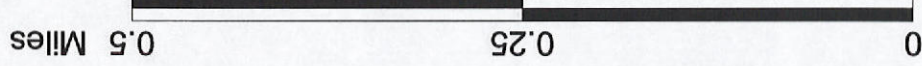
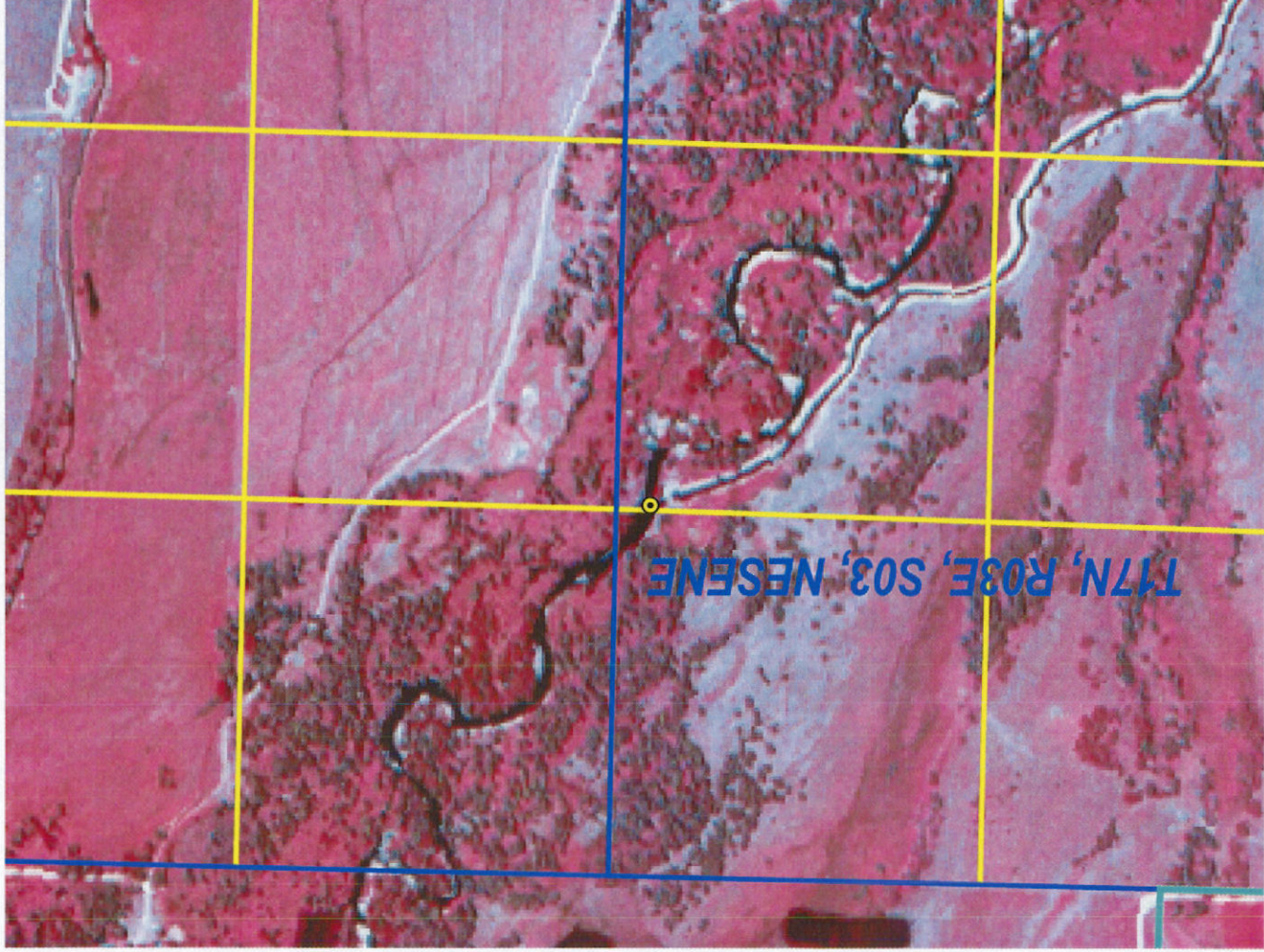


65-03211A



1987 NAPP

Point of Diversion



Idaho Department of Water Resources

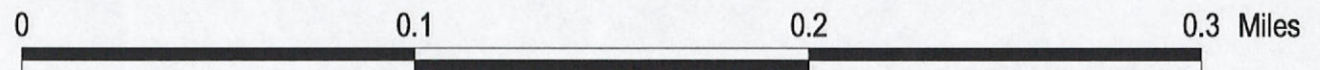
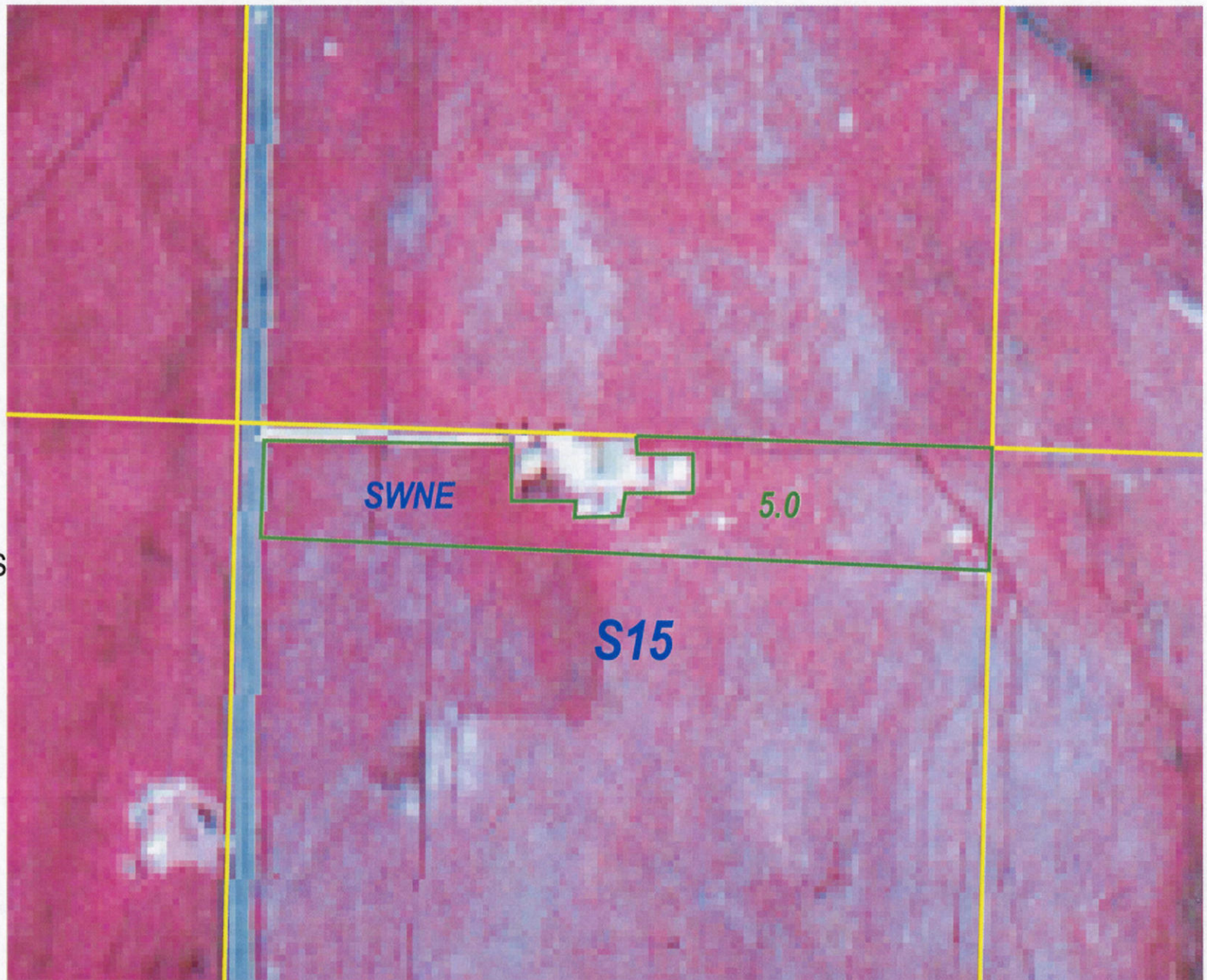
**T17N, R03E
S15**

