

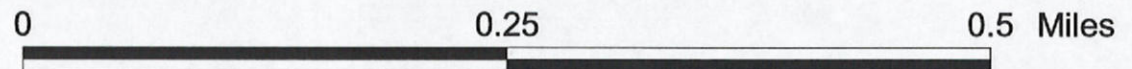
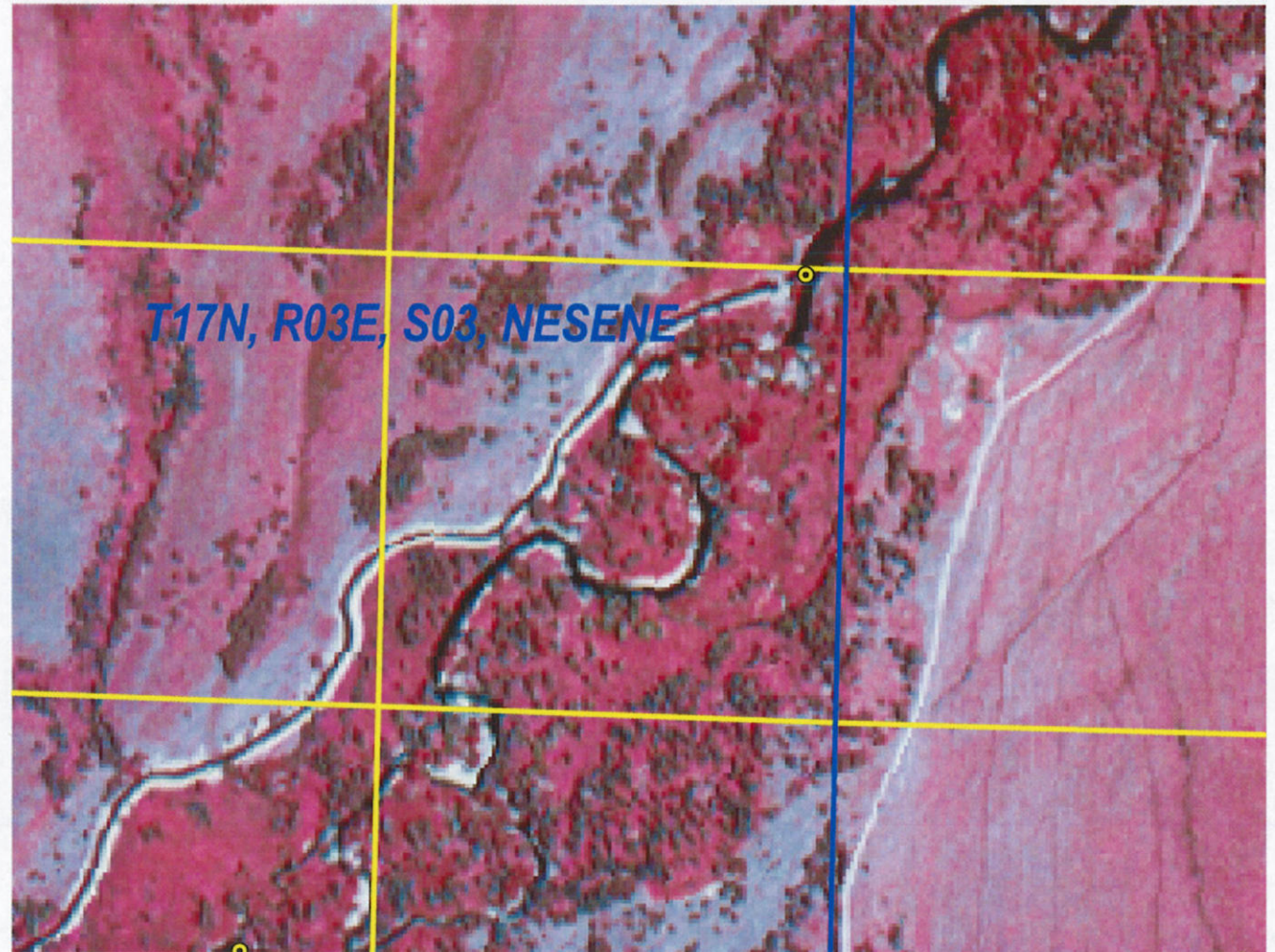
65-03209



Point of Diversion



1987 NAPP



Idaho Department of Water Resources

T17N, R03E
S29

Claim : 65-03209

Owner : Bettis

Prepared by:

