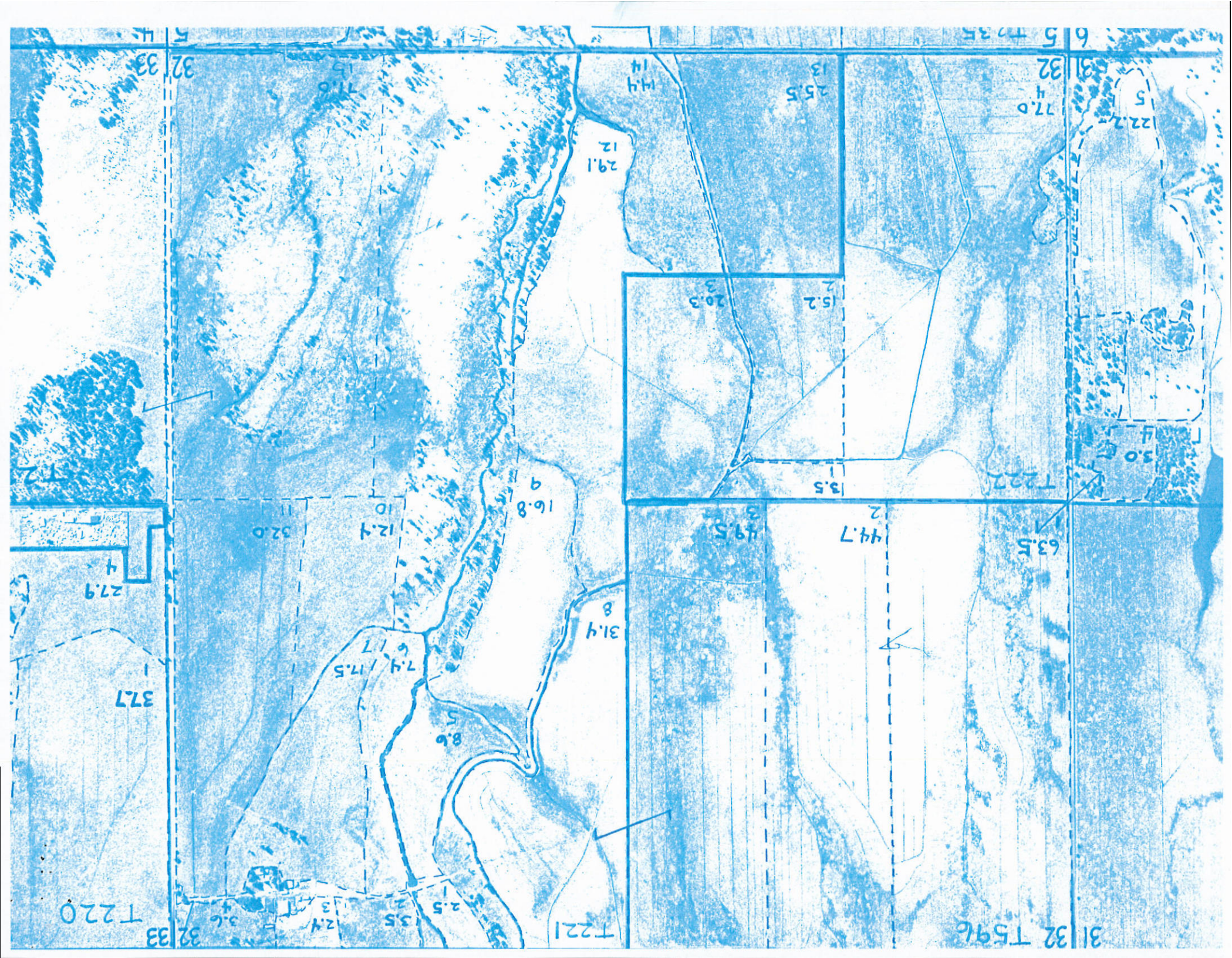




T17N, R03E

GREEN OUTLINE = PLACE OF USE

RED OUTLINE = 1994 VALLEY COUNTY TAX
LOT BOUNDARY

30

Lt 17

Lt 10

US BOR

Lt 1

31

Lt 6

US BOR

Lt 7

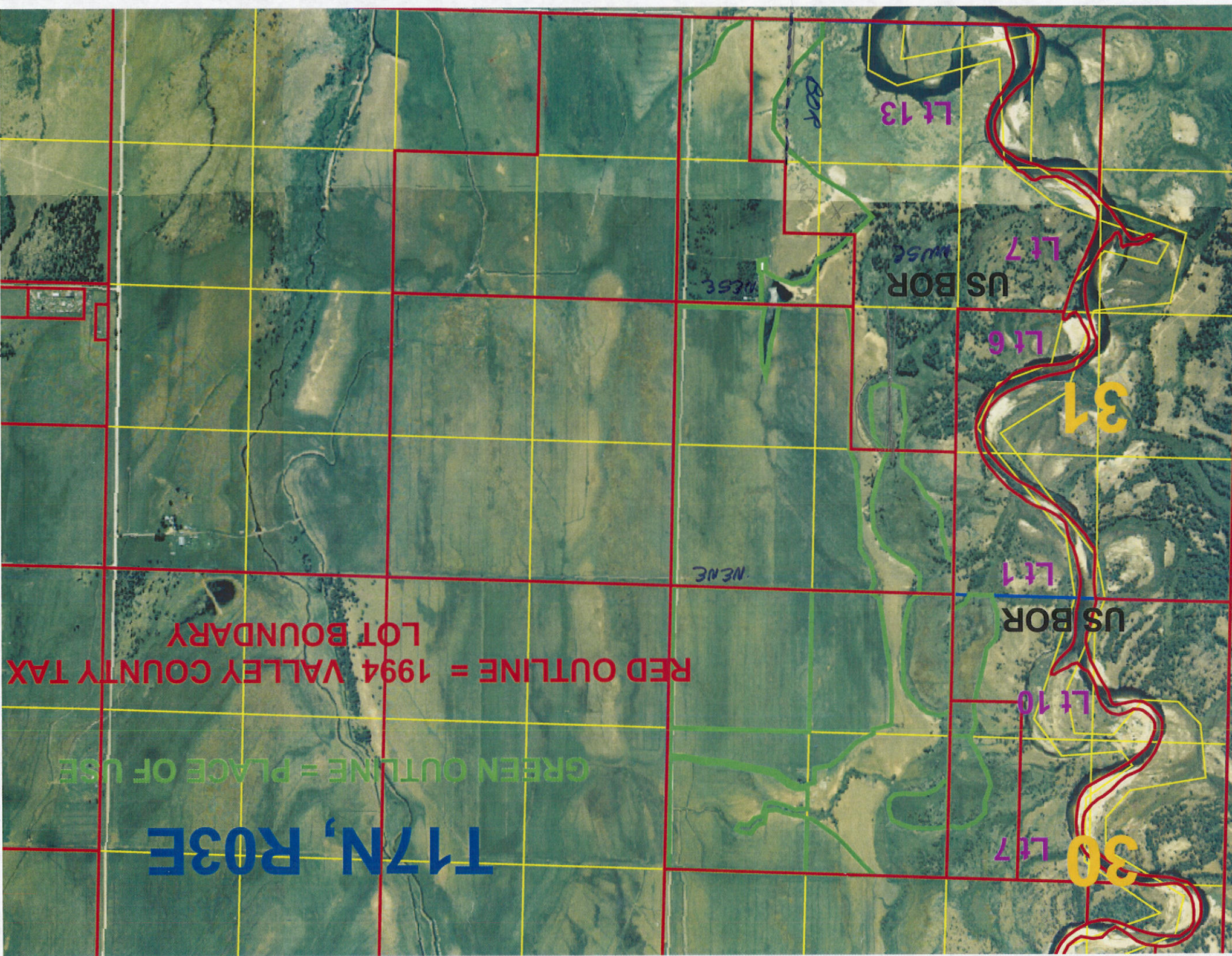
WUSE

Lt 13

BOR

WENE

WUSE



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

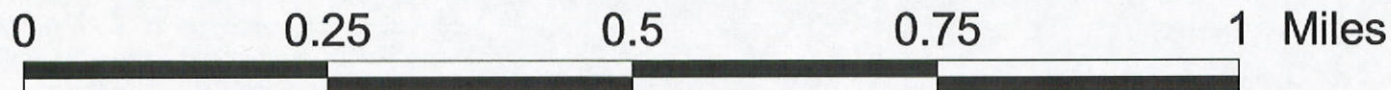
6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

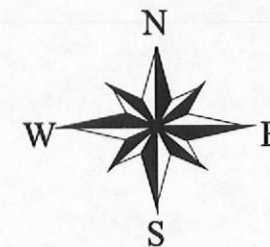