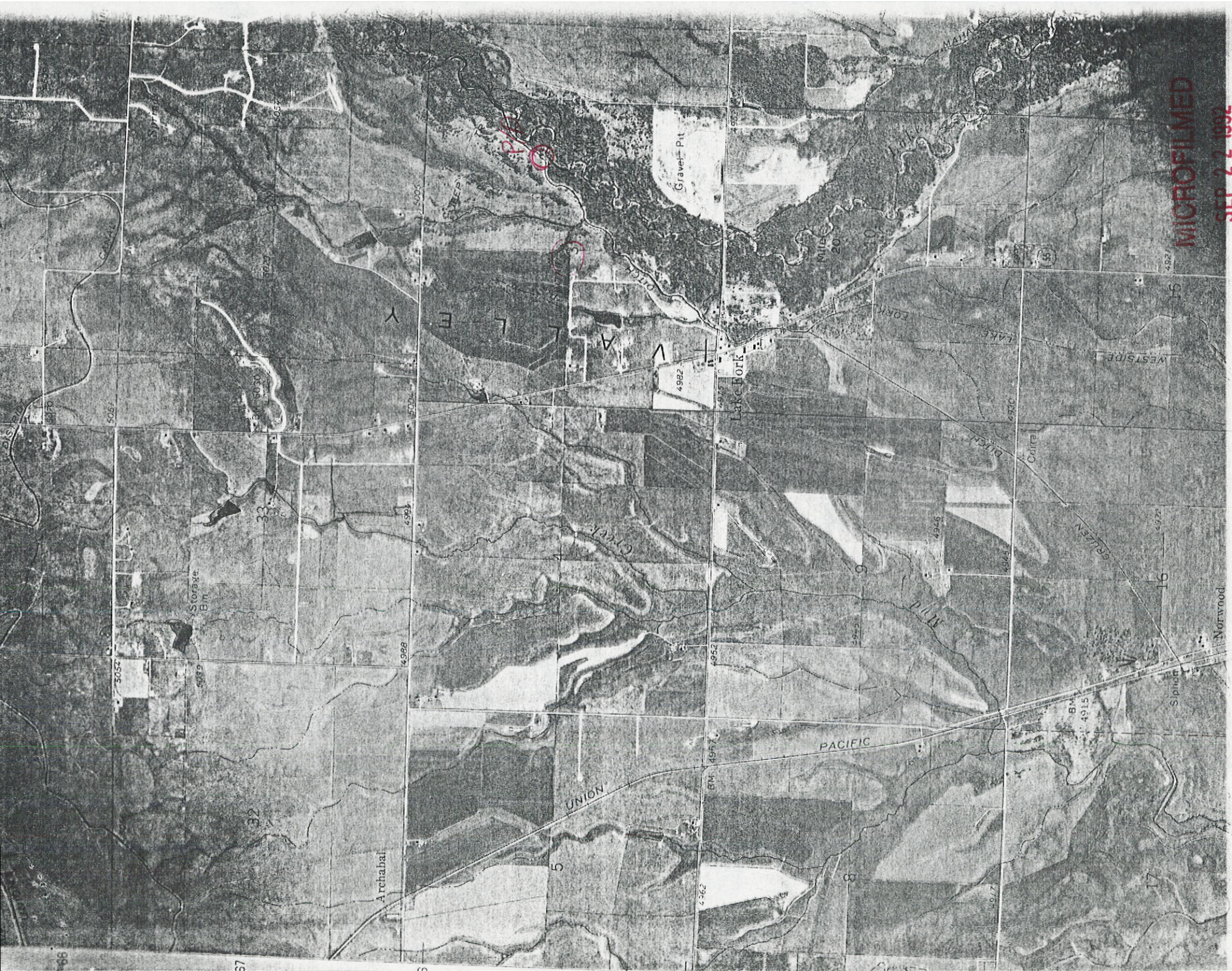
Claim : 65-03211A
Owner : Colenbaugh
Prepared by:
Ron Howerton
Date: 18 May 99