Ron Howerton

Date: 17 May 99

 Place of use

 POD

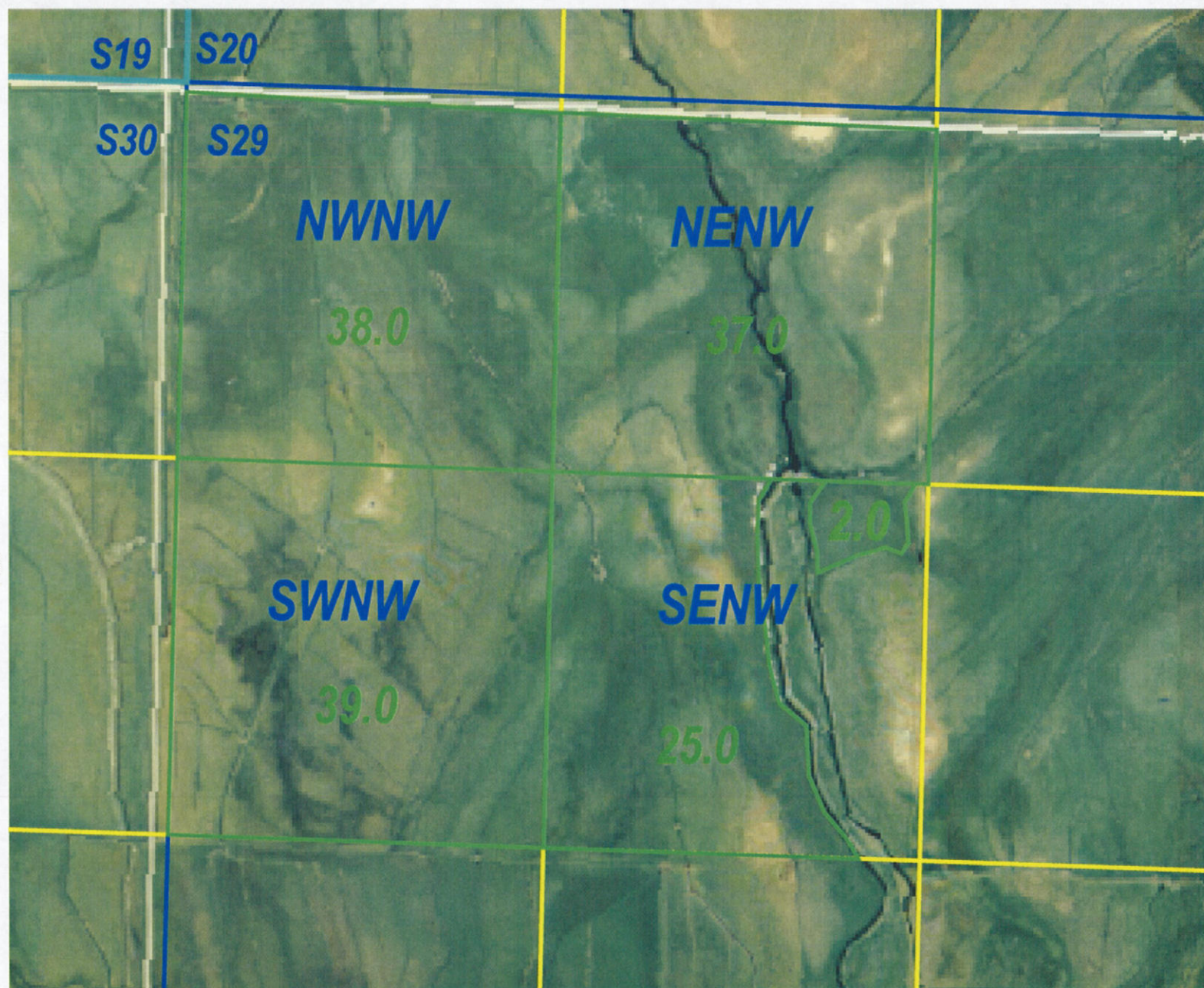
 SECTION LINES

 1/4 1/4 Lines

Acres

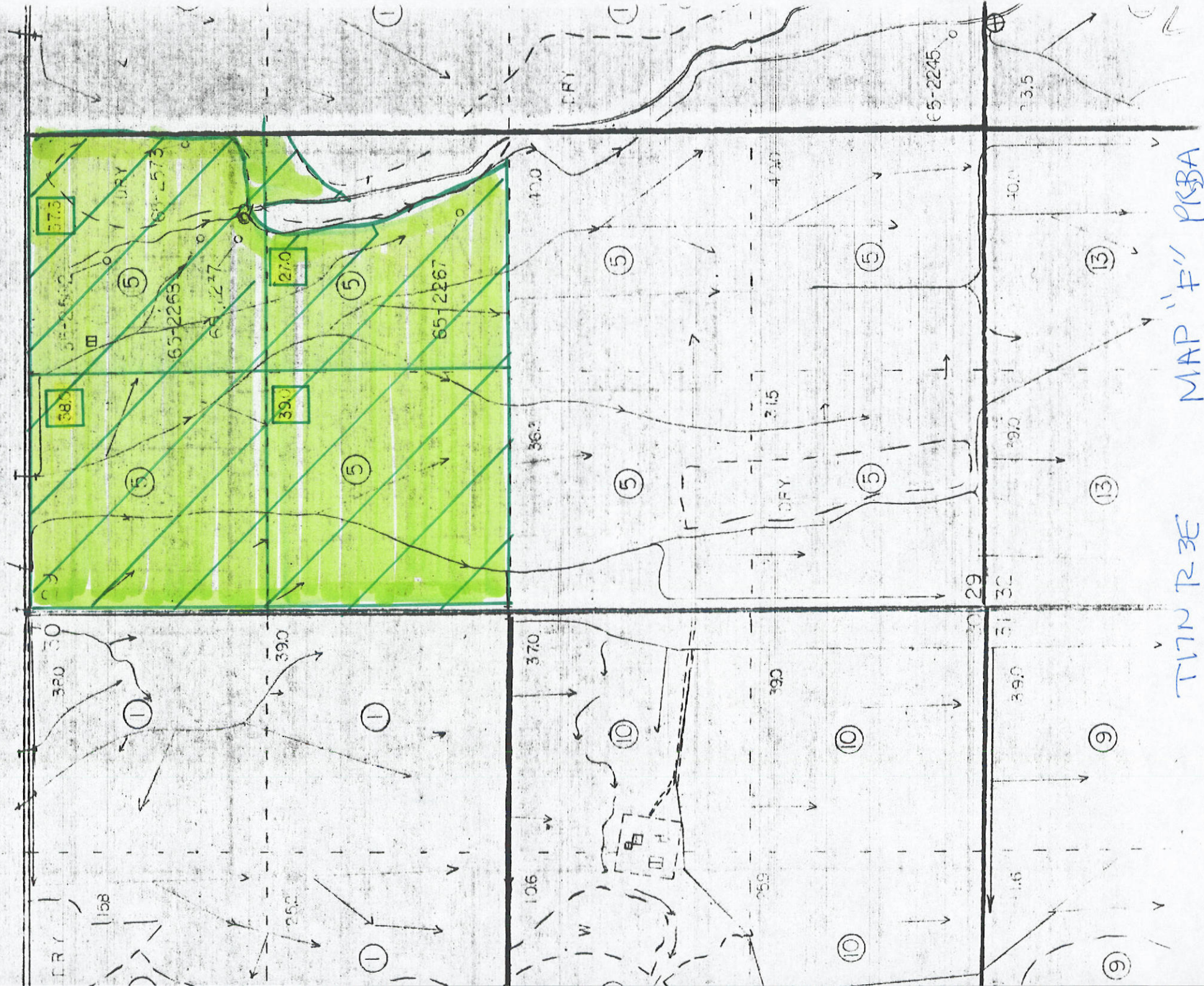


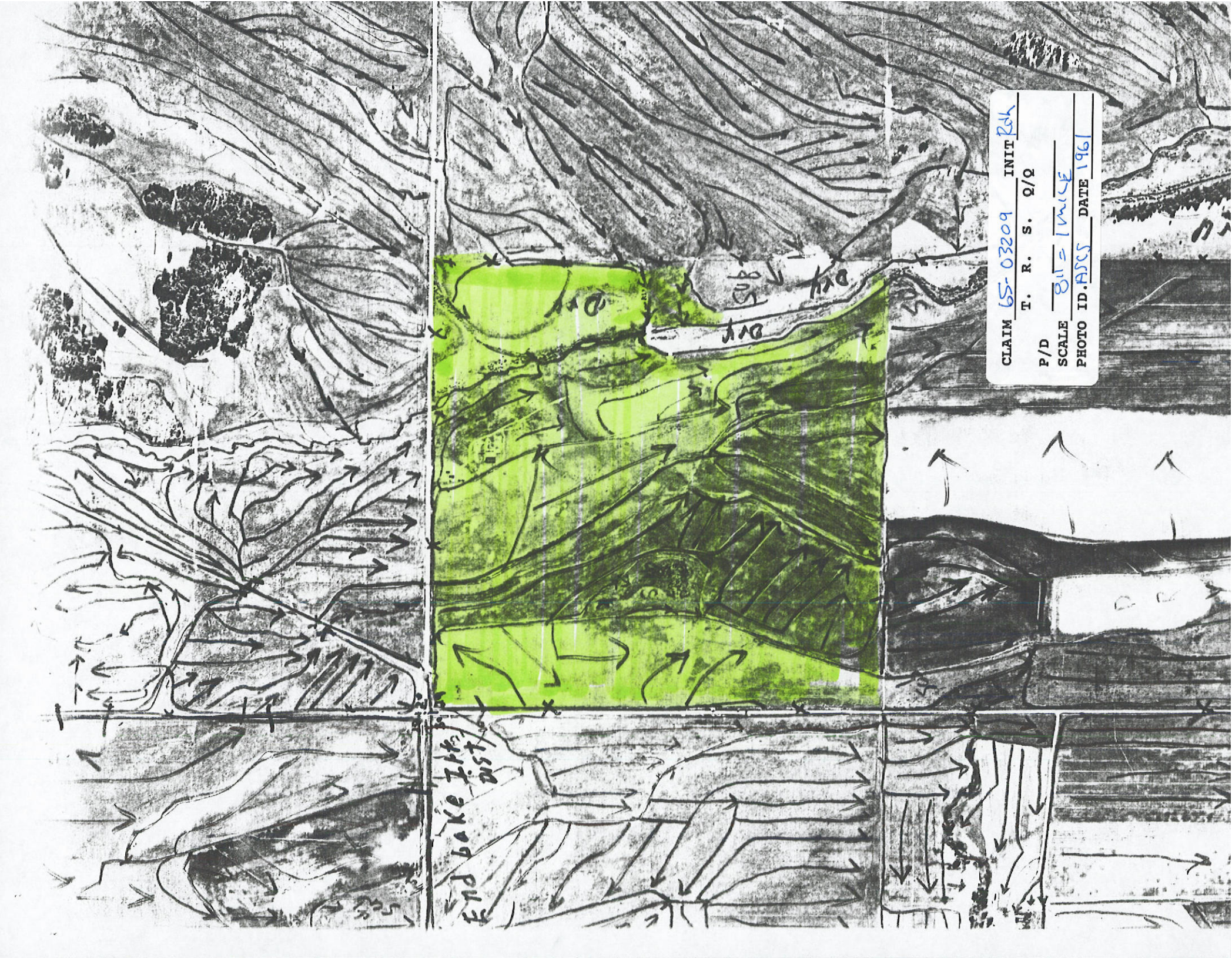
1987 NAPP



0 0.25 0.5 0.75 Miles







CLAIM 65-03209 INIT Rak

T. R. S. Q/Q

P/D

SCALE 8.5 = 1 mile

PHOTO ID. ASCS DATE 1961

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

Valley

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

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

65-3209

MAY 18 1971

Notice is hereby given that LEE C. WRIGHT, JR.
RT 1 Box 254 Fruitland, Idaho 83619
Star Route, Payette, Idaho 83661
(Name of Claimant)
(Mailing Address)

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) Oct. 21, 1918
- (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 3.2 Irrigation 423 AF Period of Use From May 1 To Oct 31
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: 3.2 Cubic Feet Per Second, or 423 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. 17 N, 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. headgate, gravity ditch
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	3E	29					37	38	39	27									141.0

Total No. of acres 141

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 _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks _____
- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☒ B) Right decreed by court, cite title of case decree 20K-3, Lake Fork Creek
65-3209
☐ 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.

May 18, 1971
(Date)

Individual

Lee C. Wright Jr.
(Signature of Claimant)

Organization

KEYPUNCHED 8-8-77

(Signature of Authorized Agent)

State of Idaho

County of Ada

On this 18th day of May, in the year 1971, before me, a notary public, personally appeared Lee C. Wright, Jr. 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 Oct. 8, 1974

9K4

7/21/77 244 4/18/74

4) There exist numerous separate decrees on the tributaries of the Payette River which adjudicate the various priorities to the use of the water on those tributaries. Diversion and beneficial use of water on these decreed tributary streams has in the past been without regard for uses or rights claimed on the Payette River proper, and users on the Payette River proper have made no demand on these tributary streams for water to fill prior rights on the main stem.