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

 POINT OF DIVERSION

 PLACE OF USE

 1/4 1/4 LINES

 SECTION LINES

6 ACRES

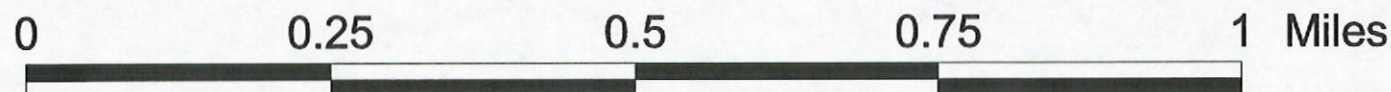
6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

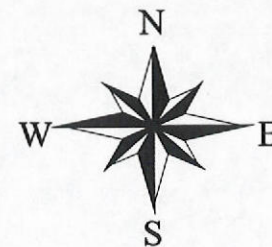
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

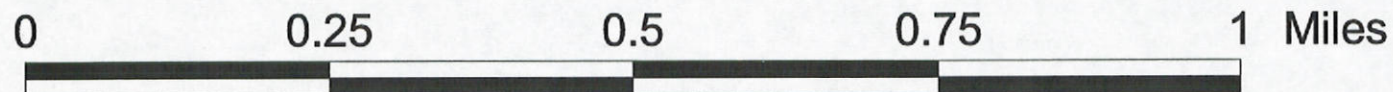
6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