-  Place of use
-  POD
-  SECTION LINES
-  1/4 1/4 Liines
-  Acres



1987 NAPP





MICROFILMED

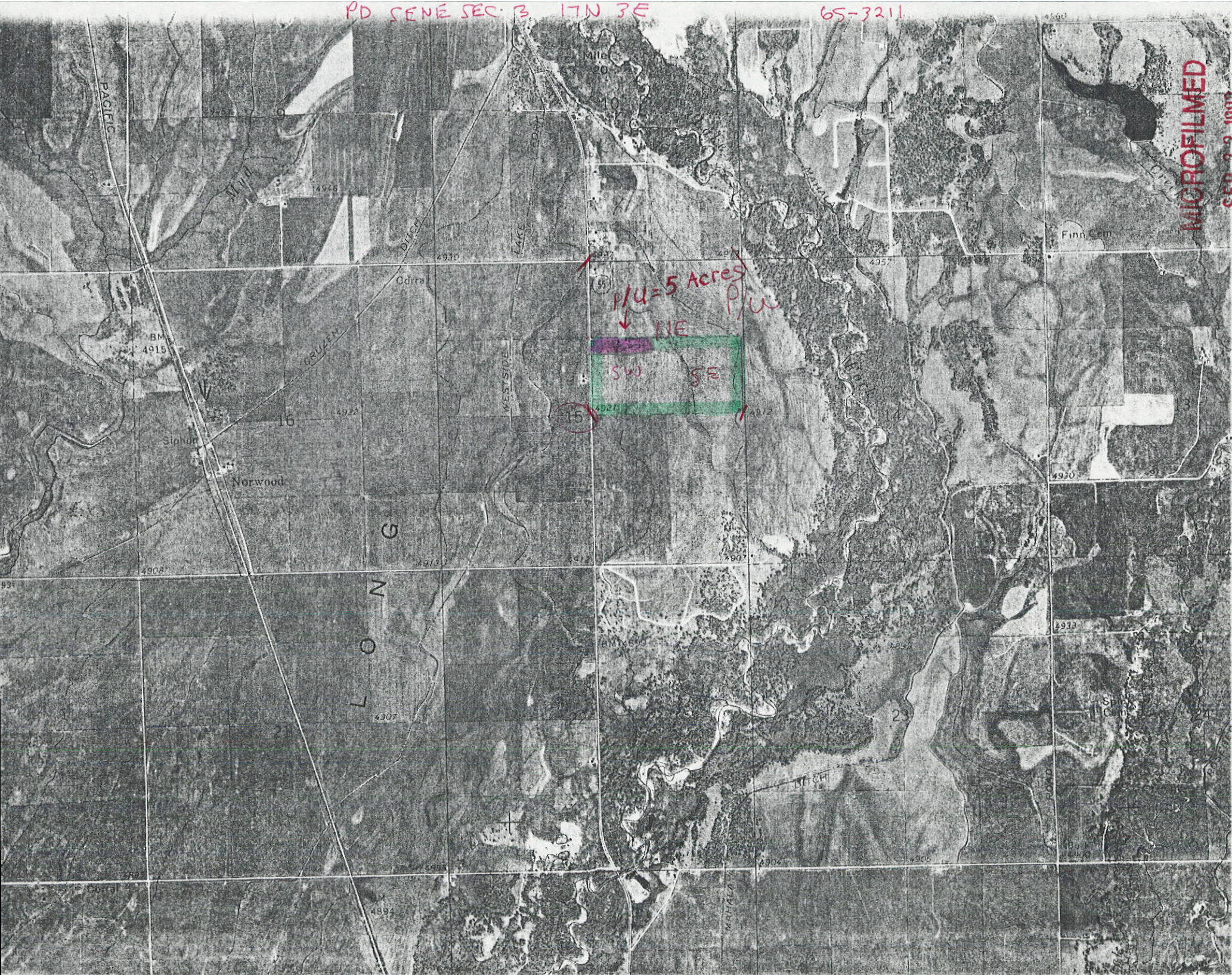
SEP 22 1992

PD SENE SEC. 3 17N 3E

65-3211

MICROFILMED

SEP 22 1992



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-03211A
Date Received: 11/ 9/1988
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: JANET RAE STARR
Address: PO BOX 885
13712 HWY 55
MC CALL ID

208-634-2660

83638

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	0.100		

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

A.F.A.

8. Total consumptive use is 10.0 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	15	SW	NE		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

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:
65-03211

14. Remarks:

THIS RIGHT, WHEN COMBINED WITH OTHER SPLIT PORTIONS OF THIS RIGHT, SHALL DIVERT NO MORE THAN 1.440 CFS. AT THE TIME OF THIS FILING THE OTHER PROPERTY OWNERS HAD NOT FILED THEIR ADJUDICATION CLAIMS.
OWNERSHIP CHANGED BY DB 10/18/99.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

WESTERN REGION

OWNER (S):

COLFEN BAUGH

CLAIM NUMBERS:

3211A

AGENT: RON HOWERTON

DATE 8/27/99

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	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 (806) () () () ()

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

 B65-DBPOU.DBF UPDATED BY rdh

 B65-DBPOD.DBF UPDATED BY rdh

NOTES:



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 4, 2001

Dear Basin 65 water user:

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

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

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

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

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

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

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

Sincerely,

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

AJ0749NP
No. R65-03211A

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

DATE: 10/18/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JANET RAE STARR PO BOX 885 13712 HWY 55 MC CALL ID 83638 (208) 634-2660	12/12/1903	IRRIGATION	05-01 09-15	0.091 CFS	
TOTAL DIVERSION:					0.091 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										
				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	15	:				05	:						:					:							5.0
																							TOTAL ACRES	5.0		

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	A65-03194B	A65-03194C
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	A65-03213A	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	R65-03204	R65-03205
R65-03206	R65-03207	R65-03209	R65-03210	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:

A65-03211 A65-03211A A65-03211B A65-03211C R65-03211B R65-03211C

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.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65K

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R65-03211A

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

DATE: 10/18/99
PAGE: 2

=====

Comments: Date: 05/19/1999 User-ID: RHOWERTO Subject: WEST SIDE DITCH P/D
SEE ATTACHMENTS IN FILE 65-03216 FOR P/D OVERLAPS.

Date: 09/25/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 10/18/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 10/18/99 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

October 18, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A65-03211A

KARL J. DREHER
DIRECTOR

JANET RAE STARR
PO BOX 885
13712 HWY 55
MC CALL ID 83638

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

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

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

Sincerely,

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

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

AJ0749NP
No. R65-03211A

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

DATE: 05/19/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONNA COLENBAUGH C/O TERI NORELL 2308 SUNSET AVE BOISE ID 83702 (208) 336-7229	12/12/1903	IRRIGATION	05-01 09-15	0.09 CFS	
TOTAL DIVERSION:					0.09 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	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM	
17N	03E	15	:				05	:			:						:								:	5.0
TOTAL ACRES																							5.0			

POU County: VALLEY

Remarks: EXP WATER IS DELIVERED THROUGH WEST SIDE DITCH.

Dates: Exam Made Date: Verified Date: 05/19/1999 Objection Filed Date:

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

Comments: Date: 05/19/1999 User-ID: RHOWERTO Subject: WEST SIDE DITCH P/D
SEE ATTACHMENTS IN FILE 65-03216 FOR P/D OVERLAPS.