5) The present use of water under previously decreed rights in the Payette River Drainage Basin was found, in many cases, to be different from the use as described in the original decrees. Changes in place of use or point of diversion, apparent errors in the original decrees, abandonment or forfeiture of use, and the updating and improvement of irrigation systems through the years are some of the reasons for recommendations of decreed rights different from the original decrees.

6) Beneficial use rights from surface water sources are those rights which were commenced by diversion and application of the water to a beneficial use prior to May 20, 1971. Beneficial use rights from groundwater sources are those which were commenced by diversion and application of the water to a beneficial use prior to March 25, 1963. All other rights to the use of water must have been initiated by an application filed with the Department, or a prior decree. The only exceptions are groundwater uses for domestic purposes, and federal reserved rights necessary to preserve timber or to secure favorable water flows. Permits and licenses herein are updated as of December 1, 1978.

7) Some water rights recommended herein were initiated by application and permit from the Department. These permit rights are not decreed herein, but are subject to the requirement that proof of beneficial use of the water must be submitted to the Department and each right will be limited to and confirmed by such license as may subsequently be issued by the Department.

8) The consumptive use of water for irrigation purposes was found to be dependent upon location within the basin, and varies from 2.0 AFA to 3.0 AFA per acre as shown in Figure 2. [Reference: Sutter, R.J. and G.L. Corey, 1970, *Consumptive Irrigation Requirements for Crops in Idaho*, University of Idaho Agricultural Experiment Station Bull. 516.]

9) The existing water rights in the Payette River Drainage Basin were found to be in most cases based on .02 CFS (one miner's inch) per acre in addition to a rate to compensate for delivery losses.

