

Idaho Department of Water Resources

T17N, R03E

Claim(s) 65-03184H

Owner(s) Nisula

Prepared by:

Ron Howerton

Date: 31Mar 99

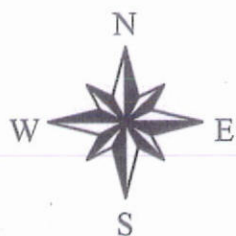
 Place of use

 POD

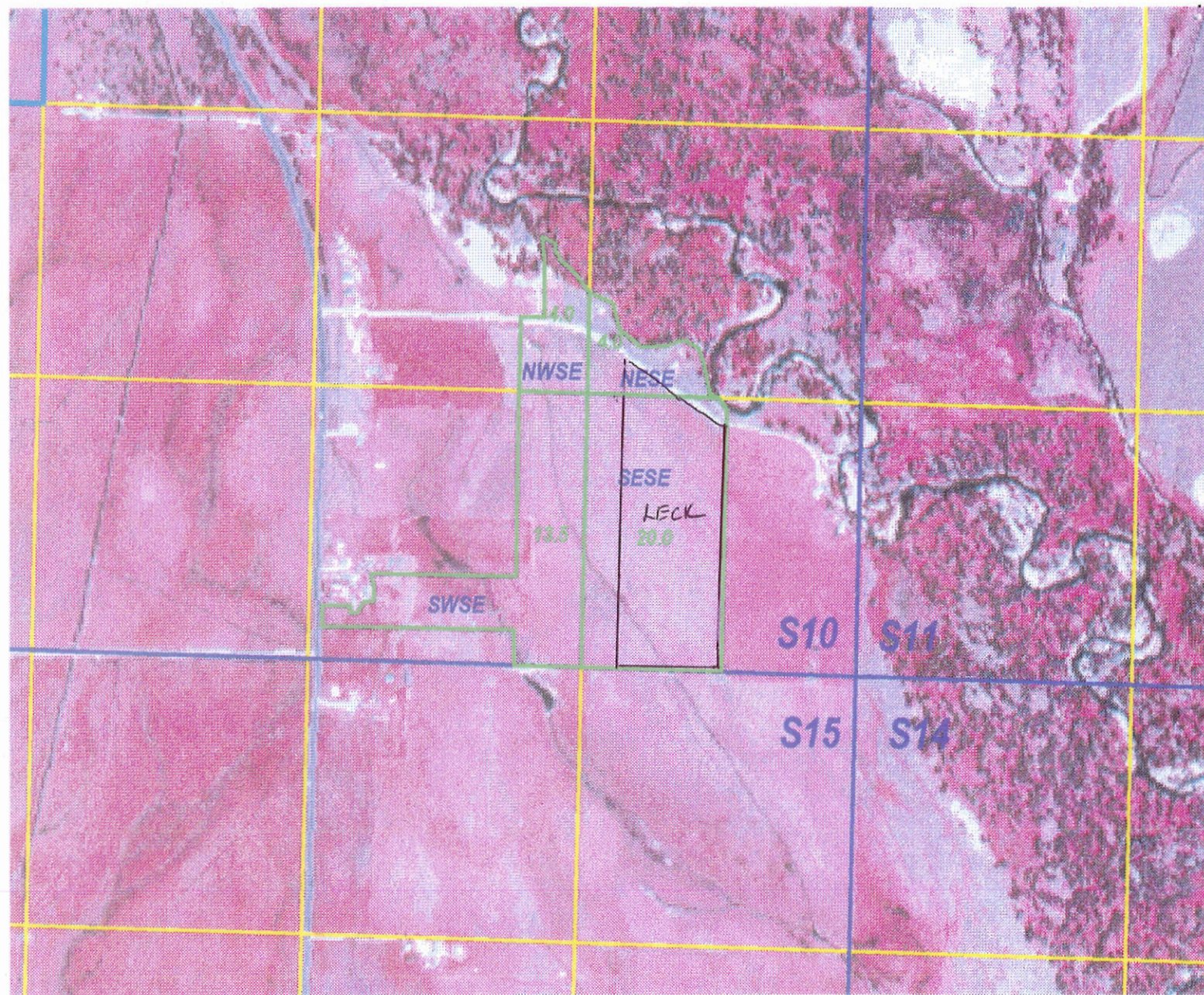
 SECTION LINES

 1/4 1/4 Lines

Acres



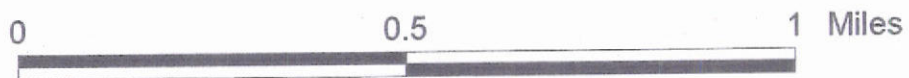
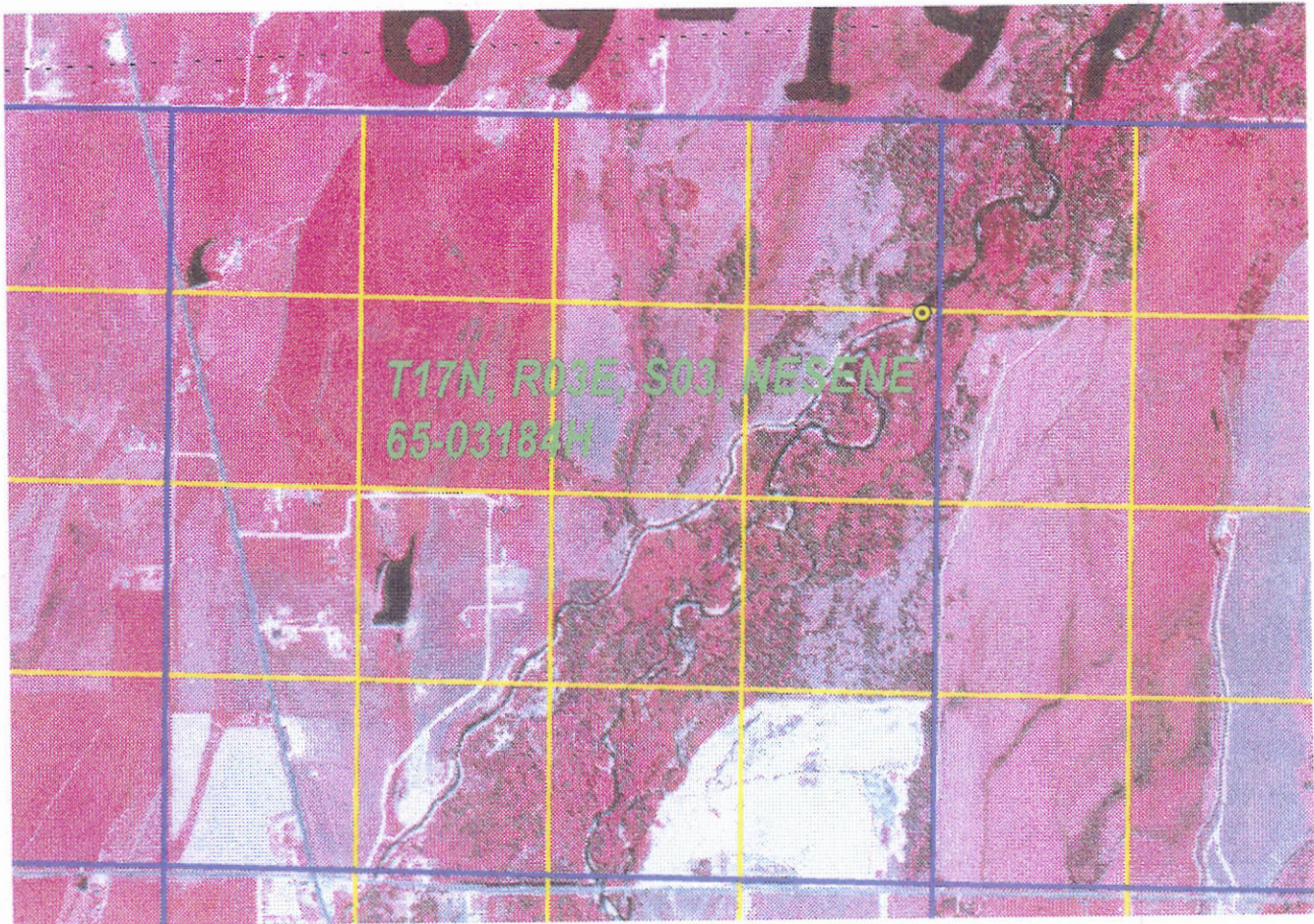
1987 NAPP