Audit: 05/19/99 RHOWERTO

WR5809NP
No. 65-03211

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/18/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C. W. COLENBAUGH LAKE FORK ID 83635	12/12/1903	IRRIGATION	05/01 09/15	1.440 CFS	
TOTAL DIVERSION:					1.440 CFS	

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				
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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
17N	03E	15	: 39 40	:	:	:	:	:	:	:	:	:	:	79.0		
TOTAL ACRES													79.0			

Pol County: VALLEY

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

65-02708	65-03120	65-03183	65-03184A	65-03184B	65-03184C	65-03184D	65-03184E	65-03184F	65-03184X
65-03186	65-03187	65-03188	65-03189	65-03190	65-03191	65-03192	65-03193	65-03194	65-03195
65-03196	65-03197	65-03198	65-03199	65-03200	65-03201	65-03202A	65-03202X	65-03203	65-03204
65-03205	65-03206	65-03207	65-03209	65-03210	65-03212	65-03213	65-03214	65-03215	65-03216
65-03219A	65-03219X								

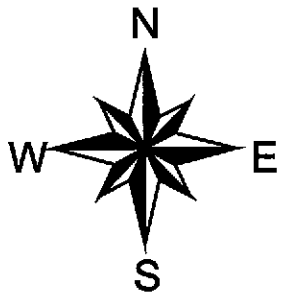
Dates:	App. Received:	Priority Date:	12/12/1903
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

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

Audit: 04/24/87 04/30/88 CONVERT

65-03211A

- 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
S15**

Claim : 65-03211A
Owner : Colenbaugh
Prepared by:
Ron Howerton
Date: 18 May 99

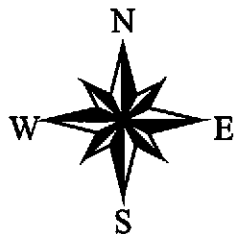
 Place of use

● POD

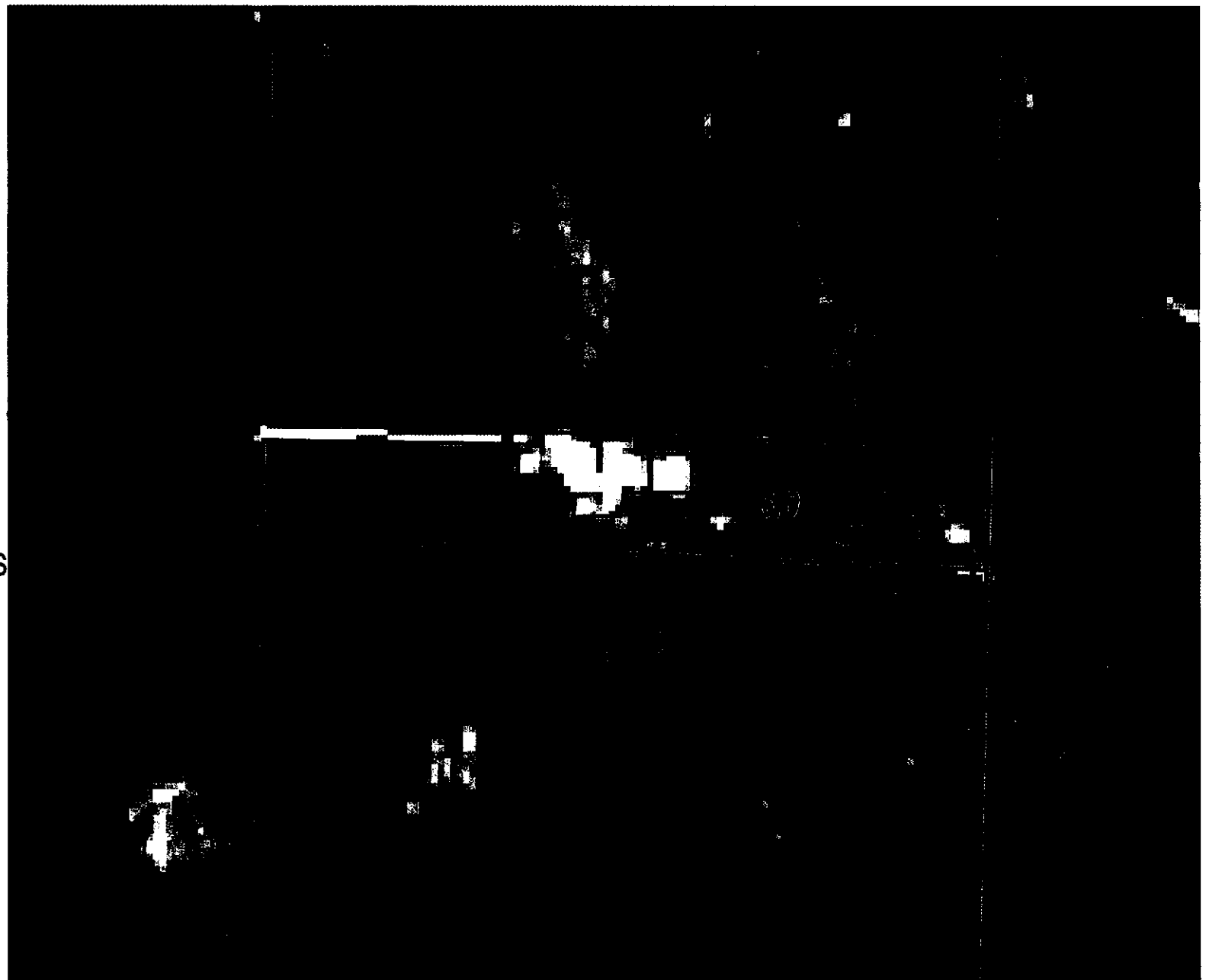
 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



0 0.1 0.2 0.3 Miles



SPLIT TREE

CLAIM A65-03211

AGENT: Ron Howerton

Date: 5/19/99

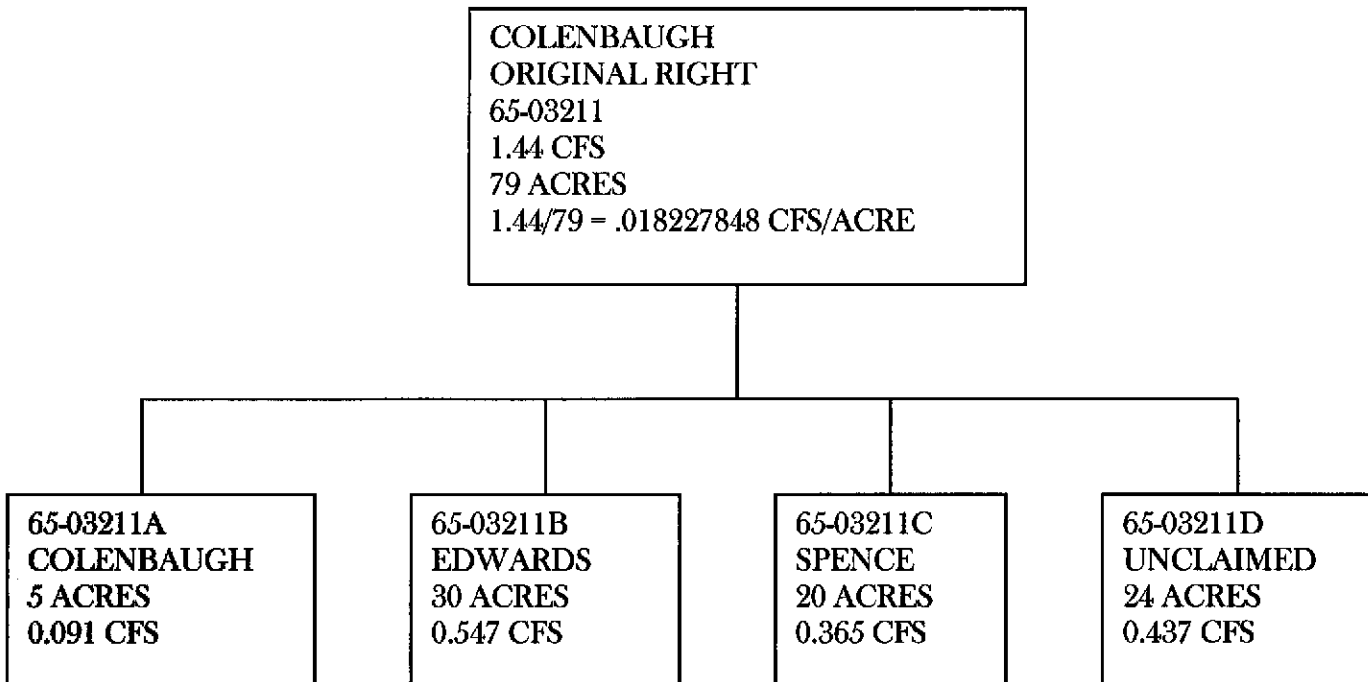
SPLIT A = 0.091 CFS @ 05 ACRES FOR COLENBAUGH