10) The irrigation season is found to be dependent upon location within the basin. As shown in Figure 2, the three seasons consist of: 184 days (April 15 through October 15), 215 days (April 1 through November 1), and 246 days (March 15 through November 15). [Reference: Stevlingson, David J., and Dale O. Everson, *Spring and Fall Freezing Temperatures in Idaho*, University of Idaho Agricultural Experiment Station Bull. 494.]

11) The amount of water required for stock watering purposes is found to be 12 gallons of water per day per head for range cattle and horses, 35 gallons per day for dairy cattle, and 2 gallons per day per head for sheep. For domestic or household use, the average requirement is 1,000 gallons of water per day per household. [Reference: U.S. Environmental Protection Agency, 1974, *Manual of Individual Water Supply Systems*.]

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: A65-03209
Date Received: 9/16/1988
Receipt No: X999999
Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARRY BETTIS 208-365-2512
Address: STAR ROUTE
PAYETTE, ID 83661
2. Date of Priority: OCT 21, 1918
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 | 3.200 | | |
7. Total Quantity Appropriated is:
3.200 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 282.0 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	29	NE	NW		IRR	37.0
			NW	NW		IRR	38.0
			SW	NW		IRR	39.0
			SE	NW		IRR	27.0

Section Acres 141.0

A65-03209

Page 1

Date: 09/16/88

MICROFILMED
SEP 22 1992

10. Place of Use: Continued

Total Acres 141.0

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:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *Booy Butler* Date: 9/16/88

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of September 19 88.

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise
My Commission Expires 1-19-1994

WESTERN REGION

OWNER (S):

BETTIS

CLAIM NUMBERS:

3209

AGENT: RON HOWERTON

DATE 8/27/99

RIGHT NO	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

POLYGON CREATED ON 803

POLYGON # ()()()() UPDATED BY rdh

ATTRIBUTES OF B65-POU.SHP (804)()()()()

ATTRIBUTES OF B65-POD.SHP (611)()()()()

 B65-DBPOU.DBF UPDATED BY rdh

 B65-DBPOD.DBF UPDATED BY rdh

NOTES:

RECEIVED

JUN 26 2002

Department of Water Resources

Josephine P. Beeman #1806
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, Idaho 83702
(208) 331-0950
(208) 331-0954 (fax)

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

In Re: SRBA	)	Subcase Nos.		
Case No. 39576	)	65-02340B	65-03160	65-03215
	)	65-03154	65-03161	65-03216
	)	65-03155	65-03162	65-03238
	)	65-03156	65-03163	65-03238A
	)	65-01357-3157	65-03168	65-03762
	)	65-01358A-3158A	65-03169	65-04002A
	)	65-01358B-3158B	65-03170	65-07473
	)	65-01359-3159	65-03171	65-07540
	)	65-01359B-3159B	65-03209	65-09045B

Notice is hereby given, in the above-captioned subcases, that the following counsel will appear for Usto and Diana Schulz (water rights 65-03238A and 65-07540); Castle Mountain Creek Owners Association (water rights 65-03238 and 65-04002A); and Harry Bettis (water rights 65-02340B, 65-03154, 65-03155, 65-03156, 65-03157, 65-03158A, 65-03158B, 65-03159A, 65-03159B, 65-03160, 65-03161, 65-03162, 65-03163, 65-03168, 65-03169, 65-03170, 65-03171, 65-03209, 65-03215, 65-03216, 65-03762, 65-07473, and 65-09045B):

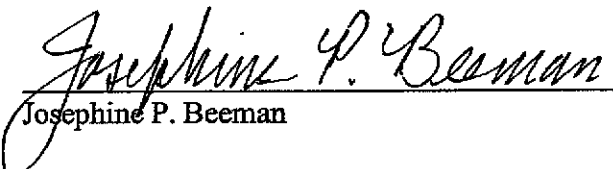
Josephine P. Beeman (ISB #1806)
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, Idaho 83702
(208) 331-0950 (Telephone)
(208) 331-0954 (Facsimile)

SCANNED

JUN 26 2002

RESPECTFULLY SUBMITTED this 25th day of June 2002.

BEEMAN & ASSOCIATES, P.C.


Josephine P. Beeman

CERTIFICATE OF SERVICE

I hereby certify that, on the ____ day of June 2002, I caused to be served copies of the foregoing **NOTICE OF APPEARANCE** by the method indicated:

Idaho Dept. of Water Resources
Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

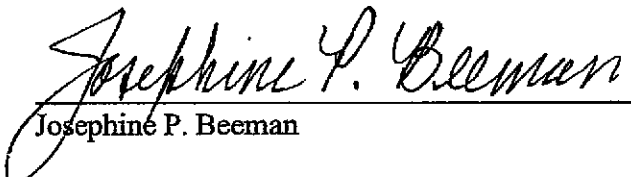
- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____

U.S. Department of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

- ☒ U.S. Mail, First Class, Postage Prepaid
☐ Facsimile: _____
☐ Hand Delivery
☐ Federal Express: _____
☐ Other: _____


Josephine P. Beeman

AJ0749NP
No. R65-03209

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

DATE: 06/28/99
PAGE: 1

```
=====
OWNER          PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE          NAME & ADDRESS    DATE          WATER USE    FROM TO      RATE        VOLUME
-----
C  HARRY BETTIS          10/21/1918    IRRIGATION    05-01 09-15    3.20 CFS
  STAR ROUTE
  PAYETTE ID 83661
  (208) 365-2512
                                     TOTAL DIVERSION:    3.20 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
      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  Lt  Ac  Lt  Ac  :  SUM
-----
17N 03E 29 :      :      :      :      :      :      :      :      :      :      :      :      :      :      :
                                     TOTAL ACRES      141.0
=====
```

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	R65-03184H	R65-03184J	R65-03201A	R65-03201B	R65-03202A	R65-03204	R65-03211A	R65-03211B	R65-03211C
R65-03212	R65-03214	R65-03215	R65-03216	R65-07523					

Remarks: QNT THIS RIGHT SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE
MEASURED AT THE FIELD HEADGATE.

EXP WATER IS DELIVERED THROUGH WEST SIDE DITCH.

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

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

Comments: Date: 05/17/1999 User-ID: RHOWERTO Subject: WEST SIDE DITCH P/D
SEE ATTACHMENTS IN FILE 65-03216 FOR P/D OVERLAPS.