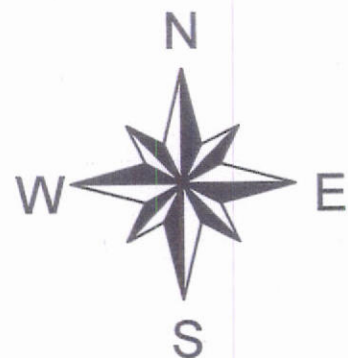
0 0.1 0.2 0.3 0.4 0.5 Miles



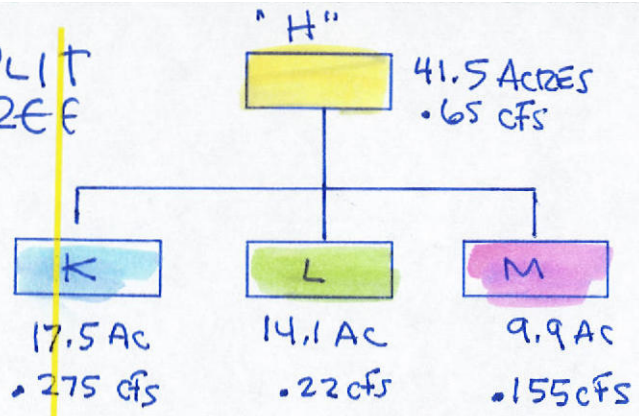
65-03184H



Point of Diversion



SPLIT TREE



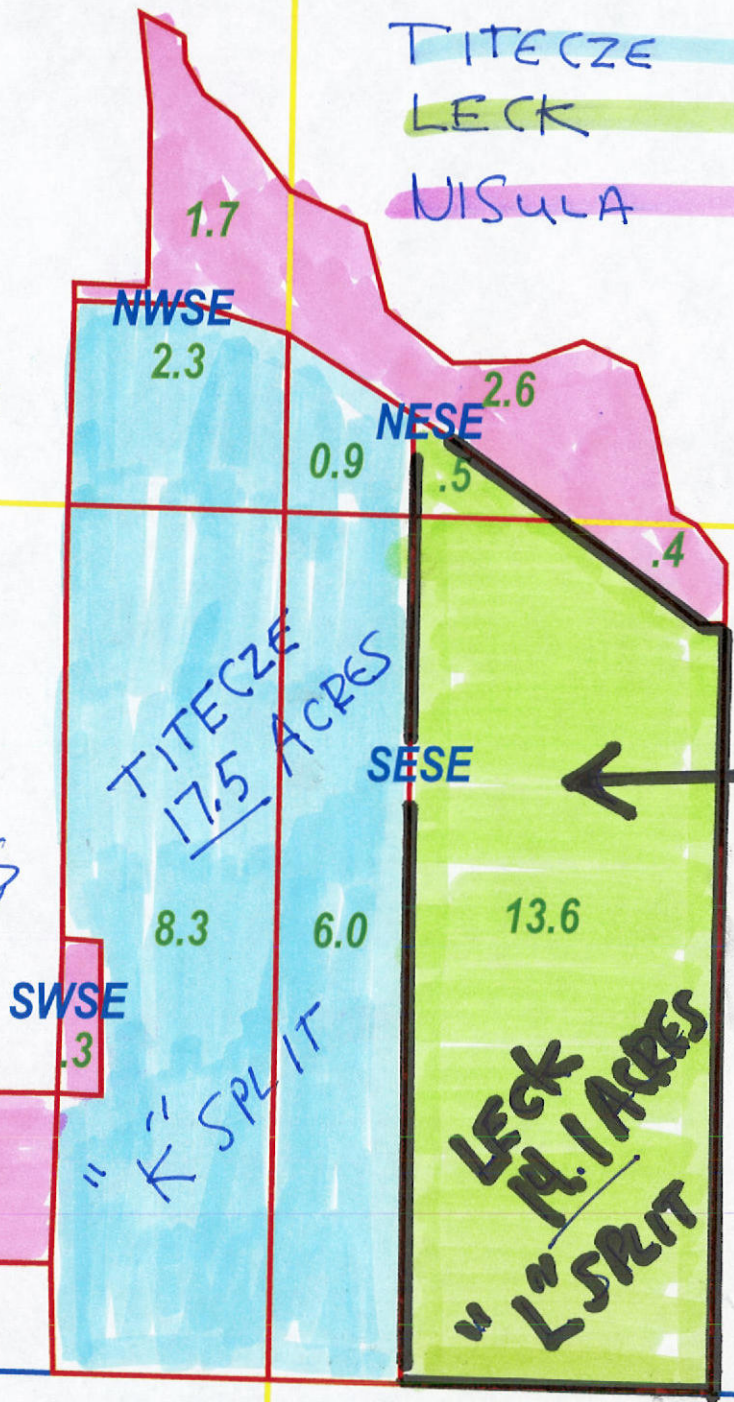
FACTOR .015662651/ACRE

LFS
 0.275
 0.22
 0.155

 .065 cfs

TITECZE	"K" SPLIT =	17.5
LECK	"L" SPLIT =	14.1
NISULA	"M" SPLIT =	9.9
		<u>41.5</u>

"M" SPLIT - NISULA
 9.9 ACRES
 4.9



PD ID# 611
 PD ID# 937

**T17N R03E
S10**

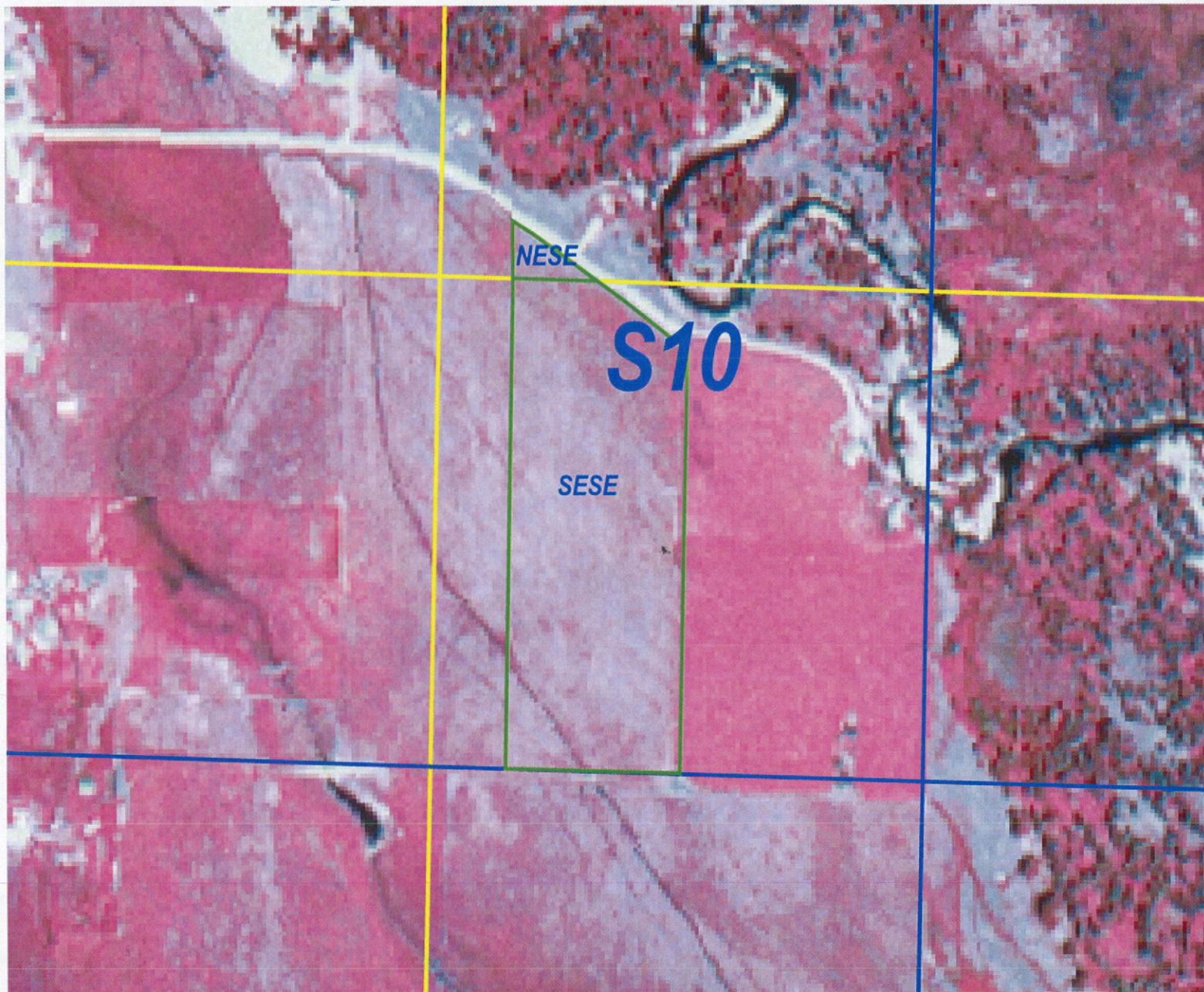
Claims: 65-03184L
Owner : LECK
Prepared by:
RON HOWERTON
Date: 25 OCT 99

-  Place of use
-  POD
-  SECTION LINES
-  1/4 1/4 Lines



1987 NAPP

Idaho Department of Water Resources



Idaho Department of Water Resources

**T17N R03E
S10**

Claims: 65-03184L

Owner : LECK

Prepared by:

RON HOWERTON

Date: 25 OCT 99

 Place of use

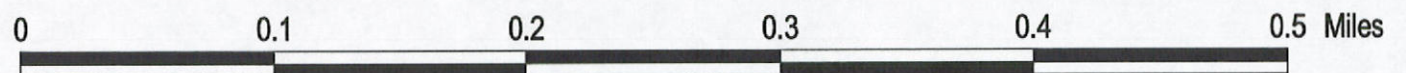
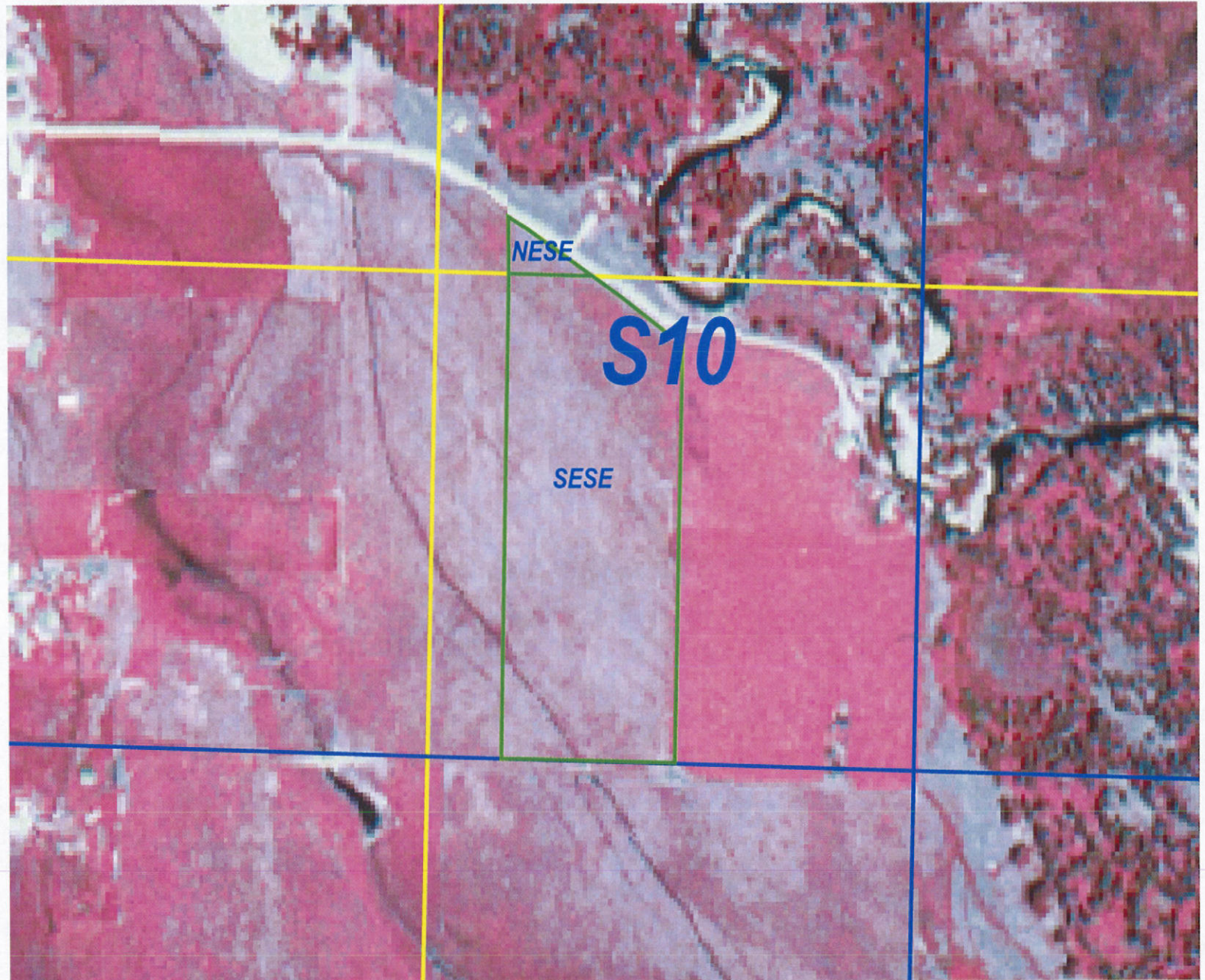
 POD