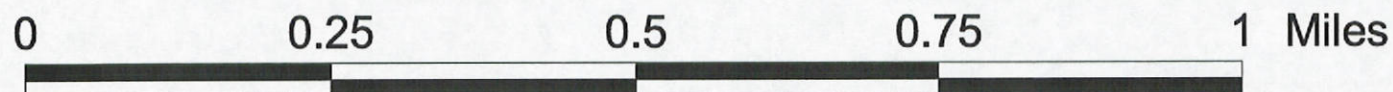
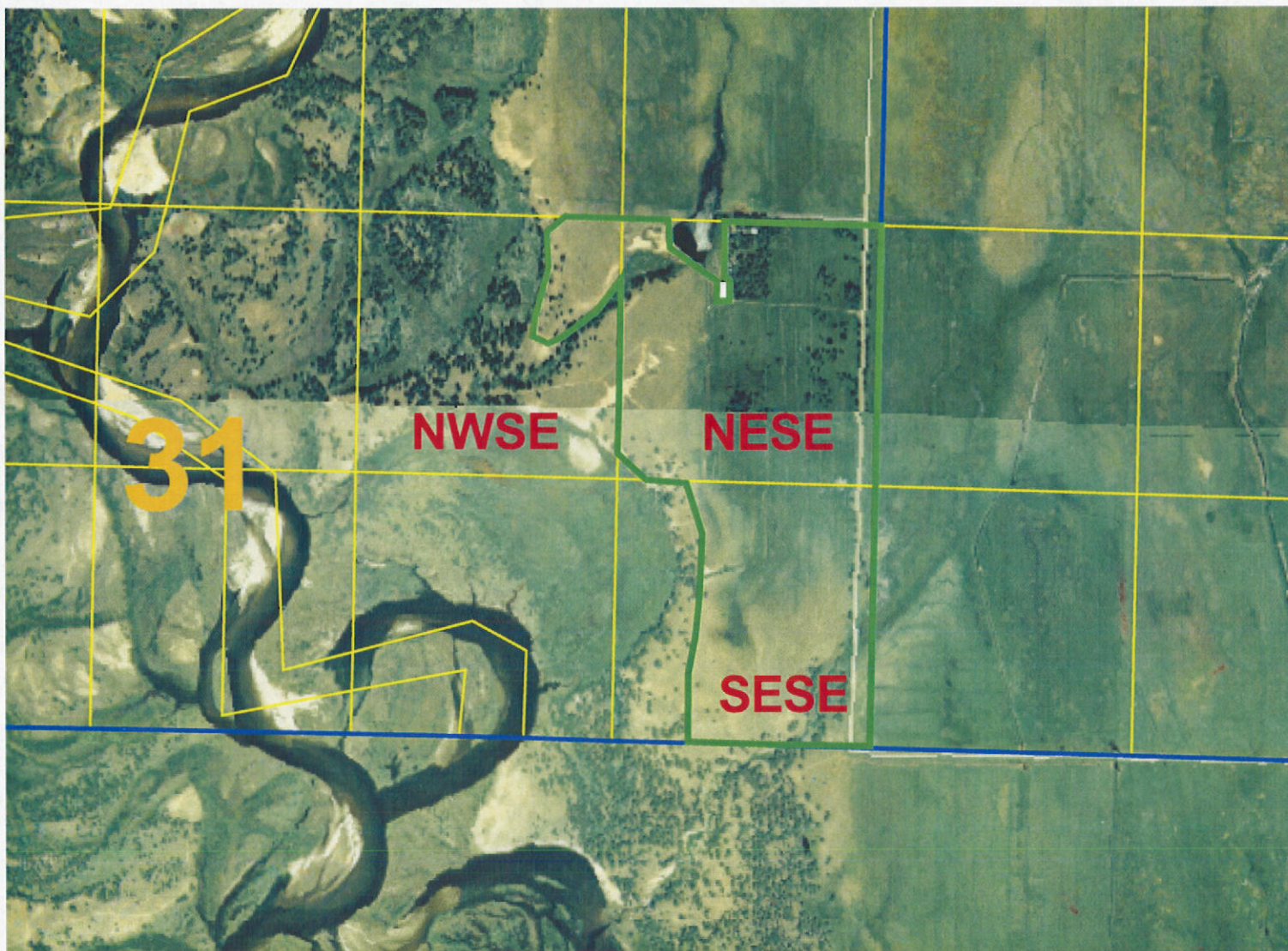
6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

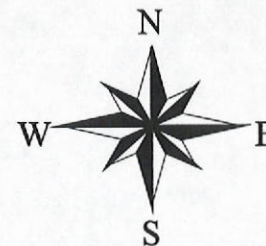
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

Prepared by Mel Schulte

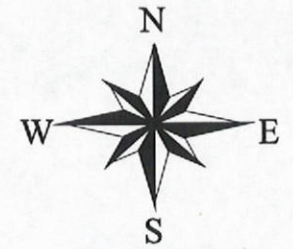
DATE: JANUARY 29, 2001

0 0.25 0.5 0.75 1 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

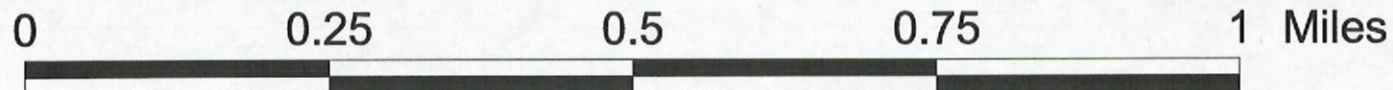
6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

Prepared by Mel Schulte

DATE: JANUARY 29, 2001



5C IDAHO DEPARTMENT OF WATER RESOURCES
17N, 03E, S31



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

See amended layout dated 1-29-2001

CLAIM(S): 65-03702

OWNER(S): ELMER NISULA

Prepared by Mel Schulte

DATE: MARCH 23, 1999



CLAIM A05-03702 INIT 5a
T. R. S. Q/Q
P/D 17N 3E 17 NESE
SENSE PRBA map
PHOTO ID. ASC5 DATE 1961

CLAIM #05-03702 INIT5a

T.	R.	S.	Q/Q
1	2	3	4
5	6	7	8
9	10	11	12
13	14	15	16
17	18	19	20
21	22	23	24
25	26	27	28
29	30	31	32
33	34	35	36
37	38	39	40
41	42	43	44
45	46	47	48
49	50	51	52
53	54	55	56
57	58	59	60
61	62	63	64
65	66	67	68
69	70	71	72
73	74	75	76
77	78	79	80
81	82	83	84
85	86	87	88
89	90	91	92
93	94	95	96
97	98	99	100