Audit: 06/28/99 RHOWERTO

WR5809NP
No. 65-03209

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEE C. WRIGHT, JR. STAR ROUTE PAYETTE ID 83661	10/21/1918	IRRIGATION	05/01 09/15	3.200 CFS	
TOTAL DIVERSION:					3.200 CFS	

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversions:

T17N R03E S03

SENE

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
17N	03E	29	:					:	37		38		39		27			:							141.0
TOTAL ACRES																							141.0		

Pou County: VALLEY

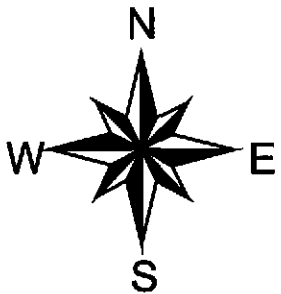
Dates:	App. Received:	Priority Date:	10/21/1918
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

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

Audit: 04/24/87 04/30/88 CONVERT 08/14/89 CURTIS

65-03209

- Point of Diversion



1987 NAPP



0 0.25 0.5 Miles

A horizontal scale bar with three segments. The first segment is labeled '0', the second '0.25', and the third '0.5 Miles'.

Idaho Department of Water Resources

**T17N, R03E
S29**

Claim : 65-03209

Owner : Bettis

Prepared by:

Ron Howerton

Date: 17 May 99

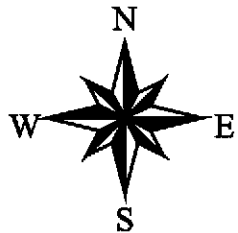
 Place of use

● POD

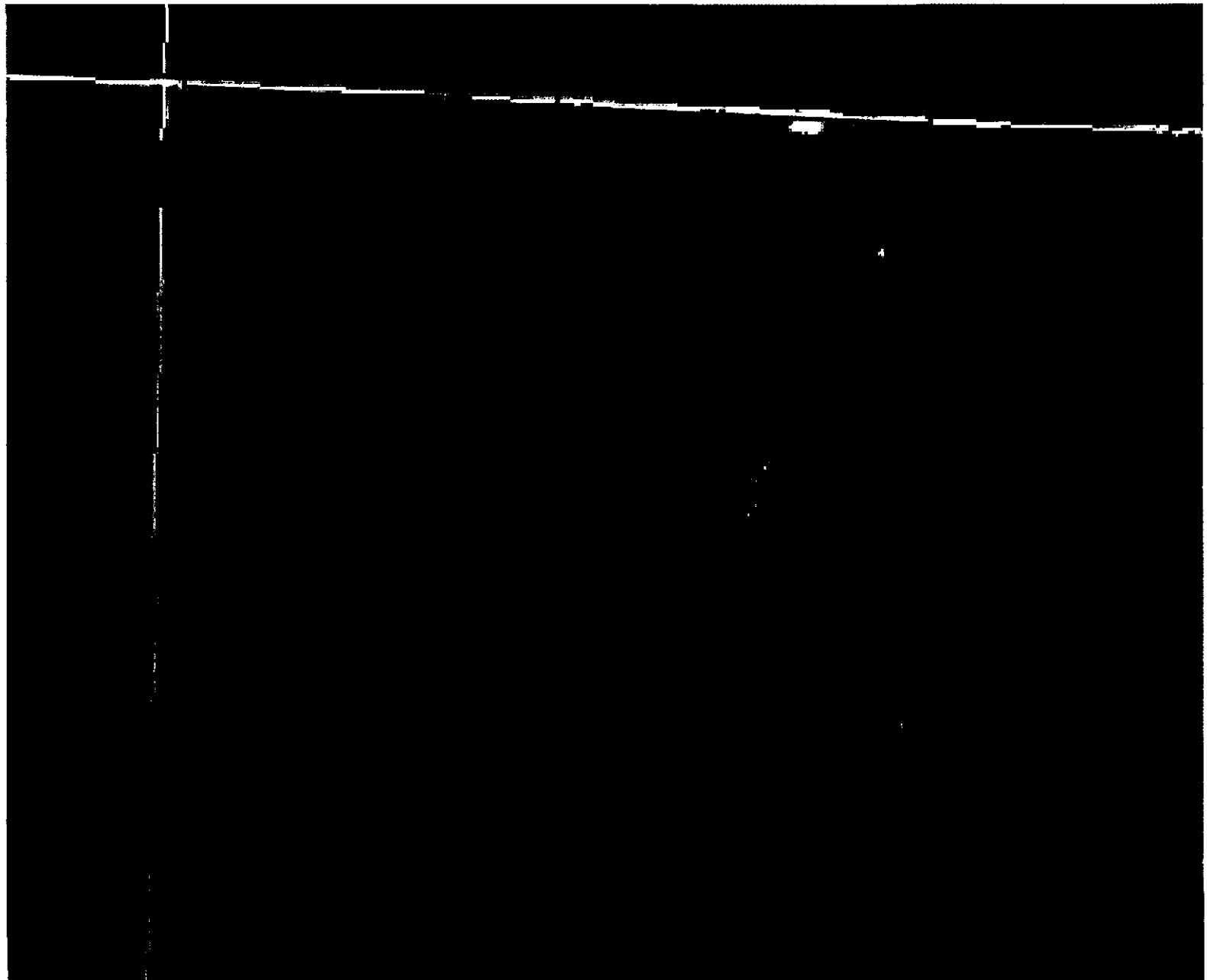
 SECTION LINES

 1/4 1/4 Lines

Acres

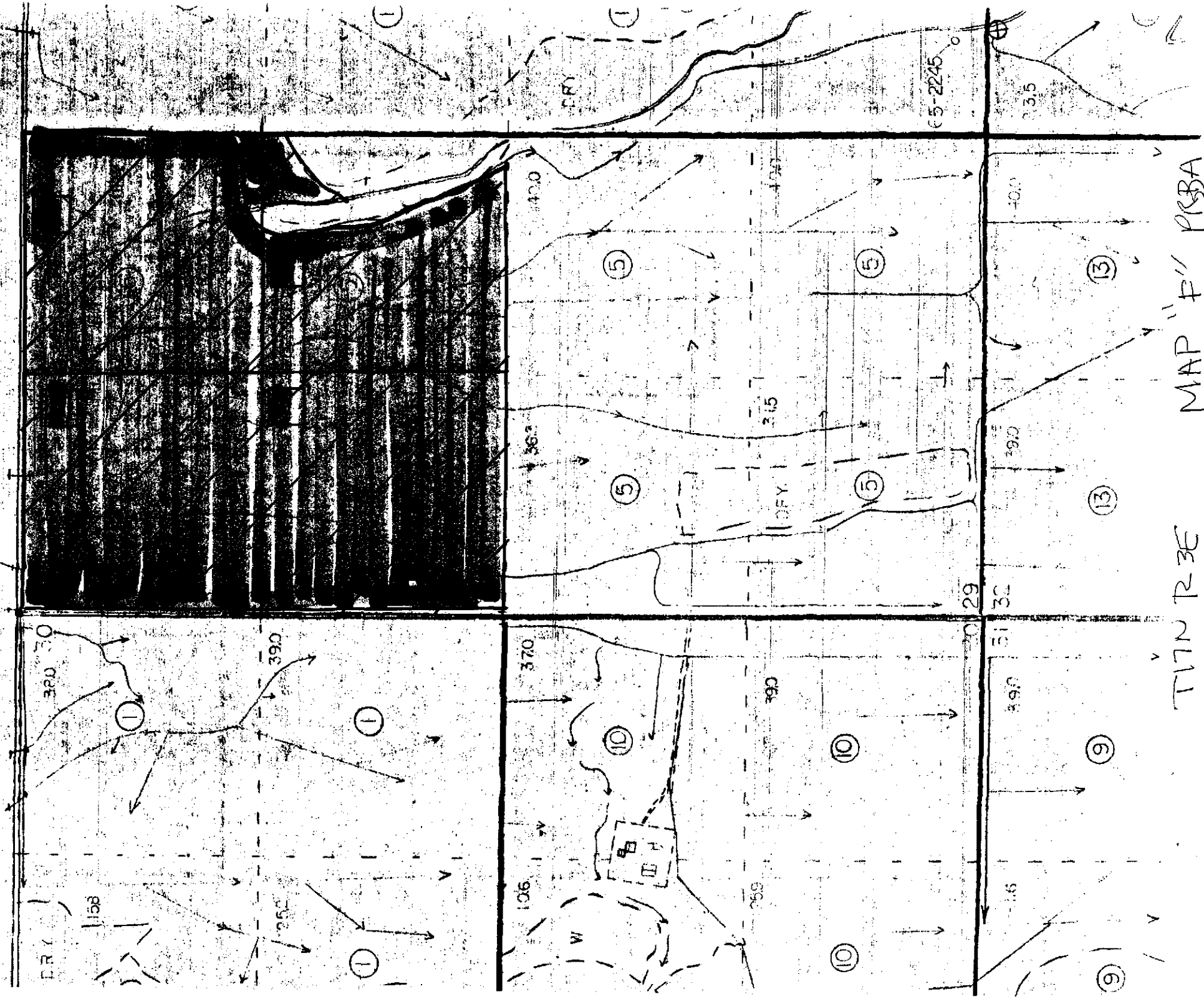


1987 NAPP



0 0.25 0.5 0.75 Miles





T17N R3E

MAP "F" PRBA



CLAIM 65-03209 INIT Rsk
P/D T. R. S. Q/Q
SCALE 8" = 1 MILE
PHOTO ID. 1965 DATE 1961

END OF RISK
1965

END OF RISK
1965

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

Valley

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

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

Notice is hereby given that

LEE C. WRIGHT, JR.

MAY 18 1971

RE: Lot 254 Fruitland, Idaho 83614 (Name of Claimant)

Sear Route, Payette, Idaho 83461 (Mailing Address)

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) Oct. 21, 1918
- (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 Irrigation 423 AF Period of Use From 5/1 9/15
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Both Dates Inclusive) (Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: 3.2 Cubic Feet Per Second, or 423 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 3 Sec. 3 Twp. 17 N 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. headgate, gravity ditch
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
✓	✓	29					37	38	39	27									141.0

Total No. of acres 141

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 _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks _____
- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☒ B) Right decreed by court, cite title of case decree 20K-3, Lake Fork Creek
65-3209
☐ 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

May 18, 1971 (Date)

Lee C. Wright Jr. (Signature of Claimant)

Organization

KEYPUNCHED 8-8-77

(Signature of Authorized Agent)

State of Idaho

County of Ada

ss.

Organization Seal

On this 18th day of May, in the year 1971, before me, a notary public, personally appeared Lee C. Wright, Jr. 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

William E. Lawrenson
Boise, Idaho

My commission expires

Oct. 2, 1974

7/21/74 2:24 4/14/74

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:24:32
03/10/99

PAGE: 15
QUICKLOOK INFORMATION

109
CLAIM NUMBER: A65-03209

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								
POINT OF DIV								
SOURCE								
PLACE OF USE	✓							
DIV. AMOUNT CFS/VOLUME			66 R/L 5/17/99					
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE			12-8-99 20h					
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:24:32
03/10/99

PAGE: 1
GENERAL INFORMATION

95
CLAIM NUMBER: A65-03209

LAST: WRIGHT JR
ADDRESS: STAR ROUTE
CITY: PAYETTE
PHONE NUMBER: 208-000-0000

FIRST: LEE C
STATE: ID ZIP: 83661

OWNER CODE: O

LAST: BETTIS
ADDRESS: STAR ROUTE
CITY: PAYETTE
PHONE NUMBER: 208-365-2512

FIRST: HARRY
STATE: ID ZIP: 83661

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 5/17/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-03209 PRIORITY DATE: 10-21-1918 STAGE: D

B. WR RECORD: # 65-03209 PRIORITY DATE: 10-21-1918 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y(☐) N(☐)

LICENSE ISSUED N/A(☒) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

10-21-1918

REVIEWED BY REN

DATE 5/17/99

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
A65-03209	17N 03E	3		SE	NE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
* NONE
* 41 A PREFIX CLAIMS WITH THIS POD
*** 42 WR RECORDS IN SAME 40 ACRE TRACT

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
65-03209	17N 03E	3		SE	NE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

**** 42 WR RECORDS WITH SAME WR POD
***** 41 A PREFIX CLAIMS IN SAME 40 ACRE TRA

***** NONE

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH 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) X

NOTES: GIS MAPS PHOTO'S
SEE PID OVERLAPS FILED IN 65-03216 (8 PAGES)

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				WEST SIDE Ditch	
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY: Ren

DATE: 5/17/99

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

WEST SIDE Ditch

A. ROOT WATER RIGHT NUMBERS: A65-03209

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	29	NE	NW		BETTIS, HARRY	A65-03209 / 37.0	65-03209 / 37.0	36.0		
			NE	NW		BETTIS, HARRY L	A65-03610 /	65-03610 /			37
			NE	NW		BETTIS, HARRY L	65-03610 /	- /			
17N	03E	29	NW	NW		BETTIS, HARRY	A65-03209 / 38.0	65-03209 / 38.0	38.0		38
17N	03E	29	SW	NW		BETTIS, HARRY	A65-03209 / 39.0	65-03209 / 39.0	37.0		39
17N	03E	29	SE	NW		BETTIS, HARRY	A65-03209 / 27.0	65-03209 / 27.0	41.0		27
ADDITIONAL POJ FOUND											