 SECTION LINES

 1/4 1/4 Lines



1987 NAPP



**T17N R03E
S10**

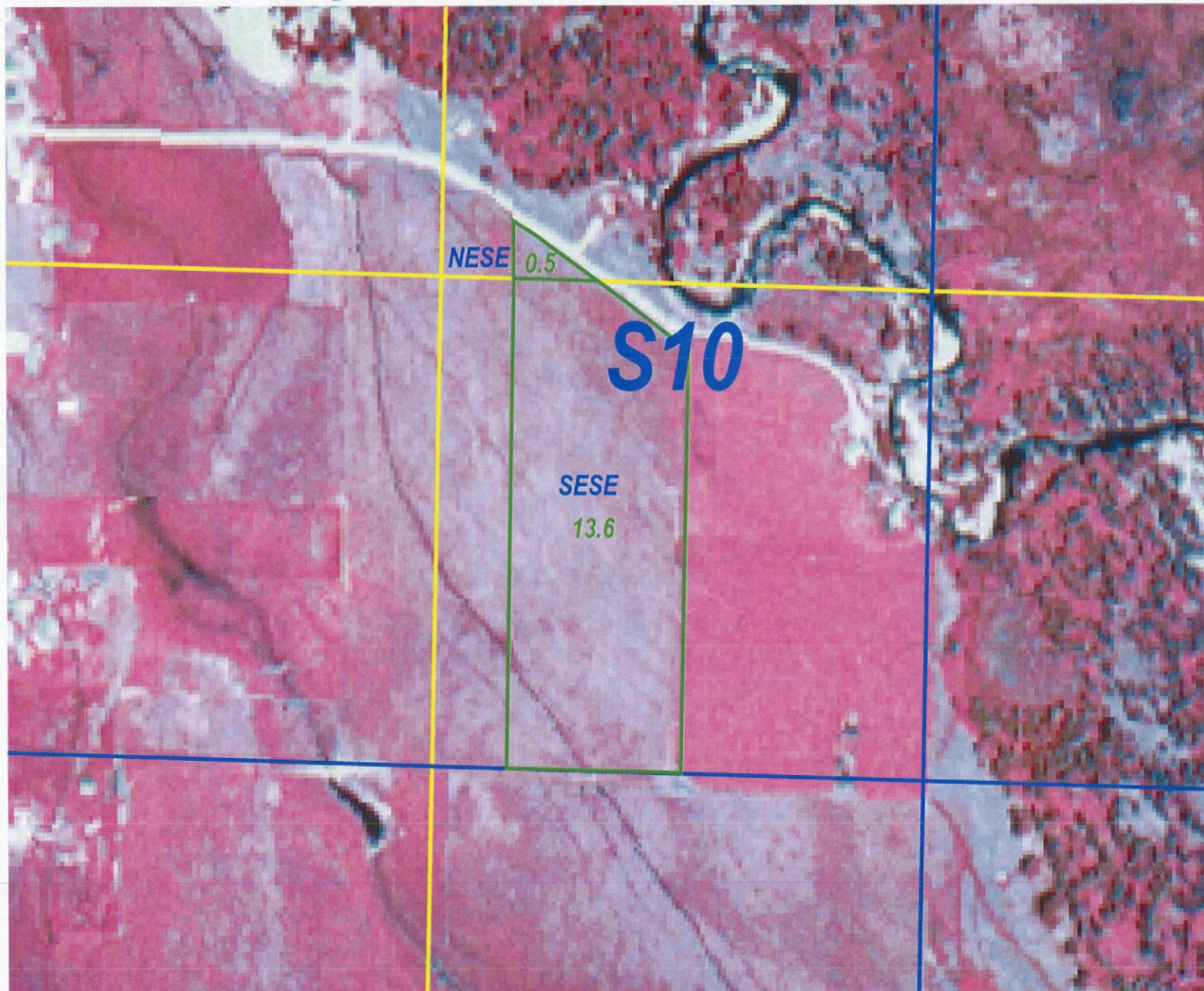
Idaho Department of Water Resources

Claims: 65-03184L
Owner : LECK
Prepared by:
RON HOWERTON
Date: 25 OCT 99

-  Place of use
-  POD
-  SECTION LINES
-  1/4 1/4 Lines



1987 NAPP



SPLIT

11 11



LECK

Stage: DECREED

VALLEY County

NE

5

13.6

A65-02708	A65-03120	A65-03183	A65-03184B	A65-03184C	A65-03184D	A65-03184E	A65-03184F	A65-03184H	A65-03184J
A65-03186	A65-03187	A65-03188	A65-03189	A65-03190	A65-03191	A65-03192	A65-03193	A65-03194A	A65-03197
A65-03198	A65-03199	A65-03200	A65-03201A	A65-03201B	A65-03202A	A65-03204	A65-03205	A65-03206	A65-03207
A65-03209	A65-03210	A65-03211A	A65-03211B	A65-03211C	A65-03212	A65-03213	A65-03214	A65-03215	A65-03216
A65-03219A	A65-03219X	A65-17131	R65-02700	R65-02707	R65-03183	R65-03184B	R65-03184C	R65-03184D	R65-03184E
R65-03184F	R65-03184J	R65-03201A	R65-03201B	R65-03202A	R65-03204	R65-03209	R65-03211A	R65-03211B	R65-03211C
R65-03212	R65-03214	R65-03215	R65-03216	R65-07523					

Dates: Exam Made Date: Verified Date: 06/28/1999 Objection Filed Date:

Comments: Date: 04/02/1999 User-ID: RHOWERTO Subject: COPIED FROM REMARKS
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

FROM REMARKS
A PORTION

ADD TO COMMENTS: POINT OF DIVERSION
OVERLAPPING PID'S ARE SITUATED
ON PROFILE REPORT

Idaho Department of Water Resources

T17N, R03E

Claim(s) 65-03184H

Owner(s) Nisula

Prepared by:

Ron Howerton

Date: 31Mar 99

 Place of use

 POD

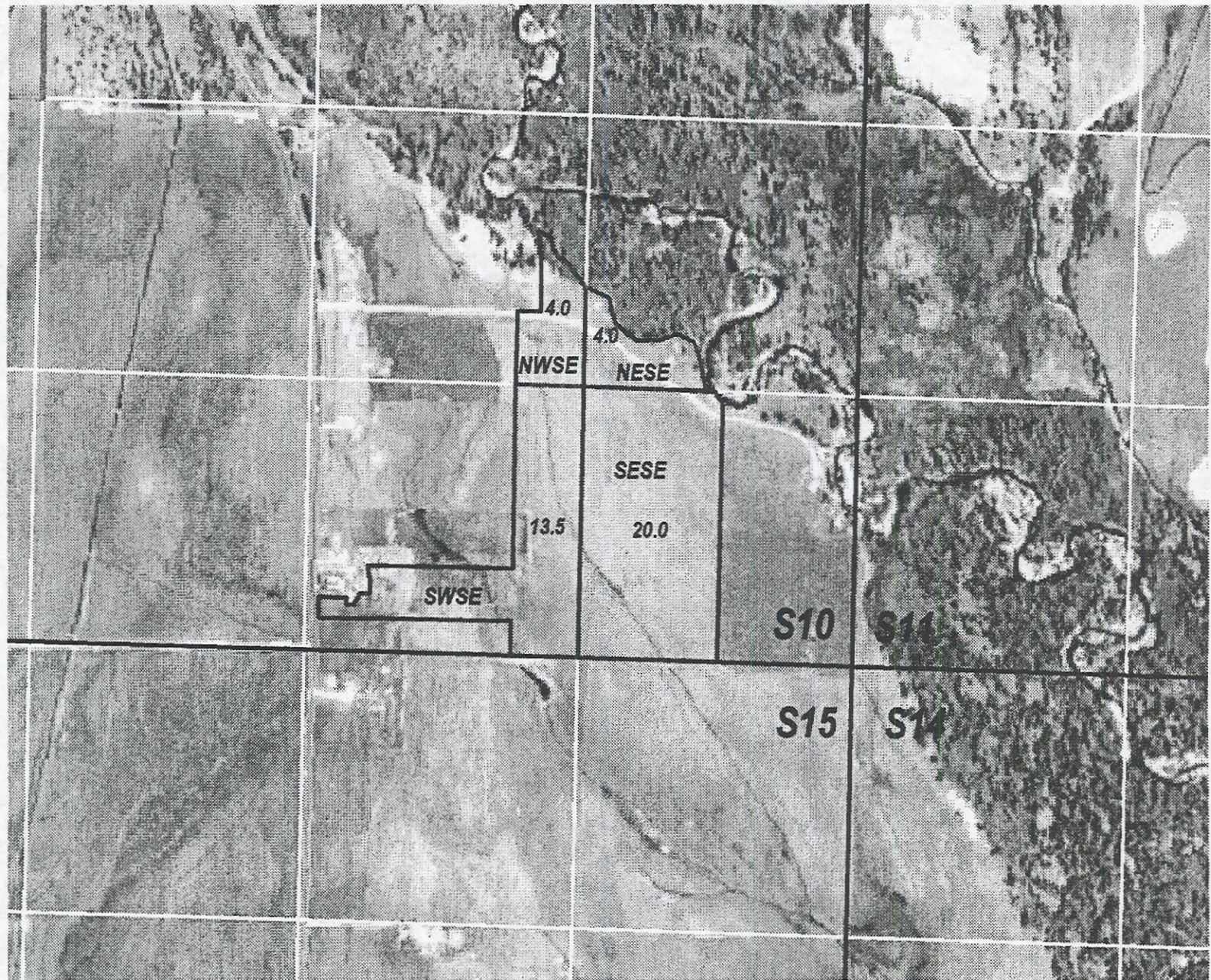
 SECTION LINES

1/4 1/4 Lines

Acres

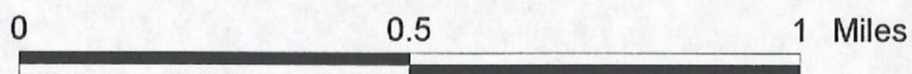


1987 NAPP



0 0.1 0.2 0.3 0.4 0.5 Miles

65-03184H

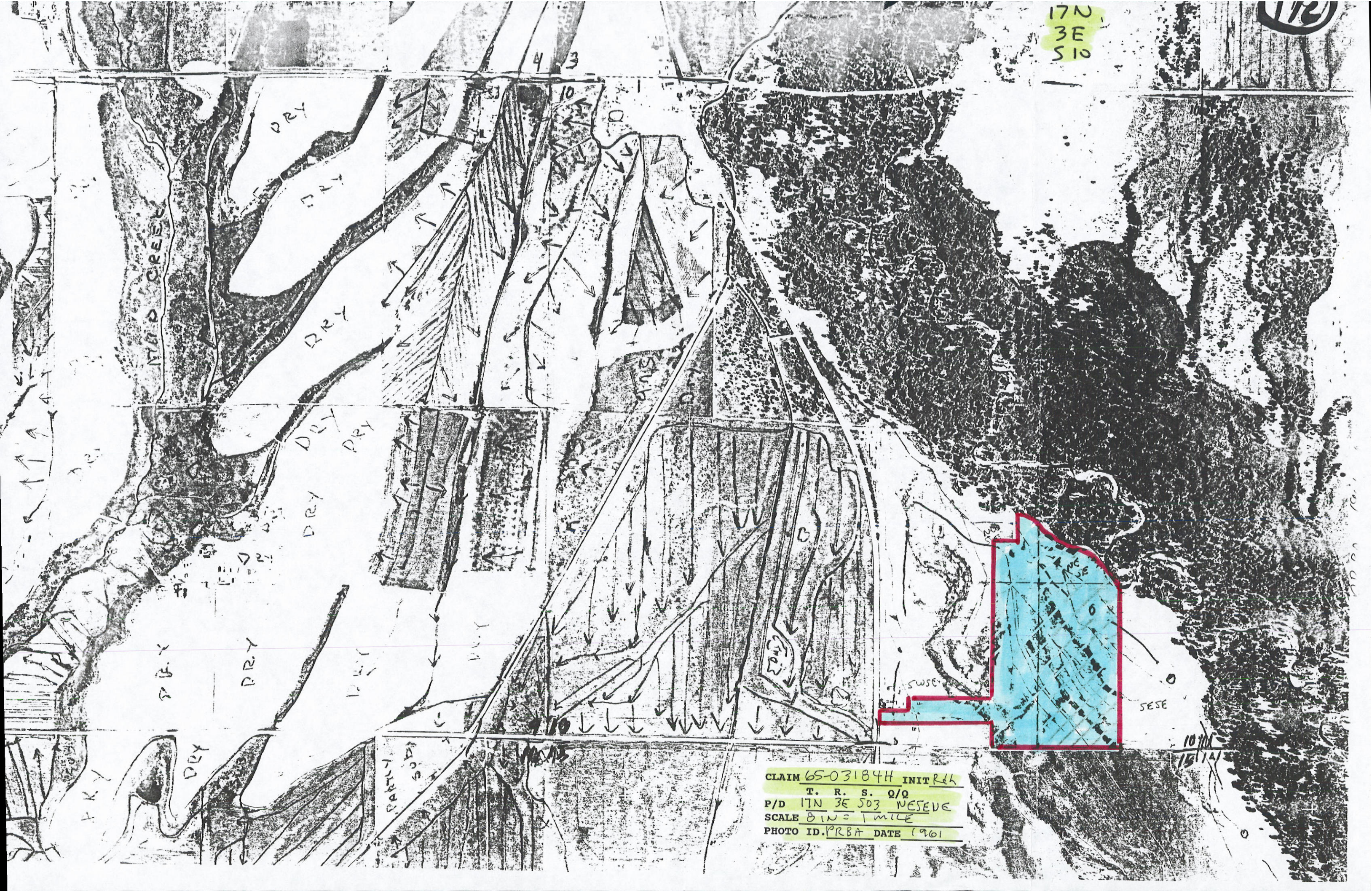


Point of Diversion



17N
3E
S10

172



CLAIM 65-03184H INIT RLL
T. R. S. Q/Q
P/D 17N 3E 503 NESEVE
SCALE 8 IN = 1 MILE
PHOTO ID. PRBA DATE 961

10/10
15/14

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: A65-03184L
Date Received: 11/16/1988
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAN A LECK 208-634-4197
Address: PO BOX 751
LAKE FORK ID 83635
2. Date of Priority: DEC 12, 1903
3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 17N | 03E | 3 | SE | NE | | | VALLEY |
5. Description of diverting works:
WEST SIDE DITCH.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 05/01 | 09/15 | 0.220 | | |
7. Total Quantity Appropriated is:
0.220 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 of	Lot	Use	Acres
17N	03E	10	NE	SE		IRR	0.5
			SE	SE		IRR	13.6
Section Acres							14.1

10. Place of Use: Continued

Total Acres 14.1

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
A65-03184H.