SPLIT B = 0.547 CFS @ 30 ACRES FOR EDWARDS

SPLIT C = 0.365 CFS @ 20 ACRES FOR SPENCE

SPLIT D = 0.437 CFS @ 24 ACRES (UNCLAIMED)

TOTALS = 1.440 CFS @ 79 ACRES



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:24:32
03/10/99

PAGE: 16
QUICKLOOK INFORMATION

141
CLAIM NUMBER: A65-03211A

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	✓							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
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

126
CLAIM NUMBER: A65-03211A

LAST: COLENBAUGH
ADDRESS:
CITY: LAKE FORK
PHONE NUMBER: 208-000-0000

FIRST: C W
STATE: ID ZIP: 83635

OWNER CODE: O

LAST: COLENBAUGH
ADDRESS: C/O TERI NORELL
2308 SUNSET AVE
CITY: BOISE
PHONE NUMBER: 208-336-7229

FIRST: DONNA
STATE: ID ZIP: 83702

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(/

CLAIM REMARKS: GEN THIS RIGHT, WHEN COMBINED WITH OTHER SPLIT PORTIONS OF THIS
RIGHT, SHALL DIVERT NO MORE THAN 1.440 CFS. AT THE TIME OF THIS
FILING THE OTHER PROPERTY OWNERS HAD NOT FILED THEIR ADJUDICATION
CLAIMS.

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 5/19/99

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: # A65-03211A PRIORITY DATE: 12-12-1903 STAGE: D

B. WR RECORD: # 65-03211 PRIORITY DATE: 12-12-1903 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:

12-12-1903

REVIEWED BY Reh

DATE 5/19/99

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
A65-03211A	17N	03E	3		SE	NE			VALLEY		

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

WR RECORDS IN SAME 40 ACRE TRACT

* 41 A PREFIX CLAIMS WITH THIS POD
*** 42 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
65-03211	17N	03E	3		SE	NE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

**** 42 WR RECORDS WITH SAME WR POD

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

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(☒)

1. 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: ADD COMMENTS: WEST SIDE P/D - SEE ATTACHMENTS IN
FILE 65-03216 FOR P/D OVERLAPS
CWS MAP PHOTO'S WITH 1994 TAX LOTS - APPEARS THAT
IS NEW OWNER - STARR, JANET R PER '94 TAX INFO.

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:

Rsh

DATE:

5/19/99

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

WEST SIDE Ditch

A. ROOT WATER RIGHT NUMBERS: A65-03211A
A65-03211B
A65-03211C

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	15	SW	NE		COLENBAUGH, DONNA	A65-03211A / 5.0	- /	40.0		
			SW	NE		COLENBAUGH, C W	A65-08788 /	65-08788 /			
			SW	NE		EDWARDS, BEVERLY A	A65-03211B / 15.0	- /			
			SW	NE		SPENCE, CHARLES E	A65-03211C / 10.0	- /			
			SW	NE		COLENBAUGH, C W	65-08788 /	- /			
			SW	NE		COLENBAUGH, C W	A65-09440 /	65-09440 /			
			SW	NE		COLENBAUGH, C W	65-09440 /	- /			
			SW	NE		PROFFITT, SCOTT	65-18578 /	- /			
			SW	NE		COLENBAUGH, C. W.		65-03211 / 39.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-03211A 5.00 40.00

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
A65-03211A	LAKE FORK CREEK	COLENBAUGH, DONNA	0.100	0.020		
A65-03211B	LAKE FORK CREEK	EDWARDS, BEVERLY A	0.550	0.018		
A65-03211C	LAKE FORK CREEK	SPENCE, CHARLES E	0.400	0.020		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08788	DOMESTIC	COLENBAUGH, C W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08788	DOMESTIC	COLENBAUGH, C W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-09440	DOMESTIC	COLENBAUGH, C W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-09440	DOMESTIC	COLENBAUGH, C W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-18578	DOMESTIC	PROFFITT, SCOTT	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: 65-03211

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(☒)

☒ NAPP, IDWR NO. _____; () ASCS PHOTO; (~~X~~) OTHER TAX INFO 1994 (G-5)

RECOMMENDATIONS:

TOTAL ACRES: 5 N/A()

REVIEWED BY: REN DATE: 5/19/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-03211A IRRIGATION	FROM 05-01 TO 09-15	0.100 CFS	
TOTAL DIVERSION RATE/VOLUME		0.100 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-03211 IRRIGATION	FROM 05-01 TO 09-15	1.440 CFS	
TOTAL DIVERSION RATE/VOLUME		1.440 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(☒) *SEE SPLIT TREE*

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

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

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

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

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

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.100 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.440 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 _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

(5)(.018227848 CFS) = 0.091 CFS

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()

SEE-SPLIT-TREE

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ 10.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	05-01 09-15	0.100 1091		10.0
TOTAL FOR THIS RIGHT		0.100 1091		10.0

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Rch

DATE: 5/19/99

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

FOI
WEST SIDE Ditch

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: 65-03211

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
	1.440		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-03211A	~~0.100~~	-	.091 A	65-03211	1.440
-	A65-03211B	~~0.550~~	-	.547 B	-	-
-	A65-03211C	~~0.400~~	-	.365 C	-	-
	TOTAL CFS	~~1.050~~		.437 D (UNCLAIMED)		1.440
				1.44		

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 N
FIELD EXAMINER Y ☒ N ☐

SEE SPLIT TREE

NOTES:

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE:

5/19/99

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>PLD & POW</u>	Y() N() <u>2 MAPS</u>
() 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>OVERLAP REVIEW</u>	DATE <u>5/19/99</u>	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☒ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED <u>5/19/99</u>	<u>1</u>	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>PROFILE</u>	DATE _____	<u>1</u>	<u>SHOWS ORIGINAL RIGHT PRBA</u>
() OTHER _____	DATE _____	_____	<u>PRIOR TO SPLIT</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:26:32
03/10/99
142

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-03211A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																				
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POU County: VALLEY

Other Rights: 65-03211

Remarks: GEN THIS RIGHT, WHEN COMBINED WITH OTHER SPLIT PORTIONS OF THIS RIGHT, SHALL DIVERT NO MORE THAN 1.440 CFS. AT THE TIME OF THIS FILING THE OTHER PROPERTY OWNERS HAD NOT FILED THEIR ADJUDICATION CLAIMS.