TOTAL ACRES	A65-03209	141.00	141.00	152.00	141
-------------	-----------	--------	--------	--------	-----

POJ 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 POJ AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POJ AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-03610	DOMESTIC	BETTIS, HARRY L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03610	DOMESTIC	BETTIS, HARRY L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A() Y(☒) N()

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

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

NOTES: ~~AS~~ NAPP, IDWR NO. 1987; ~~AS~~ ASCS PHOTO; ~~AS~~ OTHER PRBA MAPS BLUE LINES
SEE ATTACHED 1961 PRBA ASCS & BLUE LINE MAP "F"
& NAPP S

RECOMMENDATIONS:

TOTAL ACRES: 141 N/A ()

REVIEWED BY: RCH DATE: 5/17/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-03209 IRRIGATION	FROM 05-01 TO 09-15	3.200 CFS	
TOTAL DIVERSION RATE/VOLUME		3.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-03209 IRRIGATION	FROM 05-01 TO 09-15	3.200 CFS	
TOTAL DIVERSION RATE/VOLUME		3.200 CFS	

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

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

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

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

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

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

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

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

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

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

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

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

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

PAGE: 9

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

103

CLAIM NUMBER: A65-03209

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 3.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.200 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 141 x 0.02 CFS/ACRE = 2.82 CFS
(Taken from pou review)

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 141 x DIVERSION VOL. AF/A FOR AREA 141 =

TOTAL DIVERSION VOLUME 141 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 282.0 AF/A

ACRES 141 x CONSUMPTIVE VOL. AF/A FOR AREA 141 =

TOTAL CONSUMPTIVE USE 141 AF/A

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

1b. CALCULATIONS

DECREED AS 3.2 cfs

SEE ATTACHED PRBA
FINDINGS OF FACT,
PAGE 170, ALLOWED (item 9)
ADDITION TO RATE FOR
DELIVERY LOSSES

RECOMMENDED SAME AS
PRBA...

4) There exist numerous separate decrees on the tributaries of the Payette River which adjudicate the various priorities to the use of the water on those tributaries. Diversion and beneficial use of water on these decreed tributary streams has in the past been without regard for uses or rights claimed on the Payette River proper, and users on the Payette River proper have made no demand on these tributary streams for water to fill prior rights on the main stem.

5) The present use of water under previously decreed rights in the Payette River Drainage Basin was found, in many cases, to be different from the use as described in the original decrees. Changes in place of use or point of diversion, apparent errors in the original decrees, abandonment or forfeiture of use, and the updating and improvement of irrigation systems through the years are some of the reasons for recommendations of decreed rights different from the original decrees.

6) Beneficial use rights from surface water sources are those rights which were commenced by diversion and application of the water to a beneficial use prior to May 20, 1971. Beneficial use rights from groundwater sources are those which were commenced by diversion and application of the water to a beneficial use prior to March 25, 1963. All other rights to the use of water must have been initiated by an application filed with the Department, or a prior decree. The only exceptions are groundwater uses for domestic purposes, and federal reserved rights necessary to preserve timber or to secure favorable water flows. Permits and licenses herein are updated as of December 1, 1978.

7) Some water rights recommended herein were initiated by application and permit from the Department. These permit rights are not decreed herein, but are subject to the requirement that proof of beneficial use of the water must be submitted to the Department and each right will be limited to and confirmed by such license as may subsequently be issued by the Department.

8) The consumptive use of water for irrigation purposes was found to be dependent upon location within the basin, and varies from 2.0 AFA to 3.0 AFA per acre as shown in Figure 2. [Reference: Sutter, R.J. and G.L. Corey, 1970, *Consumptive Irrigation Requirements for Crops in Idaho*, University of Idaho Agricultural Experiment Station Bull. 516.]

9) The irrigation systems in the Payette River Drainage Basin were found to be in most cases based on .02 GFS (one acre-foot per acre) in addition to state to minimum 100 acre delivery losses.

10) The irrigation season is found to be dependent upon location within the basin. As shown in Figure 2, the three seasons consist of: 184 days (April 15 through October 15), 215 days (April 1 through November 1), and 246 days (March 15 through November 15). [Reference: Stevlingson, David J., and Dale O. Everson, *Spring and Fall Freezing Temperatures in Idaho*, University of Idaho Agricultural Experiment Station Bull. 494.]

11) The amount of water required for stock watering purposes is found to be 12 gallons of water per day per head for range cattle and horses, 35 gallons per day for dairy cattle, and 2 gallons per day per head for sheep. For domestic or household use, the average requirement is 1,000 gallons of water per day per household. [Reference: U.S. Environmental Protection Agency, 1974, *Manual of Individual Water Supply Systems*.]

NOTES: _____

WR RECORD CONDITIONS/REMARKS:

NONE

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	EXAMINER	VOL.	EXAMINER	USE	EXAMINER
IRRIGATION	05-01	09-15	DATABASE 3.200	_____	DATABASE	_____	DATABASE 282.0	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			3.200	_____		_____	282.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: RDH

DATE: 5/12/99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

QNT E 28 MEASURED AT FIELD HEADGATE

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: 65-03209

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.200	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-03209	3.200	-		65-03209	3.200
TOTAL CFS		3.200				3.200

DIVERSION RATE REVIEW

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

DATABASE	FIELD EXAMINER
Y	Y(☒) N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

Ron Howerton

5/17/99

RON HOWERTON

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>P10 & P04</u>	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>FINDING OF FACT</u>	DATE <u>ALLOWS MORE THAN 0.02/ACRE FOR Ditch LOSSES</u>	Y(☒) N()
☒ OTHER <u>PROFILE RPT</u>	DATE <u>SHOWS AS DETECTED IN PRBA</u>	Y(☒) N()
☒ OTHER <u>CLAIM</u>	DATE <u>ORIGINAL PRBA CLAIM</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 _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>MAP</u>	DATE <u>1961</u> <u>ASCS</u>	<u>1</u>	<u>PRBA MAP</u>
☒ OTHER <u>MAP "P1"</u>	DATE <u>DRAWING</u>	<u>1</u>	<u>PRBA BLUE LINE MAP</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:26:07
03/10/99
110