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 4/ 7/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 20 1999

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).: _____
Adjudication Claim No(s).: 65-03184 H

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 JAMES NISULA
CLAIM # 65-03184 H

4. New Owner/Claimant(s) JAN A LECK
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address BOX 751
City, State and ZIP Code LAKE FORK, ID 83635
New Telephone Number (208) 634-4197

5. Date you acquired the property FROM FRANKLIN 2/14/92 (SPLIT w/TITLE 4/8/94)

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 14.181 Number and type of stock _____
Diversion rate in CFS _____ Number of homes 1 Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Jan A. Leck
(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..

WARRANTY DEED

For Value Received, Donald G. Franklin and Rhonda G. Franklin
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto
George Titcze and Maria Titcze, h/w and
Jan A. Leck, an unmarried woman

whose address is: 10042 S-12, Littlerock, Ca. 93543

the grantee , the following described premises, to-wit:

See attached legal

TO HAVE AND TO HOLD the premises with their appurtenances unto the
said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises that said
premises are free from all encumbrances except the 1992 taxes and
that certain Mortgage recorded on September 10, 1990 as Instrument
Number 175670 assessments and that they will warrant and defend the
same from all lawful claims whatsoever.

Dated: Feb 14, 1992

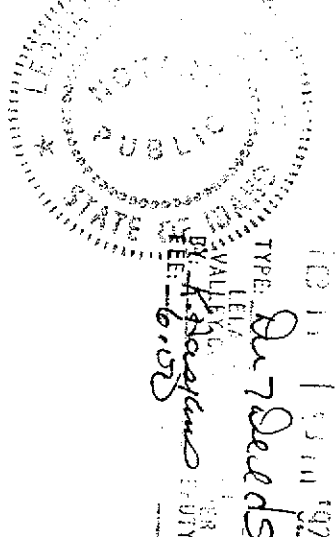
Donald G. Franklin
Donald G. Franklin

Rhonda G. Franklin
Rhonda G. Franklin

State of Idaho)
County of Valley) ss

On the 14 day of Feb , 1992 before me, a notary public
in and for said State, personally appeared Donald G. Franklin and
Rhonda G. Franklin known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

[Signature]
Notary Public
CASCADIA, Idaho
Commission Expires: 1-13-93



REQUESTED BY: _____
RECORDED BY: _____

MOUNTAIN TITLE & ESCROW

185770

The SE1/4 of Section 10, in Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho, EXCEPTING therefrom that portion described in book 18 of Deeds at page 333, records of Valley County, Idaho and FURTHER SAVE AND EXCEPT those portions of property described in Instrument Nos., 150338, 74977, 77317, 89502, 88709, 108606, 83801, 144553, 88808, 88809, 89891, 88504 and 85705, records of Valley County, Idaho.

This parcel may be further described as Tax Assessors' Parcel No. 17N 03E 108 176, For tax year 1991.

SUBJECT TO roadways along Northerly and Westerly boundaries.

AND SUBJECT TO irrigation ditch rights and easements as may exist.

THOMAS W. KERR
PLS 998

KERR SURVEYING
PO BOX 853
McCALL, IDAHO
208-634-2686
March 15, 1994

JOEL W. DROULARD
PLS 5357

LECK
SE $\frac{1}{4}$ SEC 10, T17N, R3E

A parcel of land situate in the SE $\frac{1}{4}$ of Section 10, T. 17 N., R. 3 E., B.M., as shown on that particular Record of Survey on file in the office of the Recorder of Valley County, Idaho, in Book 4, on Page 215 of Records of Survey, more particularly described as follows:

Commencing at a brass cap marking the corner common to Sections 10, 11, 14 and 15, T. 17 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 89° 11' 39" W., 700.00 feet along the line common to said Sections 10 and 15 to the REAL POINT OF BEGINNING:

Thence, continuing N. 89° 11' 39" W., 463.61 feet,
thence, N. 00° 18' 00" E., 1,480.41 feet to the southerly
~right-of-way of Trabert Lane,
thence, S. 57° 00' 00" E., 549.81 feet along said right-of-
way,
thence, S. 00° 15' 20" W., 1,187.47 feet to the Point of
Beginning, containing 14.181 acres, more or less.

Bearings based on State Plane Grid Azimuth.

QUITCLAIM DEED

For Value Received George Titcze and Maria Titcze
 hereby conveys, releases, remises and forever quits claim unto
 Jan Leck
 whose address is : P.O. Box 385, Littlerock, Ca 93543
 the following premises, to wit:

Attached Exhibit "A"

together with their appurtenances.

Dated:

4-8-94 George Titcze Maria Titcze

State of CALIF.)

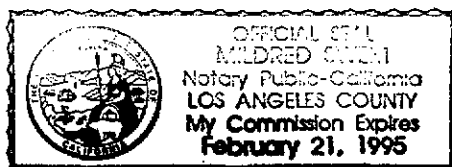
) ss

County of LOS ANGELES)

On this 8 day of APR, 1994, before me, a notary public in
 and for said State, personally appeared
GEORGE + MARIA TITCZE
 known to me to be the person whose names are subscribed to the
 within instrument, and acknowledged to me that they executed the
 same.

Mildred Owen

Notary Public



APR 10 2 32 PM '94
 TYPE: Deed #8
 VALLEY COUNTY
 BY: J. M. Owen
 FEE: 6.00

RECORDED BY
 REQUESTED BY

203283

STATE HIGHWAY 55
 N 00° 20' 50" E 1306.21
 PT. 330+73.9
 END MONUMENT

RECORD OF SURVEY
 BK 4, PG 16
 INST NO 184544

TRABERT LANE

S 89°03'45" E 13150'

32°03'45"
 R=253.96'
 L=142.11'
 C=140.21'
 S 73°01'33" E



N 57°00'00" W

WELL
 549.61'

414.69'
 S 00°12'07" W
 256.68'
 S 00°21'06" W 535.00'

278.32'

17.477 AC

S 89°11'39" E
 S 00°21'09" W 200.00'

57.00'
 462.00'
 57.00'

S 00°18'00" W 1480.41'

14.181 AC

LECK

S 00°15'20" W 1167.47'

QUITCLAIM DEED

For Value Received, Jan Leck
 hereby conveys, releases, remises and forever quits claim unto
 George Titcze and Maria Titcze
 whose address is : 10042 E. Avenue S-12, Littlerock, CA 93543
 the following premises, to wit:

Attached Exhibit "A"

together with their appurtenances.

Dated:

4-8-94

Jan Leck

203282
 MOUNTAIN TITLE & ESCROW
 REQUESTED BY: _____
 RECORDED
 APR 13 2 51 PM '94
 TYPE: Deed #8
 LELAND
 VALLEY BOOKING
 BY: [Signature]
 FEE: [Signature]

State of CALIF.)
) ss
 County of Los Angeles)

On this 8 day of APR, 1994, before me, a notary public in
 and for said State, personally appeared

JAN LECK

known to me to be the person whose names are subscribed to the
 within instrument, and acknowledged to me that they executed the
 same.

Mildred Swem

Notary Public



Idaho Department of Water Resources

T17N, R03E

Claim(s) 65-03184H

Owner(s) Nisula

Prepared by:

Ron Howerton

Date: 31Mar 99

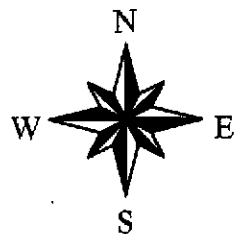
 Place of use

 POD

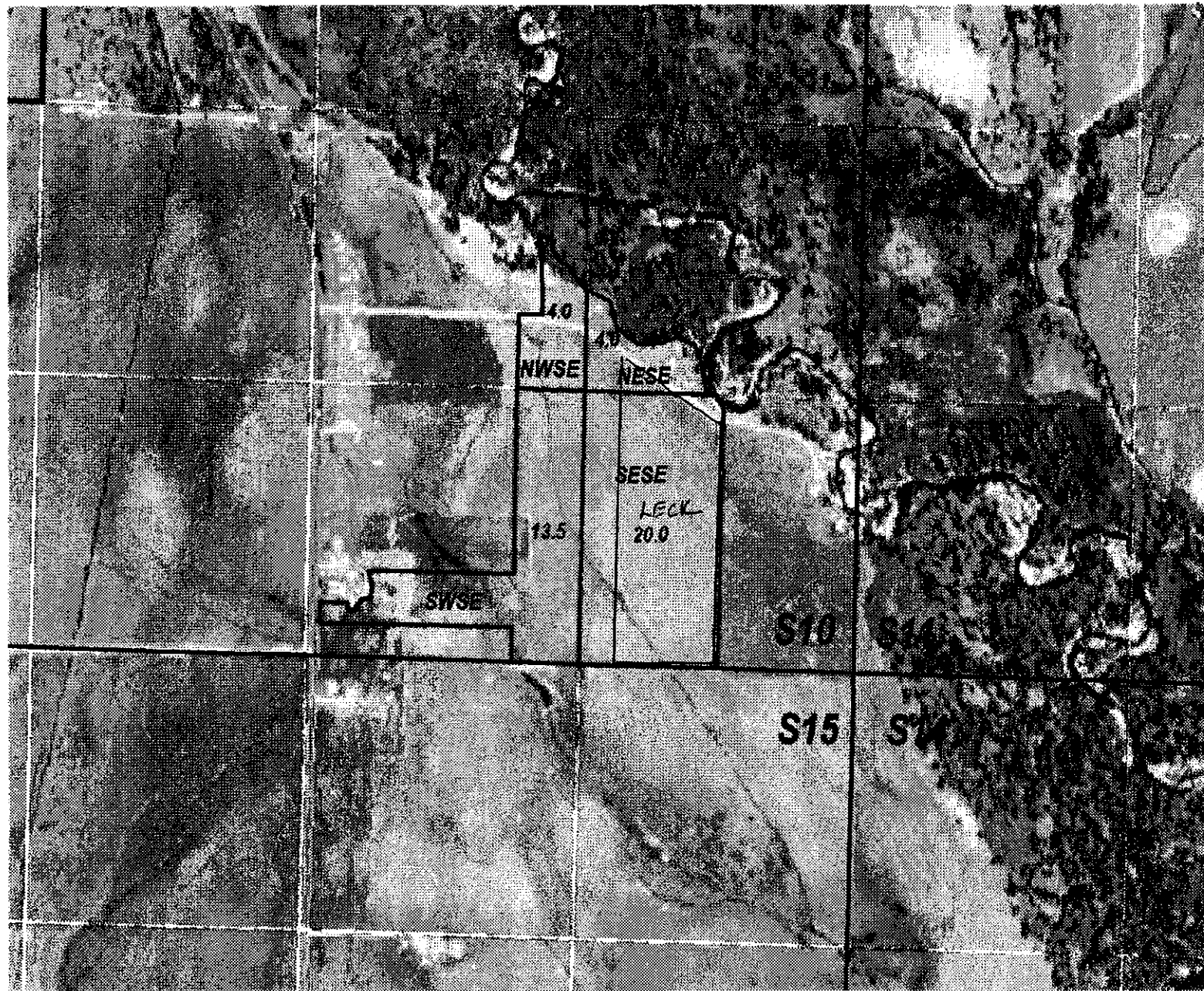
 SECTION LINES

1/4 1/4 Lines

Acres



1987 NAPP



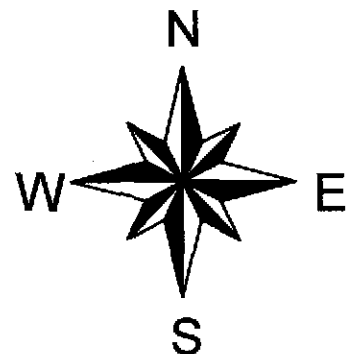
0 0.1 0.2 0.3 0.4 0.5 Miles

65-03184H

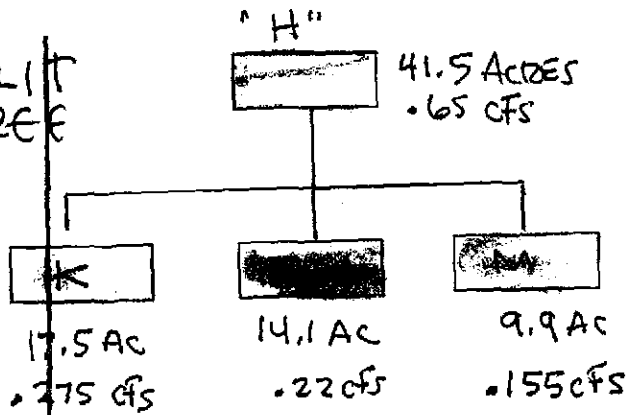


0 0.5 1 Miles

⊙ Point of Diversion



SPLIT
TREE



FACTOR .015662651/ACRE

LFS
0.275
0.22
0.155

.065 cfs

"M" SPLIT
4.9

NISULA
9.9 ACRES

SWSE

3

TITECZE
17.5 ACRES

8.3

6.0

NWSE

2.3

1.7

TITECZE

NISULA

NESE

2.6

0.9

SECE

PD ID# 611
PD ID# 937

"K" SPLIT =

"L" SPLIT =

"M" SPLIT =

ACRES

17.5

14.1

9.9

41.5

**T17N R03E
S10**

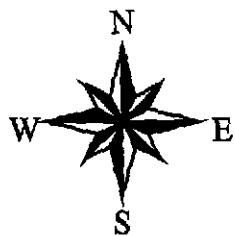
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Owner : LECK
Prepared by:
RON HOWERTON
Date: 25 OCT 99