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								
<i>Ron</i> 65-3194 <i>ALB</i>	WRIGHT JR., LEE C. ROUTE 1, BOX 254 FRUITLAND	ID 83619	12-12-1903	IRRIGATION 05-01 09-15	2.34 CFS	SENE S03 T17N R03E	NWNW(19) SWNW(37) DEGREE NWSW(40) SWSW(19) S14 T17N R03E * 115 ACRES*	
<i>Ron</i> 65-3201 <i>ALB</i>	WRIGHT JR., LEE C. ROUTE 1, BOX 254 FRUITLAND	ID 83661	12-12-1903	IRRIGATION 05-01 09-15	2.88 CFS	SENE S03 T17N R03E	NESE(40) MWSE(39) DEGREE SWSE(39) SESE(32) S15 T17N R03E NENE(20) MNNE(21) S22 T17N R03E * 191 ACRES*	
<i>Ron</i> 65-3211 <i>ALB</i>	COLENBAUGH, C. W. LAKE FORK	ID 83635	12-12-1903	IRRIGATION 05-01 09-15	1.44 CFS	SENE S03 T17N R03E	SWNE(39) SENE(40) DEGREE S15 T17N R03E * 79 ACRES*	
<i>Ron</i> 65-3176	KARLING, ELIIMA A. KARLING, RICHARD A. P. O. BOX 714 LAKE FORK	ID 83635	05-19-1904	IRRIGATION 05-01 09-15	1.34 CFS	SENE S35 T18N R03E	NENW(25) SENW(16) DEGREE NESW(17) SESW(17) S02 T17N R03E * 75 ACRES*	
<i>No claim</i> 65-3196	SCHUMACKER, HERMAN W. 802 MAIN AVENUE SAINT MARIES	ID 83861	11-14-1904	IRRIGATION 05-01 09-15	.46 CFS	SENE S03 T17N R03E	NENW(30) MNW(40) DEGREE SWNW(40) SENW(19) S22 T17N R03E * 129 ACRES*	

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FILE

FEB 12 1987

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO

APR 07 1986

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

Department of Water Resources

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

Civil No. 3667

ORDER AND PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b)

Helma R. Kolitz

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

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FEB 24 1987

Department of Water Resources

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.

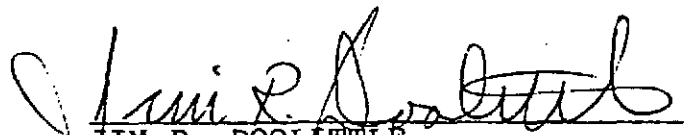
IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo 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.

STATE OF IDAHO)
County of Gem) ss.

DATED this 28th day of March, 1986.

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

DATED 3-5-87
Thelma R. Kolodziej, Clerk


JIM R. DOOLITTLE
District Judge

By:  ORDERED AND PARTIAL DECREE, Page 3

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

OCT 14 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 65-03211A

Adjudication Claim No(s): _____

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

Clint & Donna Colenbaugh c/o Teri Norell
(13712 Highway 55 McCall) 2308 Sunset Ave
Boise ID
83702

4. New Owner/Claimant(s)

Janet Rac Starr

New Mailing Address

Name Connector (Check one): [Land, [] or, [] and/or
P.O. Box 885 (13712 Highway 55)

City, State and ZIP Code

McCall Idaho 83638

New Telephone Number

208 634 2660

5. Date you acquired the property

Dec 1988

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right 5

Number and type of stock occasional cattle / ~30 head

Diversion rate in CFS _____

Number of homes you acquired 1

Other uses Veterinary -

Lawn Irrigation

7. Signature of New Owner(s) or Claimant(s)

Janet Rac Starr DVM
Long Valley Veterinary Clinic

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.

looks
the
same
on
the
map

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 14 1999

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

Water right number: 65-03211A

~~DONNA COLENBAUGH~~
~~C/O TERI NORELL~~
~~2308 SUNSET AVE~~
~~BOISE ID 83702~~

Janet Rae Starr
PO Box 885
13712 Highway 55
McCall Id 83638

Daytime Telephone Number:

Evening Telephone Number:

> 208-634-2660

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

10/7/99

SIGNATURE:

Janet Rae Starr IDWR

Please print your name:

Janet Rae Starr

RIGHT NUMBER: 65-03211A

NAME AND ADDRESS: ~~DONNA COLEMANAUGH~~
~~C/O TERI NORELL~~
~~2308 SUNSET AVE~~
~~BOISE ID 83702~~

Janet Rae Starr
PO Box 885
McCall Id, 83638

SOURCE: LAKE FORK CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK

QUANTITY: 0.091CFS

PRIORITY-DATE: 12/12/1903

POINT OF DIVERSION T17N R03E S03 NESENE Within VALLEY County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	05-01 09-15	0.091 CFS

PLACE OF USE: IRRIGATION Within VALLEY County
 T17N R03E S15 SWNE 5
 5 ACRES TOTAL

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
 WATER IS DELIVERED THROUGH WEST SIDE DITCH.

A. U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
SETTLEMENT STATEMENT



Mountain Title & Escrow Company, Inc.

Valley County, Idaho

BOX 798, CASCADE, IDAHO 83611 / PHONE 382-4206

McCALL, IDAHO 83638 / PHONE 634-5241

B. TYPE OF LOAN

1. ☐ FHA 2. ☐ FMHA 3. ☐ CONV. UNINS.
4. ☐ VA 5. ☐ CONV. INS.

6. FILE NUMBER:

7. LOAN NUMBER:

8. MORT. INS. CASE NO.:

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. NAME OF BORROWER:

JANET RAE STARR

E. NAME OF SELLER:

DONNA COLENBAUGH

F. NAME OF LENDER:

TREASURE VALLEY BANK

G. PROPERTY LOCATION:

N1/2N1/2N1/2SW1/4NE1/4
Sect. 15, Township 17 N,
Range 3 East, B.M.
Valley County, Idaho.

H. SETTLEMENT AGENT:

Mountain Title & Escrow Company, Inc.

PLACE OF SETTLEMENT:

Cascade, Idaho

I. SETTLEMENT DATE:

December 16, 1988

J. SUMMARY OF BORROWER'S TRANSACTION:

100. GROSS AMOUNT DUE FROM BORROWER

101. Contract sales price	56,500.00
102. Personal property	
103. Settlement charges to borrower (line 1400)	3,515.32
104. 12/16 thru 12/31/ Taxes '88	20.66
105.	