P/D 17N 3E 17 NCSE

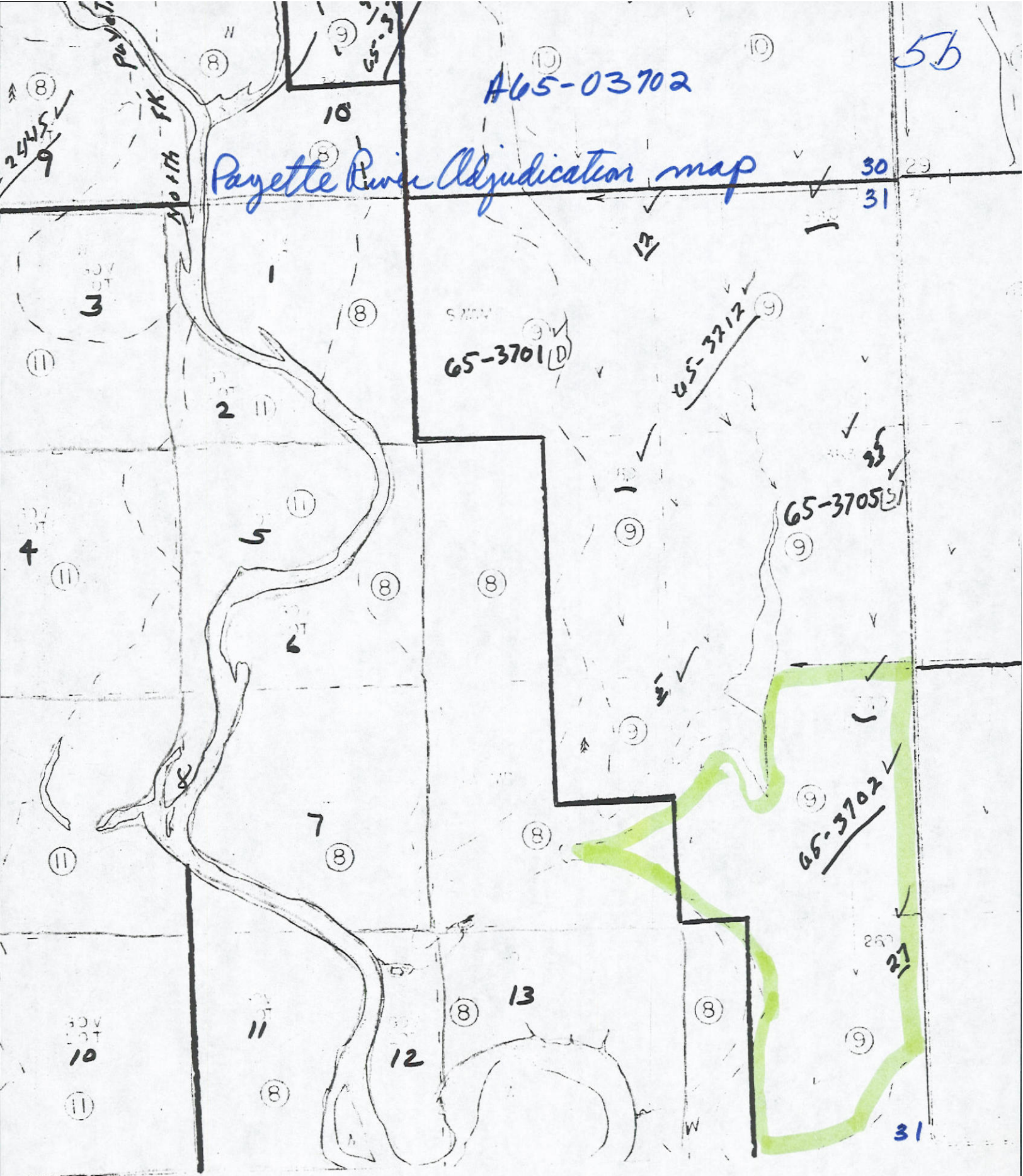
~~SCHEID~~ PRBF map
E/D 100 ft WC

PHOTO ID. ASCS DATE 1961

A65-03702

5b

Payette River Adjudication map



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: A65-03702
Date Received: 11/01/1988
Receipt No: X999999
Received By: DE ZA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELMER J. NISULA
Address: BOX 1145
MCCALL, ID 83638
2. Date of Priority: NOV 17, 1947
3. Source: MUD CREEK Trib. to:
4. Point of Diversion:

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

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.380		
7. Total Quantity Appropriated is:
1.380 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	03E	31	NE	SE		IRR	37.0
			NW	SE		IRR	5.0
			SE	SE		IRR	27.0
Section Acres							69.0

A65-03702

Page 1

Date: 12/29/88

MICROFILMED

SEP 22 1989

10. Place of Use: Continued

Total Acres 69.0

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: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-03702
DATE RECEIVED: 11-1-1958
RECEIPT NO: X98999
RECEIVED BY: *GR*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: *Elmer J*
~~FRANK S.~~ NISULA
ADDRESS: ~~P.O. BOX 442~~ 1145
~~CONNELLY, ID~~ 38
MCCALL 23615

2. DATE OF PRIORITY: NOV 17, 1947

3. SOURCE: MUD CREEK TRIB. NO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
17N	03E	17	NE	SE			VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/15	10/15	1.380		

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

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
17N	03E	31	NE	SE		IRR	37.0
			NW	SE		IRR	5.0
			SE	SE		IRR	27.0
SECTION ACRES							69.0

12. 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." (C.S.) I/WE 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): John J. Yunker DATE: May 1 1988

DATE: -----

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM -----

----- TITLE ----- OF

----- ORGANIZATION ----- THAT I HAVE SIGNED THE FOREGOING
DOCUMENT IN THE SPACE BELOW AS -----

----- TITLE ----- OF

----- ORGANIZATION ----- AND THAT THE STATEMENTS CONTAINED IN THE

FOREGOING DOCUMENT ARE TRUE AND CORRECT.

----- SIGNATURE OF AUTHORIZED AGENT -----

----- TITLE AND ORGANIZATION -----

DATE: -----

STATE OF IDAHO)

COUNTY OF Valley) SS.