 Place of use

● POD

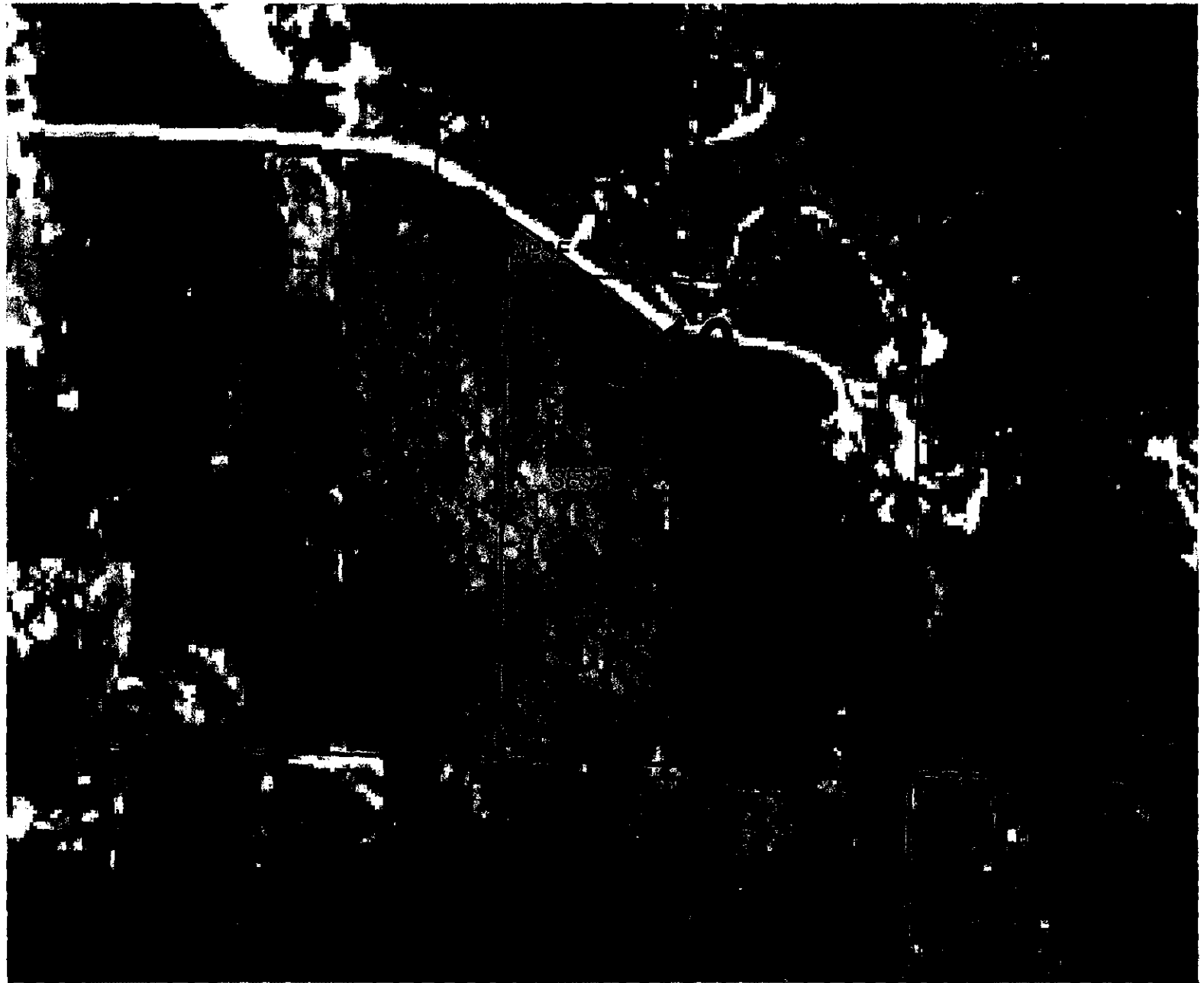
 SECTION LINES

 1/4 1/4 Lines



1987 NAPP

Idaho Department of Water Resources



0 0.1 0.2 0.3 0.4 0.5 Miles



**T17N R03E
S10**

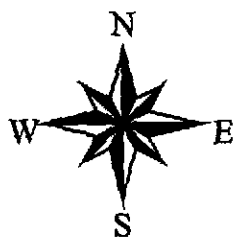
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Date: 25 OCT 99

 Place of use

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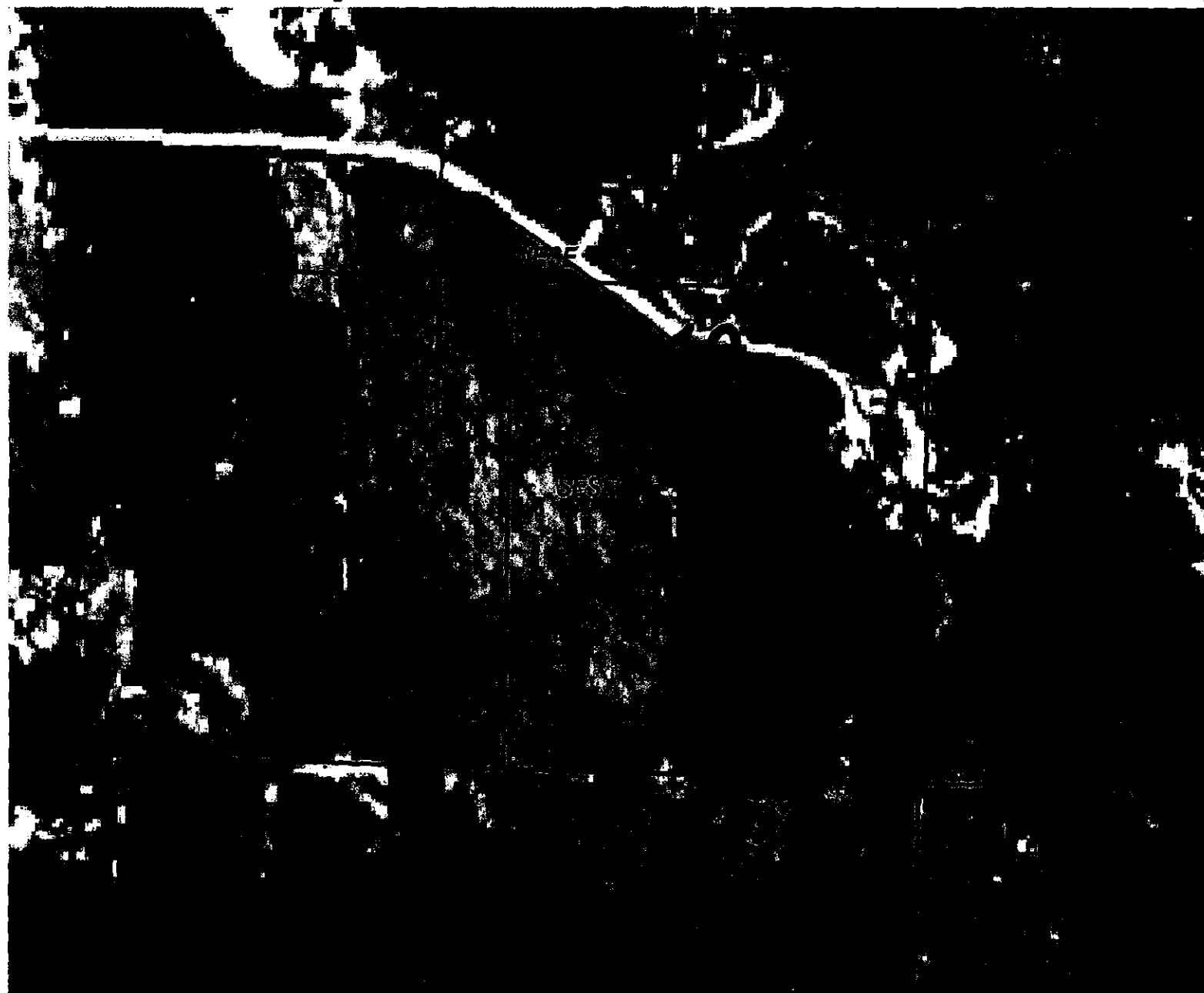
 SECTION LINES

 1/4 1/4 Lines



1987 NAPP

Idaho Department of Water Resources



0 0.1 0.2 0.3 0.4 0.5 Miles



**T17N R03E
S10**

Idaho Department of Water Resources

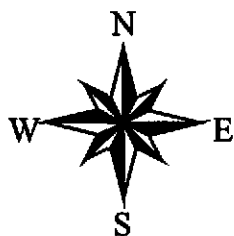
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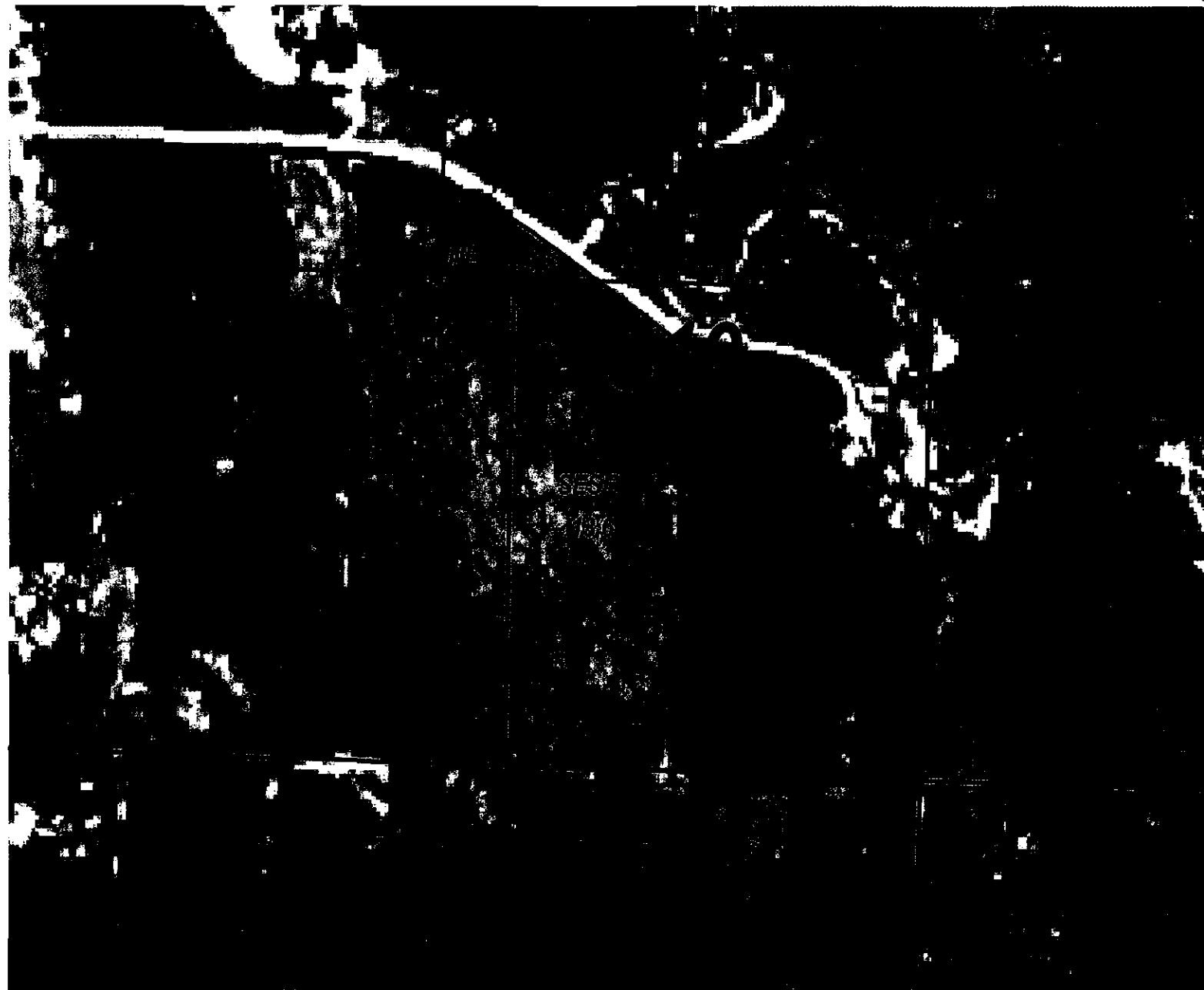
 POD