Adjustments for items paid by seller in advance

106. City/town taxes to	
107. County taxes to	
108. Assessments to	
109. Escrow funds for well	2,100.00
110.	
111.	
112.	

120. GROSS AMOUNT DUE FROM BORROWER 62,135.98

200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER

201. Deposit or earnest money	500.00
202. Principal amount of new loan(s)	50,000.00
203. Existing loan(s) taken subject to	
204.	
205.	
206.	
207.	
208.	
209.	

Adjustments for items unpaid by seller

210. City/town taxes to	
211. County taxes to	
212. Assessments to	
213.	
214.	
215.	
216.	

K. SUMMARY OF SELLER'S TRANSACTION: ?

400. GROSS AMOUNT DUE TO SELLER

401. Contract sales price	56,500.00
402. Personal property	
403.	
404.	
405.	

Adjustments for items paid by seller in advance

406. City/town taxes to	
407. County taxes to	
408. Assessments to	
409.	
410.	
411.	
412.	

420. GROSS AMOUNT DUE TO SELLER 56,500.00

500. REDUCTIONS IN AMOUNT DUE TO SELLER

501. Excess deposit (see Instructions)	
502. Settlement charges to seller (line 1400)	4,376.50
503. Existing loan(s) taken subject to	
504. Payoff of first mortgage loan	
505. Payoff of second mortgage loan	
506. Snow Removal Faron Gilbert	65.00
507.	
508.	
509.	

Adjustments for items unpaid by seller

510. City/town taxes to	
511. County taxes Jan 1 to Dec. 16	481.96
512. Assessments to	
513.	
514.	
515.	
516.	

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: A65-03211A
Date Received: 11/09/1988
Receipt No: X999999
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONNA COLENBAUGH 208-336-7229
Address: C/O TERI NORELL
2308 SUNSET AVE.
BOISE, ID 83702
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	0.100		

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

8. Total consumptive use is 10.0 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	15	SW	NE		IRR	5.0
Section Acres							5.0

10. Place of Use: Continued

Total Acres 5.0

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:
65-03211

14. Remarks:

THIS RIGHT, WHEN COMBINED WITH OTHER SPLIT PORTIONS OF THIS
RIGHT, SHALL DIVERT NO MORE THAN 1.440 CFS. AT THE TIME OF THIS
FILING THE OTHER PROPERTY OWNERS HAD NOT FILED THEIR ADJUDICATION
CLAIMS.

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: 4

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): Jeri Jones as power Date: 11-9-88
of attorney for Donna Colenbaugh Date:

State of Idaho)
County of Ada) SS.

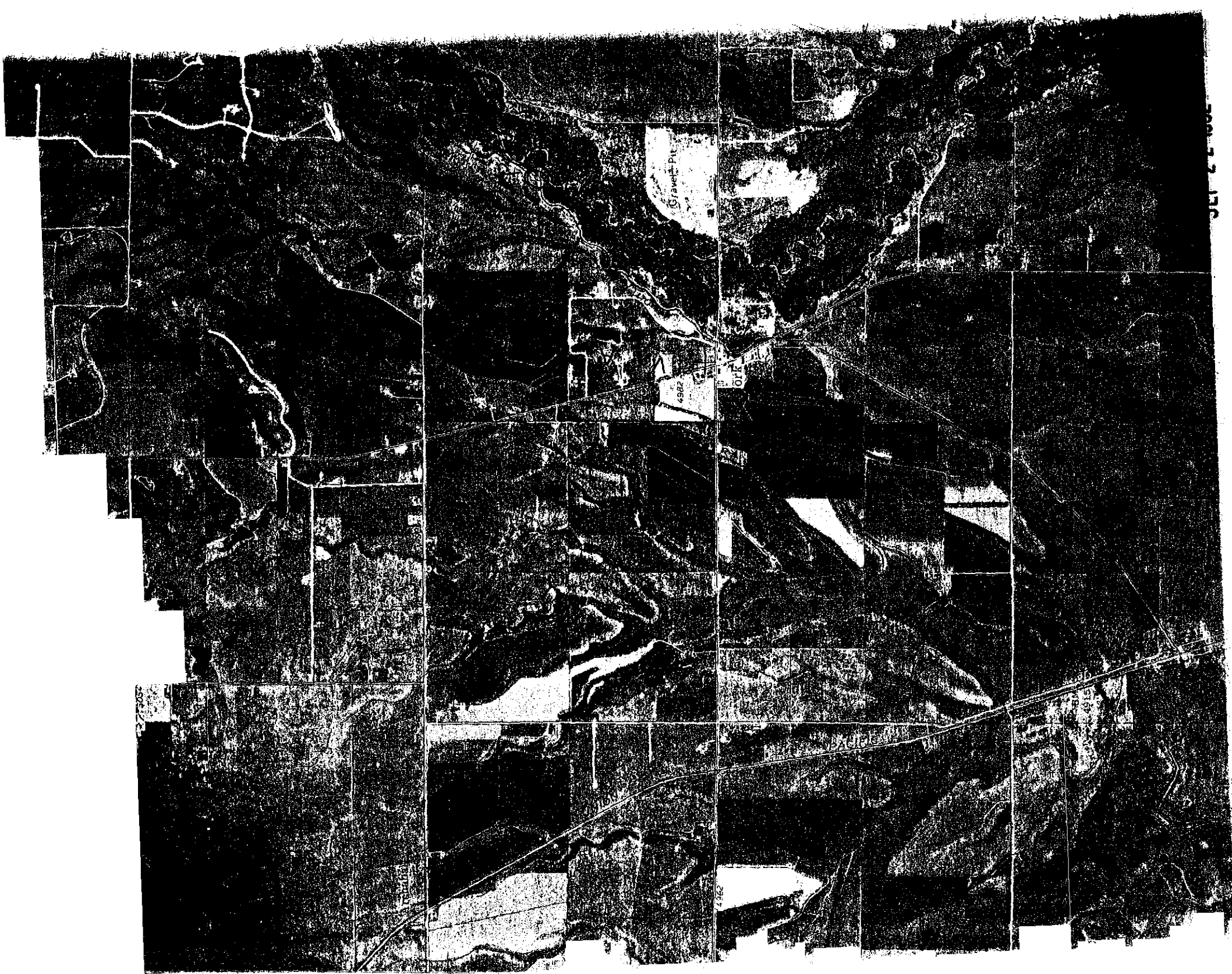
Subscribed and sworn (or affirmed) before me this 9 day
of November 19 88