SUBSCRIBER AND SWEAR (OR AFFIRMED) BEFORE ME THIS 1st DAY

OF Nov 19 88

John J. Yunker
NOTARY PUBLIC

SEAL

RESIDING AT Bone, Id

65-00702

PAGE 3

MY COMMISSION EXPIRES 9-2-1994

DATE: 09/30/88

130

MICROFILMED

SEP 22 1992

10. PLACE OF USE: CONTINUED

TOTAL ACRES 69.0

11. PLACE OF USE IN COLONIES: VALLEY, 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: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS DECREE DEFENDANT

MICROFILMED

SEP 22 1992

RECEIVED

JAN 24 2001

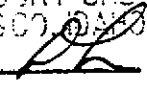
Department of Water Resources

RECEIVED

FEB 02 2001

WATER RESOURCES
WESTERN REGION

2001 JAN 23 AM 11:59

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 

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

In Re SRBA

) Subcases: 65 - 02487, 65-02489, 65-03212
) and 65-03702

Case No. 39576

) ORDER PARTIALLY VACATING and
) RESETTING STATUS CONFERENCE
)

A Status Conference is currently set for January 26, 2001, in the above listed subcases. The SRBA District Court received *Standard Forms 5* for subcases 65-02487 and 65-02489, and a *Stipulation to Resolve Subcase 65-03212*.

IT IS HEREBY ORDERED, that the Status Conference in subcase 65-03702 will be continued to May 18, 2001, at 10:00 am. A single telephone conference call is to be made to Special Master Thomas R. Cushman at 208-736-4715.

IT IS FURTHER ORDERED that the Status Conference set for the 26th day of January, 2001, at 10:00 am in subcases 65-02487, 65-02489 and 65-3212 is **vacated**.

DATED January 23, 2001.



THOMAS R. CUSHMAN
Special Master
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 22, 2001

KENNETH R PURDOM II
6354 PAINTER AVE
WHITTIER CA 90601

RE: Water Right No. 65-03702

Dear Property Owner:

Enclosed is a copy of the above referenced water right, which reflects the necessary name additions for the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist I
Adjudication Section
Western Region

DB:db

Enclosures

JAMES E. RISCH
RISCH, GOSS & INSINGER
407 West Jefferson Street
Boise, Idaho 83702
Telephone: (208) 345-9974
Facsimile: (208) 345-9982
Idaho State Bar No. 1224

Attorneys for Claimant

RECEIVED

DEC 05 2000

WATER RESOURCES
WESTERN REGION

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

In Re SRBA)

Case No. 39576.)

NOTICE OF APPEARANCE IN
SUBCASE NOS. 65-02700,
65-03214 and 65-03702

COMES NOW, James E. Risch, attorney for the claimant in the above-identified three subcase numbers 65-02700, 65-03214 and 65-03702 and enters his Notice of Appearance in the above-entitled matter.

DATED This 5th day of December, 2000.

RISCH, GOSS & INSINGER
Attorneys for Claimant

By

JAMES E. RISCH, of the firm

NOTICE OF APPEARANCE - 1

Kenneth Purdom II
James Purdom
Ana Purdom
Elmer Nisula

CERTIFICATE OF SERVICE

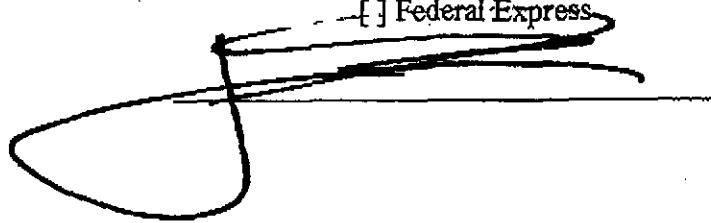
I hereby certify that on this 5th day of December, 2000, I served a true and correct copy of the foregoing Notice of Appearance as follows:

United States of America
acting thru the Department of Interior
Bureau of Reclamation
Fax No. (208) 334-9562

☐ U. S. Mail
☐ Hand Delivery
☒ Facsimile
☐ Federal Express

State of Idaho
Department of Water Resources
Fax No. (208) 334-2348

☐ U. S. Mail
☐ Hand Delivery
☒ Facsimile
☐ Federal Express

A large, stylized handwritten signature in black ink, appearing to be 'Dz', is written over the 'Federal Express' options for both the United States of America and the State of Idaho.

Added to database by: Dz 12/8/2000

01/22/2001

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

RIGHT NUMBER: 65-3702

NAME AND ADDRESS: KENNETH R PURDOM II
6354 PAINTER AVE
WHITTIER, CA 90601

SOURCE: MUD CREEK TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 1.38 CFS

PRIORITY DATE: 11/17/1947

POINT OF DIVERSION: T17N R03E S17 NESE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-15 10-15	1.38 CFS

PLACE OF USE:

<u>IRRIGATION Within VALLEY County</u>				
T17N R03E S31	NESE	37	T17N R03E S31	NWSE 5
T17N R03E S31	SESE	27		

69 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL
PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS
OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER
RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT
AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL
UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE: 65-02488, 65-02483, 65-
02542, 65-02198 65-02489 & 65-02487

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

In Re SRBA	)	SUBCASE NO. 65-03702
	)	
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: January 22, 2001

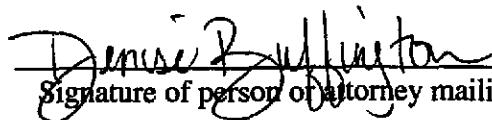


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 22, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Elmer J Nisula
PO Box 1145
Mc Call ID 83638
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Kenneth R Purdom II
6354 Painter Ave
Whittier CA 90601
4. One Copy to:
Each party in the subcase or attorney of record:
N / A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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

RECEIVED

JAN 11 2001

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-03702	39576				

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) 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(s) Elmer J. Nisula
(Deceased)
4. New Owner/Claimant(s) Kenneth R. Purdom II
 Name Connector (Check one): ☐ and; ☐ or; ☐ and/or
- New Mailing Address 6354 Painter Ave.
- City, State and ZIP Code Whittier, CA. 90601
- New Telephone Number 562) 698-0948
5. Date you acquired the property December 1, 1994