 SECTION LINES

 1/4 1/4 Lines



1987 NAPP



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: A65-03184H
Date Received: 11/16/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES P NISULA
Address: BOX 639
LAKE FORK ID 83635-0000

Name: JOYCE E NISULA
Address: BOX 639
LAKE FORK ID 83635-0000
2. Date of Priority: DEC 12, 1903
3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	03E	3	SE	NE			VALLEY
5. Description of diverting works:
WEST SIDE DITCH.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/15	0.650		
7. Total Quantity Appropriated is:
0.650 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
17N	03E	10	NE	SE		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	10	NW	SE		IRR	4.0
			SW	SE		IRR	13.5
			SE	SE		IRR	20.0
Section Acres							41.5
Total Acres							41.5

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 4/ 7/1986

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 _____ 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 _____

AJ0749NP
No. R65-03184L

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

DATE: 10/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAN A LECK PO BOX 751 LAKE FORK ID 83635 (208) 634-4197	12/12/1903	IRRIGATION	05-01 09-15	0.220 CFS	
TOTAL DIVERSION:					0.220 CFS	

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T17N R03E S03

NESENE

VALLEY 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	:	SUM	
17N	03E	10	:															:	14.1	
TOTAL ACRES																			14.1	

POU County: VALLEY

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

A65-02708	A65-03120	A65-03183	A65-03184B	A65-03184C	A65-03184D	A65-03184E	A65-03184F	A65-03184H	A65-03184J
A65-03186	A65-03187	A65-03188	A65-03189	A65-03190	A65-03191	A65-03192	A65-03193	A65-03194B	A65-03194C
A65-03197	A65-03198	A65-03199	A65-03200	A65-03201A	A65-03201B	A65-03202A	A65-03202X	A65-03203	A65-03204
A65-03205	A65-03206	A65-03207	A65-03209	A65-03210	A65-03211A	A65-03211B	A65-03211C	A65-03212	A65-03213A
A65-03213C	A65-03213D	A65-03214	A65-03215	A65-03216	A65-03219A	A65-03219X	A65-17131	R65-02700	R65-02707
R65-02708	R65-02932	R65-02952	R65-03120	R65-03183	R65-03184B	R65-03184C	R65-03184D	R65-03184E	R65-03184F
R65-03184H	R65-03184J	R65-03185	R65-03186	R65-03187	R65-03188	R65-03189	R65-03190	R65-03191	R65-03192
R65-03193	R65-03194B	R65-03194C	R65-03197	R65-03198	R65-03199	R65-03200	R65-03201A	R65-03201B	R65-03202A
R65-03202X	R65-03203	R65-03204	R65-03205	R65-03206	R65-03207	R65-03209	R65-03210	R65-03211A	R65-03211B
R65-03211C	R65-03212	R65-03213A	R65-03213C	R65-03213D	R65-03214	R65-03215	R65-03216	R65-03219A	R65-03219X
R65-07523	R65-10538	R65-17131							

Other Water Rights Listing Overlapping Place(s) of Use:

A65-03184A A65-03184C A65-03184G A65-03184H R65-03184G R65-03184H

Conditions of Approval:

- C18 - 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.

Remarks: EXP WATER IS DELIVERED THROUGH WEST SIDE DITCH IN SECTION 03.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65K

Field Inspection Flag:

Presumption Flag:

AJ0749NP
No. R65-03184L

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

DATE: 10/27/99
PAGE: 2

=====

Comments: Date: 04/02/1999 User-ID: RHOWERTO Subject: COPIED FROM REMARKS
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

Date: 09/24/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 10/27/1999 User-ID: DBUFFING Subject: POINT OF DIVERSION
OVERLAPPING P/D'S ARE SHOWN ON PROFILE REPORT.

Audit: 10/27/99 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 2, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAN A LECK
PO BOX 751
LAKE FORK ID 83635

Re: Original Notice of Claim to a Water Right No. A65-03184H

Renumbered Notice of Claim to a Water Right No. A65-03184L

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DB:d

Enclosure

AJ0749NP
No. R65-03184H

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

DATE: 06/28/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES P NISULA	12/12/1903	IRRIGATION	05-01 09-15	0.65 CFS	22
C	JOYCE E NISULA					
	PO BOX 639					
	LAKE FORD 836350000			TOTAL DIVERSION:	0.65 CFS	22

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T17N R03E S03 NESENE

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
17N	03E	10	:					:					:					:						:		
			:					:					:					:						:		
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POU County: VALLEY

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

A65-02708	A65-03120	A65-03183	A65-03184B	A65-03184C	A65-03184D	A65-03184E	A65-03184F	A65-03184H	A65-03184J
A65-03186	A65-03187	A65-03188	A65-03189	A65-03190	A65-03191	A65-03192	A65-03193	A65-03194A	A65-03197
A65-03198	A65-03199	A65-03200	A65-03201A	A65-03201B	A65-03202A	A65-03204	A65-03205	A65-03206	A65-03207
A65-03209	A65-03210	A65-03211A	A65-03211B	A65-03211C	A65-03212	A65-03213	A65-03214	A65-03215	A65-03216
A65-03219A	A65-03219X	A65-17131	R65-02700	R65-02707	R65-03183	R65-03184B	R65-03184C	R65-03184D	R65-03184E
R65-03184F	R65-03184J	R65-03201A	R65-03201B	R65-03202A	R65-03204	R65-03209	R65-03211A	R65-03211B	R65-03211C
R65-03212	R65-03214	R65-03215	R65-03216	R65-07523					

Remarks: EXP WATER IS DELIVERED THROUGH WEST SIDE DITCH IN SECTION 03.

Dates: **Exam Made Date:** **Verified Date:** 06/28/1999 **Objection Filed Date:**

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

Comments: Date: 04/02/1999 User-ID: RHOWERTO Subject: COPIED FROM REMARKS
THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

Audit: 06/28/99 RHOWERTO

FROM REMARKS
R A PORTION

ADD TO COMMENTS: POINT OF DIVERSION
OVERLAPPING PID'S ARE SHOWN
ON PROFILE REPORT

DATE: 03/22/99
PAGE: 1

Misc: Water District Number: 65K Field Exam Fee:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:41:44
03/10/99

PAGE: 19
QUICKLOOK INFORMATION

71
CLAIM NUMBER: A65-03184H

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	N	1	IN OFFICE RCH/3/31/99					RCH 3/31/99
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	Y							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Idaho Department of Water Resources

T17N, R03E

Claim(s) 65-03184H

Owner(s) Nisula

Prepared by:

Ron Howerton

Date: 31Mar 99

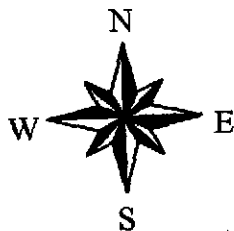
 Place of use

 POD

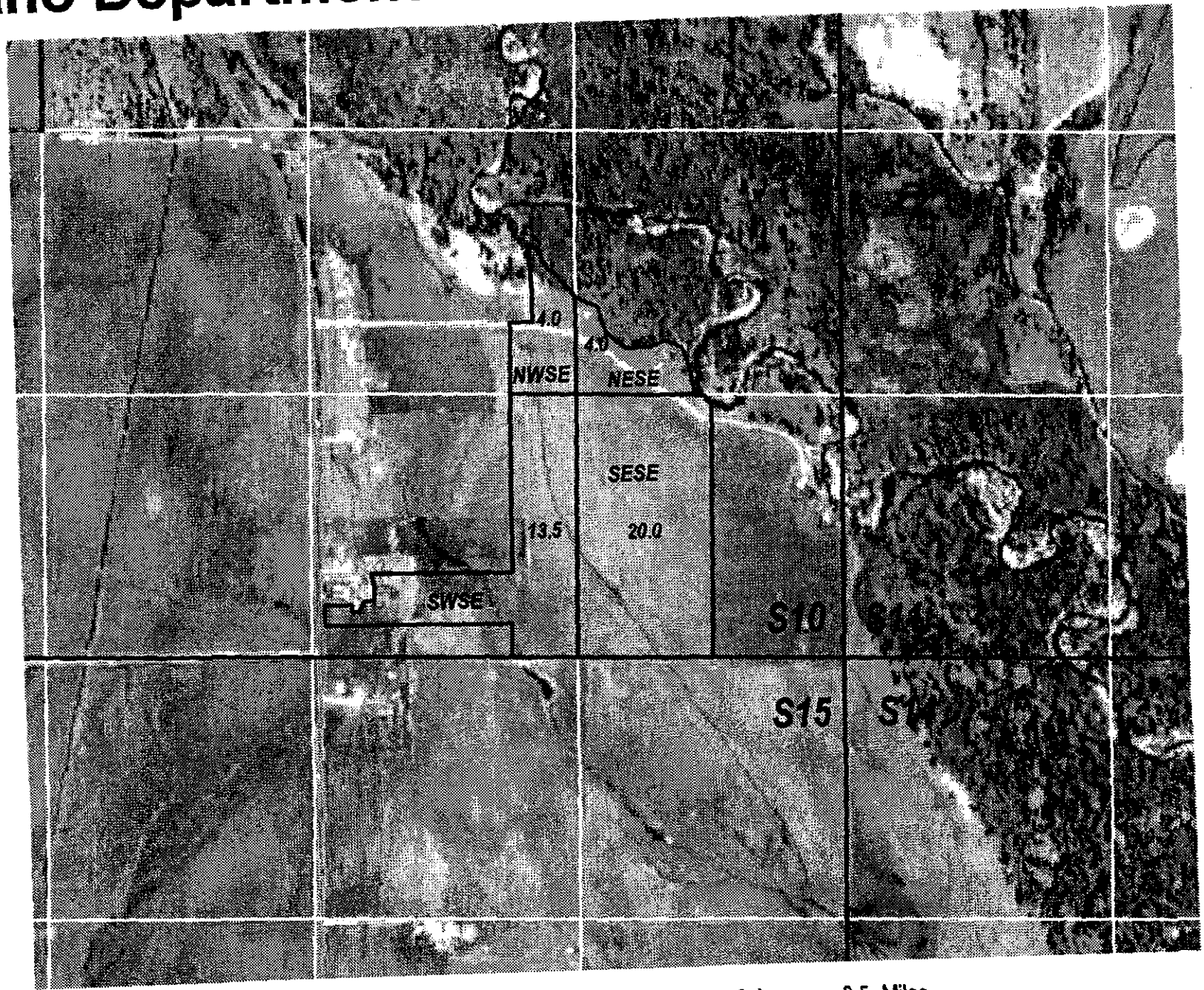
 SECTION LINES

1/4 1/4 Lines

Acres



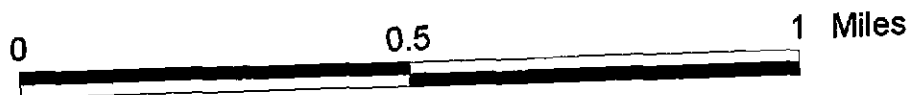
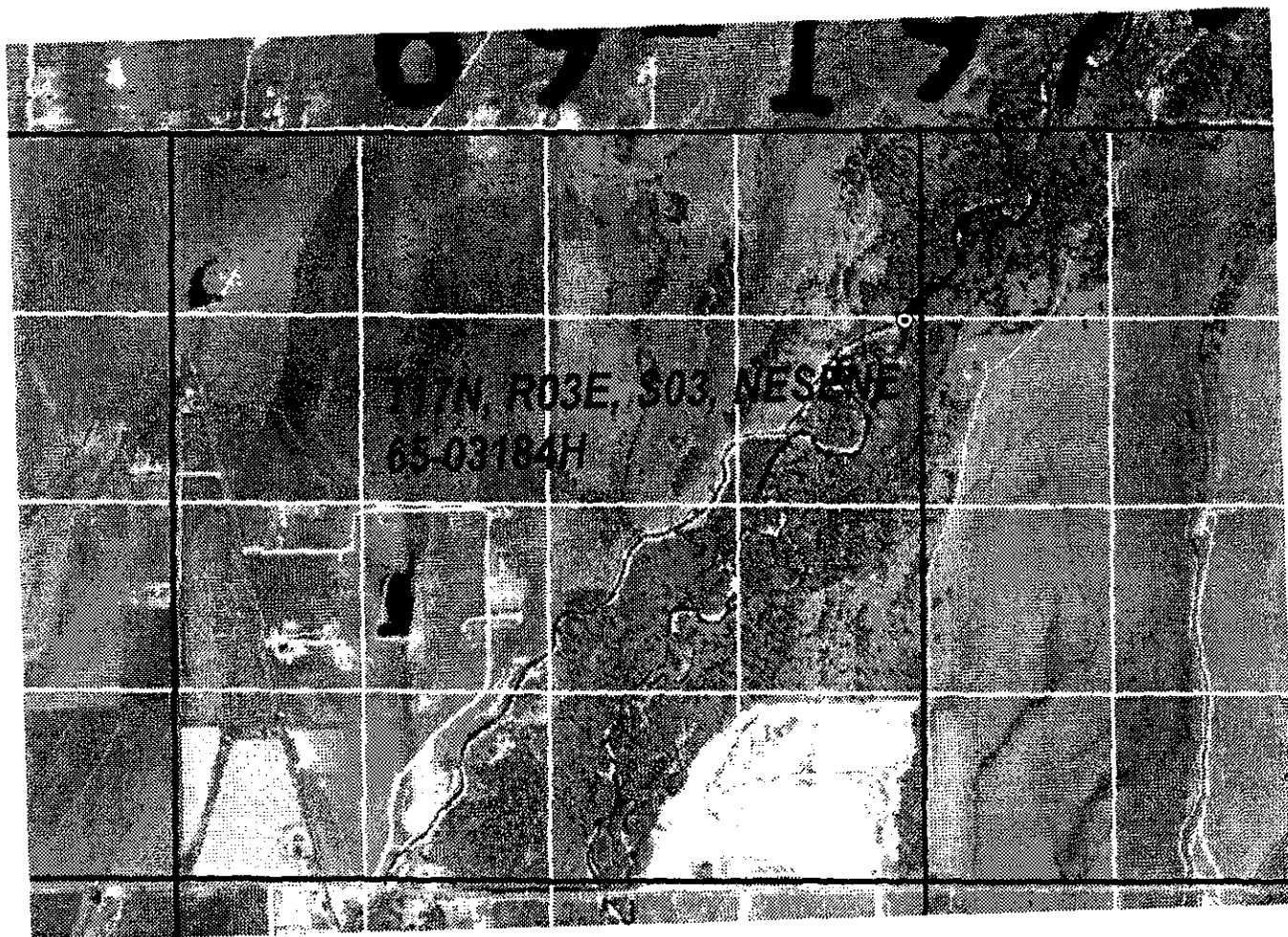
1987 NAPP



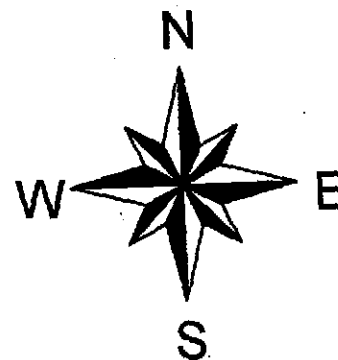
0 0.1 0.2 0.3 0.4 0.5 Miles



65-03184H



Point of Diversion





CLAIM 65-031844-ENIT R44
T. R. S. Q/O
P/D 17N 3E 503 NESEVE
SCALE 8 IN = 1 MILE
PHOTO ID. PRBA DATE 1961

CONVERSATION MEMORANDUM



CUSTOMER: PAYETTE COUNTY ASSESSORS OFFICE

PHONE: 208 642-4402

Claim/WR # 65-03184 (ETC)

Agent: RON HOWERTON

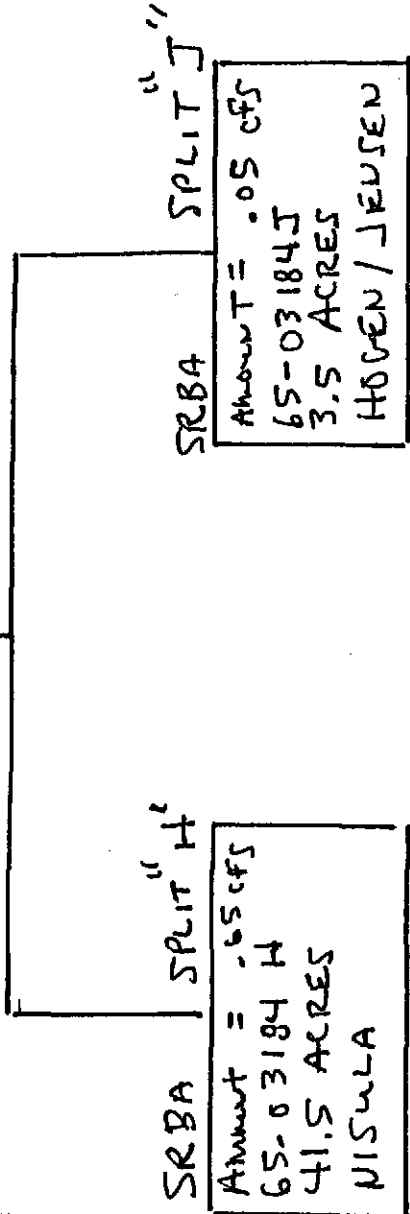
Date: 22 MAR 79

- 1) CONTACTED THE ASSESSOR OFFICE, ASKED IF THEY COULD COPY A MAP SHOWING CURRENT OWNERSHIP OF THE OWNERS OF THE ABOVE RIGHTS? SAID TO ME THAT THE MAP WOULD BE VERY HARD TO COPY AND MAY NOT BE UP-TO-DATE.
- 2) GAVE PARCEL #'S WE HAD IN OUR TAX LOT GIS DATA BASE TO SEE IF THEY COULD CONFIRM? SAID THAT THEY COULDN'T CONFIRM
- 3) I FEEL THAT THE ASSESSOR'S OFFICE IS NOT BEING HELPFUL AT ALL BY THEIR CHOICE...
- 4) ALL OUR TAX-LOT INFO IS BEING USED IN COMBINATION WITH THE OTHER CLAIMS IN THIS RIGHT TO DETERMINE THE POW SINCE THE PAYETTE COUNTY ASSESSORS OFFICE CAN-NOT HELP.

PRBA

DECREED .7 cfs
65-03184A
45 ACRES
NISULA

42.381 50 SHEETS 4 SQUARE
42.382 100 SHEETS 4 SQUARE
42.383 200 SHEETS 4 SQUARE
42.384 300 SHEETS 4 SQUARE
42.385 400 SHEETS 4 SQUARE
42.386 500 SHEETS 4 SQUARE
42.387 600 SHEETS 4 SQUARE
42.388 700 SHEETS 4 SQUARE
42.389 800 SHEETS 4 SQUARE
42.390 900 SHEETS 4 SQUARE
42.391 1000 SHEETS 4 SQUARE



SPLIT TOTALS =

$$\begin{array}{r}
 41.5 \text{ (H)} \\
 + 3.5 \text{ (J)} \\
 \hline
 45.0 \text{ ACRES}
 \end{array}
 \qquad
 \begin{array}{r}
 .65 \text{ cfs (H)} \\
 + .05 \text{ cfs (J)} \\
 \hline
 .7 \text{ cfs}
 \end{array}$$



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

January 9, 1998

RE: Original Notice of Claim to a Water Right No. A65-03184A
Renumbered to Notice of Claim to a Water Right No. A65-03184H

James P. & Joyce E. Nisula
Box 639
Lake Fork, ID 83635

Dear Claimants:

We have processed a Change of Ownership for a portion of your original claim to a water right as referenced above. This change of ownership resulted in a split of your claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha-suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions in regard to this matter, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:41:44
03/10/99

PAGE: 1
GENERAL INFORMATION

53
CLAIM NUMBER: A65-03184H

LAST: NISULA
ADDRESS: BOX 639
CITY: LAKE FORK
PHONE NUMBER: 208-000-0000

FIRST: JAMES P
STATE: ID ZIP: 836350000

OWNER CODE: C

LAST: NISULA
ADDRESS: BOX 639
CITY: LAKE FORK
PHONE NUMBER: 208-000-0000

FIRST: JOYCE E
STATE: ID ZIP: 836350000

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(✓)

CLAIM REMARKS: GEN THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IM-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 3/31/99

APPOINTMENT MADE: Y() N(✓)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE NAPP PHOTO MAPS AND 1961 PRBA MAPS IN
FILE.

NOTES:

=====

RECOMMENDED PRIORITY DATE:

12 - 12 - 1903

REVIEWED BY

rdh

DATE 31 MAR 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
A65-03184H	17N	03E	3		SE	NE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX

WR RECORDS IN SAME 40 ACRE TRACT

* NONE

* 41 A PREFIX CLAIMS WITH THIS POD

*** 43 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH 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
65-03184A	17N	03E	3		SE	NE			VALLEY		
65-03184B	17N	03E	3		SE	NE			VALLEY		
65-03184C	17N	03E	3		SE	NE			VALLEY		
65-03184D	17N	03E	3		SE	NE			VALLEY		
65-03184E	17N	03E	3		SE	NE			VALLEY		
65-03184F	17N	03E	3		SE	NE			VALLEY		
65-03184G	17N	03E	10		NE	SE			VALLEY		
65-03184X	17N	03E	3		SE	NE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-08613
65-17873

**** 48 WR RECORDS WITH SAME WR POD

***** 44 A PREFIX CLAIMS IN SAME 40 ACRE TRA

SOURCE: LAKE FORK CREEK

LAKE FORK CREEK
LAKE FORK CREEK
LAKE FORK CREEK
LAKE FORK CREEK
LAKE FORK CREEK
LAKE FORK CREEK
LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK
PAYETTE RIVER, NORTH FORK

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

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: PRBA FIELD WORK AND GIS MAPS 1987 photos