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise

My Commission Expires 1-19-1994



JUL 2 1961

Gravel Pit

4982

OK

PAUL

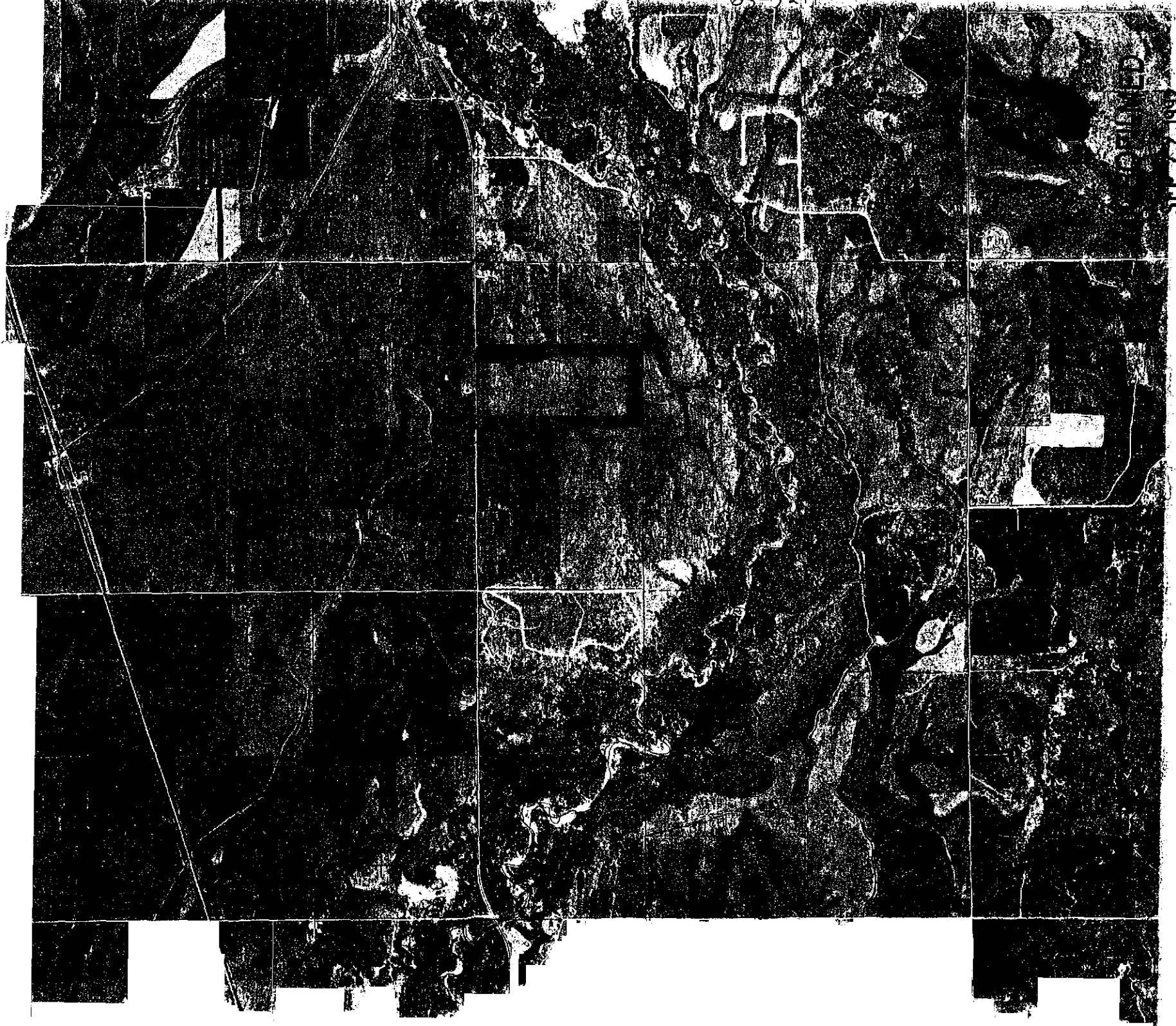
1962

PD. CENE SEC. 13 LIN 3C

65-3211

RECEIVED

SEP 22 1992



GENERAL POWER OF ATTORNEY

Know All Men by These Presents: That Danna Colenbaugh

of Lakefork, County of Valley, State of Idaho,

has made, constituted and appointed, and by these presents does make, constitute, and appoint

Tori Worell (376-7229), of Boise, County of

Ada, State of Idaho, true and lawful attorney for

and in her name, place and stead, and for her use and benefit, to ask, demand,

sue for, recover, collect, and receive all such sums of money, debts, dues, accounts, legacies, bequests,

interest, dividends, annuities, and demands whatsoever, as are now or shall hereafter become due, owing,

payable, or belonging to her, and have, use, and take all lawful ways and means in her

name or otherwise for the recovery thereof, by attachments, arrests, distress or otherwise, and to com-

promise and agree for the same, and acquittances, or other sufficient discharges for the same, for her

and in her name, to make, seal, and deliver; to bargain, contract, agree for, purchase, receive,

and take lands, tenements, hereditaments, and accept the seisin and possession of all lands, and all deeds

and other assurances in the law therefor, and to lease, let, demise, bargain, sell, remise, release, convey,

mortgage, and hypothecate lands, tenements, and hereditaments upon such terms and conditions, and

under such covenants as she shall think fit. Also, to bargain and agree for, buy, sell, mortgage,

hypothecate, and in any and every way and manner deal in and with goods, wares, and merchandise,

choses in action, and other property in possession or in action, and to make, do, and transact all and every

kind of business of what nature or kind soever, and also for her and in her name

and as her act and deed to sign, seal, execute, deliver, and acknowledge such deeds, leases, and

assignment of leases, covenants, indentures, agreements, mortgages, hypothecations, bottomries, charter-

parties, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases, and satisfaction of mort-

gages, judgments and other debts, and such other instruments in writing of whatever kind and nature as

may be necessary or proper in the premises.

Giving and granting unto her said attorney full power and authority to do and perform all

and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully

to all intents and purposes as she might or could do if personally present (with full power of sub-

stitution or revocation), hereby ratifying and confirming all that her said attorney (or his

substitute or substitutes) shall lawfully do or cause to be done by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 26

day of January, 1988.

Signed, sealed and delivered in the presence of

X [Signature] (Seal)

[Signature] (Seal)

Harriet M. Cope

STATE OF IDAHO, }
County of Valley } ss.

On this 26th day of January in the year 1988, before me
Harriet M. Coy, a

in and for said County, personally appeared Dorana Coleman
known to me to be the person whose name is subscribed to the within instrument, and
acknowledge to me that she executed the same.

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

Harriet M. Coy, Clerk
McCall, Idaho

POWER OF ATTORNEY
GENERAL

No.

159735

TO

Dated _____, 19____
STATE OF IDAHO,
County of Valley } ss.

I hereby certify that this instrument
was filed for record at the request of

Tom Nuss

at 15 minutes past 9

o'clock A.M., this 28 day

of January, A.D. 1988,

in my office, and duly recorded in Book

1 of Range 42 at page

State of Idaho

Ex-Officio Recorder.

By Joseph Nuss, Deputy.

Fees, \$ 6.00

2308 Summit Ave.
Boise, Id. 83702
NEW-YORK CO., PRINTERS & BINDERS, BOISE

MICROFILMED

SEP 22 1992

TERI NORELL
WILL
CALL
FOR
SPLITS