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Kenneth R. Furdan II

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received Franklin S. Nisula and Ethel M. Nisula, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Kenneth R. Purdom II.

whose address is: 6354 Painter Ave., Whittier, CA 90601-4632

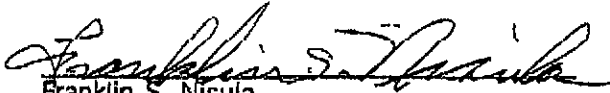
Hereinafter called the Grantee, the following described premises situated in Valley County, Idaho, to-wit:

The Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4), the Northeast Quarter of the Northwest Quarter of the Southeast Quarter (NE1/4 NW1/4 SE1/4), the East half of the West Half of the Southeast Quarter of the Southeast Quarter (E1/2 W1/2 SE1/2 SE1/4), and the East half of the Southeast Quarter of the Southeast Quarter (E1/2 SE1/4 SE1/4) of Section 31, all in Township 17 North, Range 3 East, B.M., Valley County, Idaho.

Subject to current year's taxes, irrigation district assessments, public utility easements, subdivision restrictions and U.S. Patent reservations, any easements and road rights of way in use or of record.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: 12-1-94

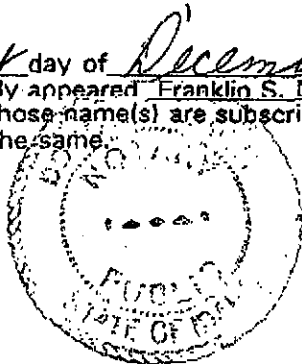

Franklin S. Nisula


Ethel M. Nisula

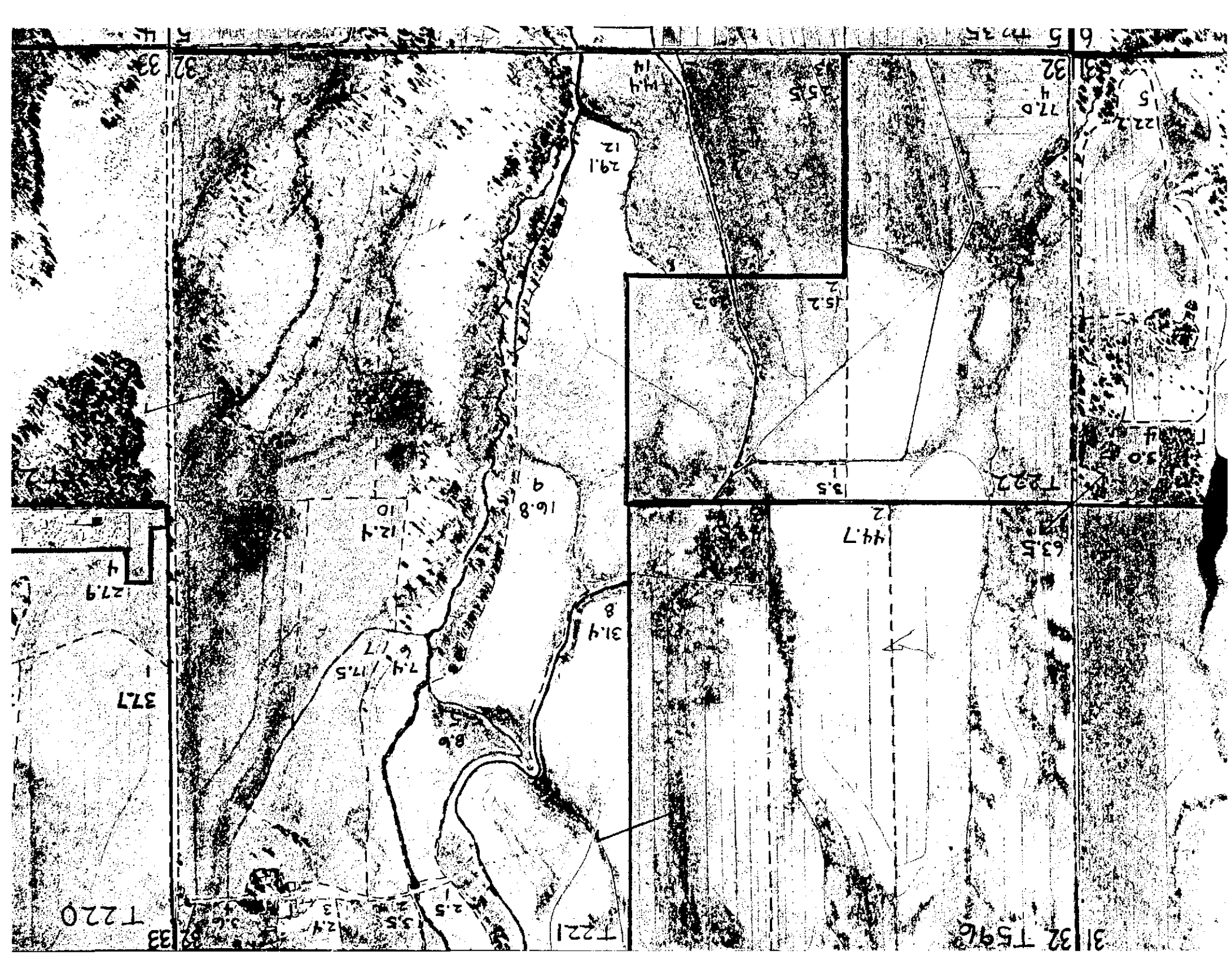
STATE OF)
) ss.
COUNTY OF)

On this 1st day of December, 1994 before me, the undersigned Notary Public, personally appeared Franklin S. Nisula and Ethel M. Nisula, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)




Notary Public State of Idaho
Residing at: Emmett
My Commission Expires: 7-13-2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 29, 2001

James E. Risch
Attorney at Law
407 W. Jefferson St.
Boise, ID 83702

Re: Purdom stock water claims

Dear Mr. Risch:

As a follow up to our telephone conversation on Friday, May 25th; enclosed are six Snake River Basin Adjudication (SRBA) stock water claims for your review and signature. These claims are associated with the Purdom's surface water irrigation rights and relate to the recent letter they received from the department.