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 VALLEY	DIVERSION NAME	DIVERSION NBR
17N	03E	3	NE	SE	NE					

SOURCE: LAKE FORK CREEK TRIB: PAYETTE RIVER, NF

REVIEWED BY: RLH DATE: 31 MAR 99

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

WEST SIDE DITCH

A. ROOT WATER RIGHT NUMBERS:

A65-03184E
A65-03184D
A65-03184C
A65-03184F
A65-03184G
A65-03184B
A65-03184H
A65-03184J

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	10	NE	SE		NISULA, JAMES P	A65-03184H / 4.0	- /	13.0		4
			NE	SE		STEWART, JOE E	A65-03184C / 9.0	65-03184C / 9.0			
			NE	SE		NISULA, JOYCE E	A65-08613 /	65-08613 /			
			NE	SE		CALLAHAM, RAYMOND C	A65-17873 /	- /			
			NE	SE		CALLAHAM, RAYMOND C	65-17873 /	- /			
			NE	SE		CARR, BOYD	A65-17616 /	- /			
			NE	SE		PAULSON, RICHARD A	A65-03184G / 2.0	65-03184G / 2.0			
			NE	SE		NISULA, JOYCE E	65-08613 /	- /			
			NE	SE		CARR, BOYD	65-17616 /	- /			
			NE	SE		MALISON, ROBERT F		65-13291 /			
			NE	SE		NISULA, JAMES P.		65-03184A / 4.0			
			NE	SE		MOON, JERRY D.		65-03184D / 12.0			
			NE	SE		MOON, JERRY D.		65-08386 /			
			NE	SE		MAYNARD, JOHN		65-12952 /			
17N	03E	10	NW	SE		NISULA, JAMES P	A65-03184H / 4.0	- /	27.0		4
			NW	SE		BARNETT, ROY M	65-10938 /	65-10938 /			
			NW	SE		BARNETT, ROY M	A65-03184E / 5.0	65-03184E / 5.0			
			NW	SE		BARNETT, ROY M	A65-10937 /	65-10937 /			
			NW	SE		BARNETT, ROY M	A65-10938 /	- /			
			NW	SE		STEWART, JOE E	A65-08278 /	65-08278 /			
			NW	SE		BERHEIM, ARVIN C	A65-08535 /	65-08535 /			
			NW	SE		BARNETT, ROY M	R65-10937 /	- /			
			NW	SE		STEWART, JOE E	65-08278 /	- /			
			NW	SE		BERHEIM, ARVIN C	65-08535 /	- /			
			NW	SE		NISULA, JAMES P.		65-03184A / 4.0			
			NW	SE		BERHEIM, ARVIN C.		65-03184B / 14.0			
17N	03E	10	SW	SE		NISULA, JAMES P	A65-03184H / 13.5	- /	38.0		13.5
			SW	SE		JENSEN, LELAND M	A65-08592 /	65-08592 /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SW	SE		MOON, JERRY D	A65-03184D / 12.0	- /			
			SW	SE		MOON, SHARON R	A65-08386 /	- /			
			SW	SE		MOON, JERRY M	A65-17449 /	- /			
			SW	SE		VALDEZ, GORDON L	A65-03184F / 5.0	65-03184F / 5.0			
			SW	SE		VALDEZ, GORDON L	A65-04202 /	65-04202 /			
			SW	SE		VALDEZ, GORDON L	65-04202 /	- /			
			SW	SE		MOON, SHARON R	65-08386 /	- /			
			SW	SE		JENSEN, LELAND M	65-08592 /	- /			
			SW	SE		HOGEN, DAVID	A65-03184J / 3.5	- /			
			SW	SE		MOON, JERRY M	65-17449 /	- /			
			SW	SE		NISULA, JAMES P.		65-03184A / 17.0			
			SW	SE		MAKI, WILLIAM W.		65-03184X / 6.0			
17N	03E	10	SE	SE		NISULA, JAMES P	A65-03184H / 20.0	- /	40.0		2.0
			SE	SE		PAULSON, RICHARD A	A65-03184G / 20.0	65-03184G / 20.0			
			SE	SE		NISULA, JAMES P.		65-03184A / 20.0			
			SE	SE		MAYNARD, JOHN		65-12952 /			

ADDITIONAL POU FOUND

TOTAL ACRES A65-03184H 41.50 118.00

POU COUNTY: VALLEY

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
A65-03184H	LAKE FORK CREEK	NISULA, JAMES P	0.650	0.015		
A65-03184C	LAKE FORK CREEK	STEWART, JOE E	0.120	0.013		
A65-03184D	LAKE FORK CREEK	MOON, JERRY D	0.130	0.010		
A65-03184E	LAKE FORK CREEK	BARNETT, ROY M	0.050	0.010		
A65-03184F	LAKE FORK CREEK	VALDEZ, GORDON L	0.050	0.010		

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-03184G	LAKE FORK CREEK	PAULSON, RICHARD A	0.180	0.008		
A65-03184J	LAKE FORK CREEK	HOGEN, DAVID	0.050	0.014		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08613	DOMESTIC	NISULA, JOYCE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08613	STOCKWATER	NISULA, JOYCE E	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
A65-17873	DOMESTIC	CALLAHAM, RAYMOND C	FROM 01-01 TO 12-31	0.040 CFS	
65-17873	DOMESTIC	CALLAHAM, RAYMOND C	FROM 01-01 TO 12-31	0.040 CFS	
A65-17616	DOMESTIC	CARR, BOYD	FROM 01-01 TO 12-31	0.040 CFS	
65-08613	DOMESTIC	NISULA, JOYCE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08613	STOCKWATER	NISULA, JOYCE E	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
65-17616	DOMESTIC	CARR, BOYD	FROM 01-01 TO 12-31	0.040 CFS	
65-10938	DOMESTIC	BARNETT, ROY M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10937	DOMESTIC	BARNETT, ROY M	FROM 01-01 TO 12-31	0.040 CFS	
A65-10938	DOMESTIC	BARNETT, ROY M	FROM 01-01 TO 12-31	0.040 CFS	
A65-08278	DOMESTIC	STEWART, JOE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08278	STOCKWATER	STEWART, JOE E	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
A65-08535	DOMESTIC	BERHEIM, ARVIN C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08535	STOCKWATER	BERHEIM, ARVIN C	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
R65-10937	DOMESTIC	BARNETT, ROY M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08278	DOMESTIC	STEWART, JOE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08278	STOCKWATER	STEWART, JOE E	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
65-08535	DOMESTIC	BERHEIM, ARVIN C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08535	STOCKWATER	BERHEIM, ARVIN C	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
A65-08592	DOMESTIC	JENSEN, LELAND M	FROM 01-01 TO 12-31	0.040 CFS	
A65-08592	STOCKWATER	JENSEN, LELAND M	FROM 01-01 TO 12-31	0.020 CFS	
A65-08386	DOMESTIC	MOON, SHARON R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08386	STOCKWATER	MOON, SHARON R	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
A65-17449	DOMESTIC	MOON, JERRY M	FROM 01-01 TO 12-31	0.040 CFS	
A65-04202	DOMESTIC	VALDEZ, GORDON L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-04202	DOMESTIC	VALDEZ, GORDON L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08386	DOMESTIC	MOON, SHARON R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08386	STOCKWATER	MOON, SHARON R	FROM 01-01 TO 12-31	0.020 CFS	0.70 AF/A
65-08592	DOMESTIC	JENSEN, LELAND M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08592	STOCKWATER	JENSEN, LELAND M	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
65-17449	DOMESTIC	MOON, JERRY M	FROM 01-01 TO 12-31	0.040 CFS	

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A() Y(☒) N()

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

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

☒ NAPP, IDWR NO. 1987; ☒ ASCS PHOTO; () OTHER _____

NOTES: THE POB WAS DETERMINED BY USING 1961
PRBA MAPS, 1987 NAPP PHOTOS AND HIS 1994
TAX LOT INFO.

THIS AREA WAS DETERMINED LAST FROM SHAPE
FILES PLOTTED IN ARC VIEW. THE LANDS DO
NOT BELONG TO NISULA AS OF THE 1994 TAX
LOT INFO HOWEVER REFLECT THE OWNERSHIP AT
THE 1988 CLAIMS TAKING.

SEE ATTACHED ORIGINAL PRBA CLAIM

RECOMMENDATIONS:

TOTAL ACRES: 41.5 N/A()

REVIEWED BY: Rch

DATE: 31 MAR 99

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

IDENT. NO.

TO A

WATER RIGHT

66-3184 A

MAP NO.

Notice is hereby given that

JAMES P. NICOLA

Box 920

(Mailing Address)

MICHAEL IDAHO 83630

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) 12-12-03
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) LAKE FORK CREEK
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
 - Use 2052 RR Irrigation - 135 AC Period of Use From 5-1 To 9-15
 - (Domestic, irrigation, stock, etc.) (Mo. Day) (Both Dates Inclusive) (Mo. Day)
 - Use ST. PAUL Period of Use From 5-1 To 9-15
 - (Domestic, irrigation, stock, etc.) (Mo. Day) (Both Dates Inclusive) (Mo. Day)
 - Use Period of Use From To
 - (Domestic, irrigation, stock, etc.) (Mo. Day) (Both Dates Inclusive) (Mo. Day)
- (4) Quantity of water claimed: 400.7 Cubic Feet Per Second, or 135 Acre Feet Per Annum, and/or Gals. Per Minute
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 NE 1/4, Sec. 3, Twp. 17N, Rge. 3 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 WESTSIDE LAKE FORK DITCH
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14	2	10													X	X	X	X	100
15	3	10																	0
17	3	10													4	4	0	20	40
17	3	10															19		19
17	3	10																	0

Total No. of acres 45

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

stock and pasture also

- (7) Effluent, sewage waste, or return water from this use is discharged into DRAIN DITCH
- (8) If you are claiming water as a member of an organization, list name of organization
- (9) Remarks 58" exhibits of right No. 653184 decreed to Daniel & Addie Barker
- (10) Basis of claim (Check one)
 - ☒ A) Right based on diversion and beneficial use.
 - ☒ B) Right decreed by court, cite title of case 11-2-1420 Paul Nicholas vs. M.H. Williams
 - ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

JAMES P. NICOLA

(Signature of Claimant)

Organization

REVDUNI HET 2027/11/77

(Signature of Authorized Agent)

State of

County of

On this 22nd day of January, 1974, in the year 1974, before me, a notary public, personally appeared JAMES P. NICOLA, 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

My commission expires

27 MAY 21, 1974

REVDUNI HET 2027/11/77

8KN 2KN

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-03184H IRRIGATION	FROM 05-01 TO 09-15	0.650 CFS	
TOTAL DIVERSION RATE/VOLUME		0.650 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

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(☒)

AJ CLAIM TOTAL DIVERSION RATE: 0.650 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 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 NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 41.5 x 0.02 CFS/ACRE = .83 CFS
(Taken from pou review)

SPLIT
DECREED AMOUNT = .65 CFS

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 41.5 x DIVERSION VOL. AF/A FOR AREA 41.5 =

TOTAL DIVERSION VOLUME 41.5 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 41.5 x CONSUMPTIVE VOL. AF/A FOR AREA 41.5 =

TOTAL CONSUMPTIVE USE 41.5 AF/A

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

NOTES:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (/)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION	05-01	09-15	DATABASE 0.650	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Pch DATE: 31 MAR 99

FLAG: _____
=====

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(☒)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-03184

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.440	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A65-03184A	A65-03184C	0.120	-	-	65-03184A	0.700
-	A65-03184D	0.130	-	-	65-03184B	0.150
-	A65-03184E	0.050	-	-	65-03184C	0.120
-	A65-03184F	0.050	-	-	65-03184D	0.130
-	A65-03184G	0.180	-	-	65-03184E	0.050
-	A65-03184H	0.650	-	-	65-03184F	0.050
-	A65-03184J	0.050	-	-	65-03184G	0.180
-			-	-	65-03184X	0.060
TOTAL CFS		1.230				1.440

MATCH

DIVERSION RATE REVIEW

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

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

SPLIT AMOUNTS MATCH. THE ORIGINAL DECREE
TOTAL IS MORE THAN TOTAL OF SRBA CLAIMS

=====

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE:

MAR 31, 1999

NAME OF FIELD EXAMINER:

RON HOWERTON

TITLE:

SR WR AGENT

=====

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☒ NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. <u>(2)</u>	Y(☒) N()
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961 PRBA MAP</u>	Y(☒) N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER _____	DATE <u>PRBA ORIGINAL CLAIM</u>	Y(☒) N()
☒ OTHER _____	DATE <u>PROOF REPORT ORIGINAL RT</u>	Y(☒) N()
☒ OTHER <u>SEE SPLIT REVIEW BELOW</u>	DATE <u>SPLIT TREE</u>	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 <u>3/22/99</u>	<u>1</u>	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:43:12
03/10/99
72

PAGE: 20
PROFILE REPORT

CLAIM NUMBER: A65-03184H

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																																																																																																																																																																																																									
C	JAMES P NISULA	12/12/1903	IRRIGATION	05-01 09-15	0.650 CFS																																																																																																																																																																																																																																																																																										
C	JOYCE E NISULA																																																																																																																																																																																																																																																																																														
TOTAL DIVERSION:					0.650 CFS																																																																																																																																																																																																																																																																																										
Water Source: LAKE FORK CREEK		Tributary to: PAYETTE RIVER, NORTH FORK			Stage: DECREED																																																																																																																																																																																																																																																																																										
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POU County: VALLEY

Remarks: GEN THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A65-03184A. KW 1/8/1998

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

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



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.

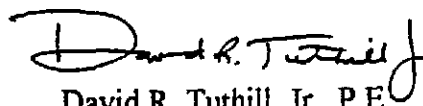
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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