: 0.140 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.140 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 12 x 0.02 CFS/ACRE = .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 = 15.20 AF/A

ACRES 12 x DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 42 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = NA 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		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
DOMESTIC IRRIGATION	01-01	12-31	DATABASE 0.040	EXAMINER	DATABASE 1.20	EXAMINER	DATABASE 0.0	EXAMINER
	04-01	11-01	0.120		14.00		0.0	
TOTAL FOR THIS RIGHT			0.140		15.20		0.0	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Meel Schulte DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXP - FOS, BOI

EXPLANATORY CONDITIONS (CODE):

N10 & N12

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

NA

ROOT WATER RIGHT NUMBER: 65-02841

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.140	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02841	0.140	-		65-02841	0.140
TOTAL CFS		0.140				0.140

DIVERSION RATE REVIEW

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

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Meel Schulte DATE: 10-20-99

NAME OF FIELD EXAMINER: _____ TITLE: _____

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 10/19/99

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-02841

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-02841

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
09N	04E	28	SE	SE		BOX R LAND & LIVESTOCK INC	A65-02841 /01/12.0	65-02841 /01/12.0	
TOTAL ACRES							A65-02841	12.00	12.00

POU COUNTY: BOISE



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 19, 1996

Re: Notices of Claim to a Water Right Nos. A65-02841, A65-10632

BOX R LAND & LIVESTOCK INC
PO BOX 1145
EAGLE ID 83616

Claimant(s):

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:l

Enclosures

MICROFILMED

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RECEIVED

JUL 03 1996

Department of Water Resources

July 2, 1996

Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098
Ph. (208) 327-7900

ATTN: PAM SCAGGS

Please find enclosed "NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" form. This is for "BOX-R-LAND & LIVESTOCK, INC.", located in Garden Valley, County of Boise, State of Idaho. The property is located at:

T9N R4E SEC 28
SESE & SOUTH 400 FT. LOT 4

PARCEL NUMBER: RP09NO4E289050A

52.120 TOTAL ACRES IN GARDEN VALLEY, BOISE COUNTY, IDAHO
KNOWN AS BOX-R-LAND & LIVESTOCK, INC..

Please file with the Idaho Department of Water Resources as soon as possible: WATER RIGHT NUMBERS ASSIGNED BY IDWR:

65-02841/A65-02841/and A65-10632

Thank You.

Sincerely,
Box-R-Land & Livestock, Inc.

Linda L. (Rogde) McQueary
Linda L. (Rogde) McQueary
Secretary for Corporation

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JUL 12 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED

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MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 107

INDICATES TOTAL

SOURCE: COW CREEK

TRIBUTARY TO: SOUTH FORK, PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION PCINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-10632	ROGDE, GARY & ROGDE, PHEBE ROUTE 1, BOISE, IDAHO 83702	7/ 1/1913	IRRIGATION	4/ 1 11/ 1	--- AFA .16 CFS	SESE S28 T 9N R 4E	LOT 4(8) S28 T 9N R 4E *8*	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.40 AFA .02 CFS *---*AFA *.18*CFS		SAME AS OTHER USE	
65-2841	ROGDE, GARY & ROGDE, PHEBE ROUTE 1, BOISE, IDAHO 83702 REMARKS: SEE CLAIM 45-10632 ALSO. THIS PERMIT RIGHT IS NOT DECLARED BY THE PRESENT ADJUDICATION PROCEEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	4/14/1966	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SESE S28 T 9N R 4E	SAME AS OTHER USE	PERMIT
			IRRIGATION	4/ 1 11/ 1	--- AFA .24 CFS *---*AFA *.26*CFS		SESE(12) S28 T 9N R 4E *12*	

INDICATES TOTAL

SOURCE: COW SPRING

TRIBUTARY TO: SINKS

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-7532	U. S. DEPT. OF INTERIOR BUREAU OF LAND MANAGEMENT, 230 COLLINS ROAD, BOISE, IDAHO 83702	2/21/1975	STOCKWATER	1/ 1 12/31	3.00 AFA .01 CFS	SWNW S26 T 9N R 3E	SWNW S26 T 9N R 3E	LICENSE
			WILDLIFE	1/ 1 12/31	3.00 AFA .01 CFS *3.00*AFA *.01*CFS		SAME AS OTHER USE	

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.

Department of Water Resources

Notice is hereby given that Gary & Phebe Rozde

Route 1, Boise, Idaho 83702

(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) 7/14/66

(2) Description of source of water: (Name of stream, lake, spring, etc., or subterranean) Cow Creek Trib to

(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)

Domestic 0.08 CFS Period of Use From Jan. 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
Irrigation 2.9 CFS Period of Use From May 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
Stockwater 0.03 CFS Period of Use From Jan. 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

(4) Quantity of water claimed: 16.4 Cubic Feet Per Second, or 43.2 Acre Feet Per Annum, and/or 16.4 Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SE 28 Sec. 28 Twp. 9 N Rge. 4 E B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible: Gravity diversion and sprinkler system

(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	
	9N	4E	28												X	X			30
																			4
																			12
																			12

Total No. of acres 38.0

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

(7) Effluent, sewage waste, or return water from this use is discharged into septic tank and South Fork Payette River

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

(9) Remarks After July available water diminishes. There is no water for right 865-2185.

(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. 65-2841

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 Gary & Phebe Rozde
(Signature of Claimant)

Organization Hermit
(Signature of Spouse)

State of Idaho Organization Seal Hermit
County of Ada (Signature of Authorized Agent)

On this 23 day of July, in the year 1974, before me, a notary public, personally appeared Gary & Phebe Rozde, 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 11/4/78
2KN 8/25/77