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-03209

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY BETTIS	10/21/1918	IRRIGATION	05-01 09-15	3.200 CFS	
					TOTAL DIVERSION:	3.200 CFS
					CONSUMPTIVE USE:	282.00 AFA

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T17N R03E S03 SENE

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	:	SUM	
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
17N	03E 29	:				:	37	38	39	27	:					:						:	141.0
																					TOTAL ACRES	141.0	

POU County: VALLEY

Dates: Exam Made Date: Verified Date: 04/24/1987 Objection Filed Date:

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

Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

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
SOURCE: LAKE FORK CREEK								
65-3214	FLEMING, THOMAS E. ROUTE 1 MC CALL ID 83638	09-30-1918	IRRIGATION	05-01 09-15	.80 CFS	SENE S03 T17N R03E	NENE(19) SENE(18) S32 T17N R03E	DECREE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2319 & 65-2573 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
* 37 ACRES*								
65-3190	CRUZEN, EDWARD A. DONNELLY ID 83615	10-03-1918	IRRIGATION	05-01 09-15	3.20 CFS	SENE S03 T17N R03E	NENW(34) MWNW(36) SNNW(27) SENW(37) NESE(15) NWSE(35) SWSE(20) SESE(15) -S21 T17N R03E	DECREE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2356 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
* 219 ACRES*								
65-3216	BETTIS, HARRY L. STAR ROUTE PAYETTE ID 83661	10-03-1918	IRRIGATION	05-01 09-15	1.60 CFS	SENE S03 T17N R03E	SWSW(40) S16 T17N R03E SESE(39) S17 T17N R03E	DECREE
* 79 ACRES*								
65-3209	WRIGHT JR., LEE C. STAR ROUTE PAYETTE ID 83661	10-21-1918	IRRIGATION	05-01 09-15	3.20 CFS	SENE S03 T17N R03E	NENW(37) MWNW(38) SNNW(39) SENW(27) S29 T17N R03E	DECREE
* 141 ACRES*								

RECEIVED

FILE

FEB 12 1987 IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM APR 07 1986

Department of Water Resources

IN THE MATTER OF THE GENERAL) Civil No. 3667
DETERMINATION OF THE RIGHT TO)
THE USE OF SURFACE AND GROUND-) ORDER AND PARTIAL DECREE
WATERS OF THE PAYETTE RIVER) PURSUANT TO I.R.C.P. 54(b)
DRAINAGE BASIN.)

The foregoing Stipulation, of Lake Irrigation District, Edward A. Cruzen and the Department of Water Resources, having come duly and regularly before the Court and good cause appearing therefore,

IT IS ORDERED AND DECREED that the water rights, priority dates, uses, periods of use, quantification of rights, diversion points, places of use and basis of claim identified in Exhibit A attached hereto and incorporated herein by reference are adopted by this Court, and the Proposed Finding of Water Rights in the Payette River Drainage Basin (hereinafter "Proposed Finding") shall be amended accordingly. Some of the rights listed in Exhibit A were previously decreed by the court in its judgment of January 21, 1986. They are included here to provide a complete listing of all rights on Lake Fork Creek. Claim No. 65-10095, a reserved right claimed by the Forest Service, is not included because the State of Idaho and the United States are currently planning to become engaged in negotiations concerning federal reserved water right claims.

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED
FEB 24 1987

COMPARED _____
INDEXED - DIRECT _____
INDEXED - INDIRECT _____

filed by Lake Irrigation District and Edward A. Cruzen against the water rights adopted by this Court in the preceeding paragraph are dismissed with prejudice.

IT IS FURTHER ORDERED AND DECREED that the Proposed Finding of Fact No. 10 and Conclusion of Law No. 6 as set out in the foregoing Stipulation and Finding of Fact No. 4 and Conclusion of Law No. 3 as set out in Exhibit B of the foregoing Stipulation are amended by said Stipulation.

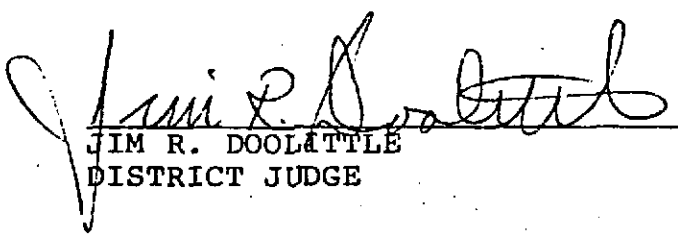
IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo and Tyee Creeks and other less distinctive sources between the old site of the gauging station and the present site, unless modified by order of this Court due to changes in the measured flows.

IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K, reference may be made to the decree of Paul Michelson et al v. M. H. Williams et al (7th Judicial District, Valley County, 1928) for a period of five years following the date of this order, to answer questions arising as to the distribution of water rights listed in Exhibit A. The director of the Department of Water Resources, pursuant to his authority under Chapter 6, Title 42, Idaho Code, will initially

determine any distribution questions. The elements of the Michelson decree that are used in any orders or instructions to the watermaster during this five year term shall be made a permanent part of the water district file for Lake Fork Creek and shall be considered by the director in any future orders or instructions to the watermaster.

IT IS FURTHER ORDERED AND DECREED that jurisdiction is reserved by the Court, upon 10 days notice to the parties hereunto, to make corrections of clerical errors, inadvertences or omissions in the listing of water rights of Exhibit A to the foregoing Stipulation, and the reservation of jurisdiction for this purpose will date one year from the date of this Order.

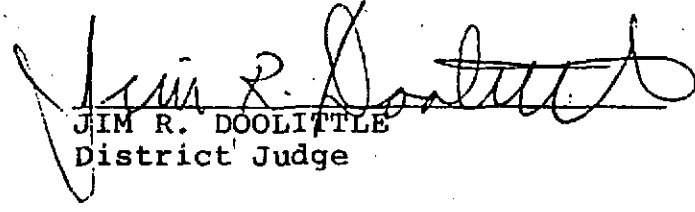
DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

With respect to the issues determined by the above judgment, it is hereby CERTIFIED, in accordance with the Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does direct that the above partial decree shall be a final judgment upon which execution may issue and appeal may be taken as provided by the Idaho Appellate Rules.

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
District Judge

STATE OF IDAHO)
County of Gem) ss.

I certify that the foregoing
is a true and correct copy
of the original on file in
this office.

DATED 5-87
Thelma R. Kolodziej, Clerk

By: loci James ORDERED AND PARTIAL DECREE, Page 3