Attached to each claim is a copy of the associated irrigation right and a GIS layout map for your use in reviewing the claims. Also, enclosed is a boundary map that includes all of the rights combined. Keep this map and the individual maps for your records after you return the executed claim forms.

Call me at the number below if you have any questions.

Cordially,

A handwritten signature in cursive script that reads "Mel Schulte".

Mel Schulte
Sr. Water Rights Agent
208-334-2190

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

WATER RIGHT NO. 65-8781

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANA O PURDOM
Current Owner	JAMES T PURDOM
Current Owner	KENNETH R PURDOM II
	6354 PAINTER AVE
	WHITTIER, CA 90601
	(562)698-0948
Directors Report Owner	STEVE NISULA
	PO BOX 1459
	MC CALL, ID 83638
	(208)634-8765
Directors Report Owner	ELLEN I FLEMING
Directors Report Owner	THOMAS E FLEMING
	RT 1 BOX 57
	MC CALL, ID 83638
	(208)325-8791

Priority Date: 04/01/1918
Basis: Decreed
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01	12/31	0.05 CFS	2.7 AFA	
DOMESTIC	1/01	12/31	0.08 CFS	2.4 AFA	
Total Diversion			0.13 CFS	5.1 AFA	

Location of Point(s) of Diversion:

GROUND WATER NENE Sec. 32 Township 17N Range 03E VALLEY County

Place(s) of use:

Place of Use Legal Description: STOCKWATER VALLEY County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
17N	03E	32		NENE										

Place of Use Legal Description: DOMESTIC VALLEY County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
17N	03E	32		NENE										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1. Explanatory PARCEL NO. 17NO3E320006

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
SBOCK	11/10/97	RATE AND VOLUME CHANGE	DATA INPUT FOR DIVERSION RATE, DIVERSION VOLUME, AND TOTAL DIVERSION WAS NOT CORRECT. CORRECT NUMBERS OBTAINED FROM ORIGINAL CLAIM.
DBUFFING	8/11/99	NAME CHANGE - OWNERSHIP CHANGE	THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

Dates:

Licensed Date:
Decreed Date: 10/23/1998
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: AND
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

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

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

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

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

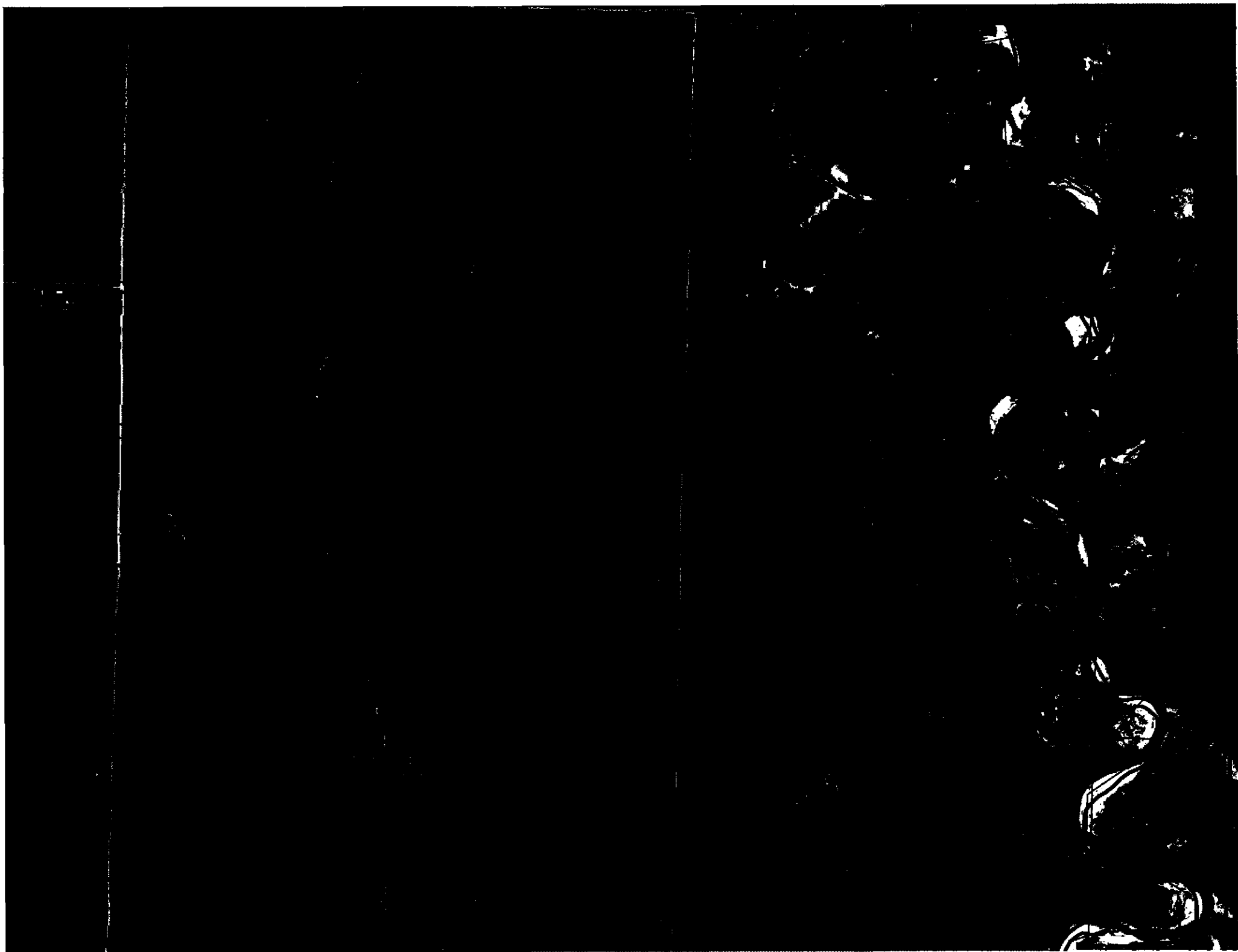
To be eligible for a new non-irrigation season stockwater claim:

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

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

Sincerely,

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



IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

01/29/2001

RIGHT NUMBER: 65-3702

NAME AND ADDRESS: KENNETH R PURDOM II
6354 PAINTER AVE
WHITTIER, CA 90601

SOURCE: MUD CREEK

TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 1.38 CFS

PRIORITY DATE: 11/17/1947

POINT OF DIVERSION: T17N R03E S17 NESE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-15 10-15	1.38 CFS

PLACE OF USE:

<u>IRRIGATION Within VALLEY County</u>				
T17N R03E S31	NESE	37	T17N R03E S31	NWSE
T17N R03E S31	SESE	27		5

69 ACRES TOTAL

THE IRRIGATION FOR THIS RIGHT IN THE NWSE, SECTION 31 IS LIMITED TO THE NENWSE, SECTION 31. THE IRRIGATION FOR THIS RIGHT IN THE SESE, SECTION 31 IS LIMITED TO THE E2SESE & THE E2W2SESE, SECTION 31.

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

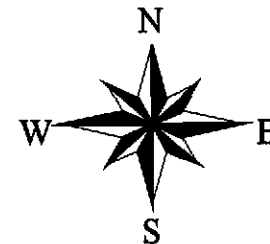
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02488, 65-02483, 65-02542, 65-02198 65-02489 & 65-02487

IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

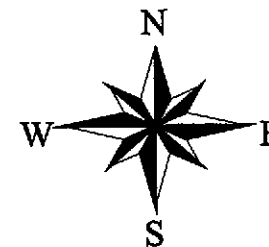
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

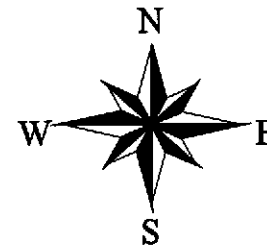
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

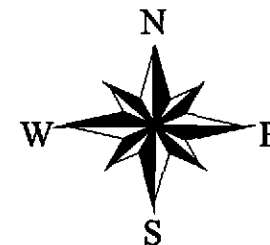
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

Prepared by Mel Schulte

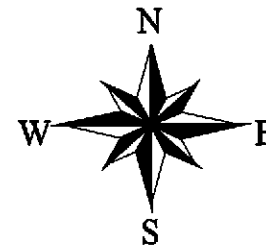
DATE: JANUARY 29, 2001

0 0.25 0.5 0.75 1 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

OWNER(S): PURDOM

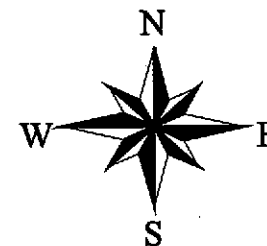
Prepared by Mel Schulte

DATE: JANUARY 29, 2001



IDAHO DEPARTMENT OF WATER RESOURCES

T17N, R03E, S31



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-03702

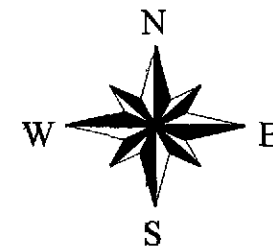
OWNER(S): PURDOM

Prepared by Mel Schulte

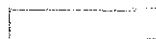
DATE: JANUARY 29, 2001



5C IDAHO DEPARTMENT OF WATER RESOURCES
17N, 03E, S31



1987 NAPP PHOTO

- POINT OF DIVERSION
-  PLACE OF USE
-  1/4 1/4 LINES
-  SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS



See amended layout dated
CLAIM(S): 65-03702, -29-2001

OWNER(S): ELMER NISULA

Prepared by Mel Schulte

DATE: MARCH 23, 1999





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 2000

RONALD NAHAS FAMILY TRUST
MARY NAHAS FAMILY TRUST
3840 HAPPY VALLEY RD
LAFAYETTE CA 94549

RE: Water Right No. 65-02487, 65-02489, 65-03204 & 65-03212

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

After further review, we are unable to change water right number 65-03702 at this time, as it is located in a place of use which is not covered on the deed submitted. If you have additional information concerning that water right transfer, please contact this office and we can make the necessary changes.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist I
Adjudication Section
Western Region

DB:db

Enclosures

cc: Nisula Bros., Elmer J Nisula

RECEIVED

APR 14 2000

Department of Water Resources

RECEIVED

APR 25 2000

WATER RESOURCES
WESTERN REGION

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

In Re SRBA)

A. Subcase: 65-03702
(insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Change shapes + add remarks

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting thru the Department of Interior
Bureau of Reclamation

Address: 1150 N. Curtis Rd
Boise, ID 83706-1234

Daytime Phone: (208) 334-1464 (Irene Collins)

Name & Address of Attorney, if any:
Paul F. Holleman
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, ID 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Elmer J Nisula

Address: PO Box 1145
McCall ID 83638

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ Name and Address

Should be:

2. ☐ Source

Should be:

3. ☐ Quantity

Should be:

4. ☐ Priority Date

Should be:

5. ☐ Point(s) of Diversion

Should be:

6. ☐ Instream Flow Description

Should be:

7. ☐ Purpose(s) of Use

Should be:

8. ☐ Period of Year

Should be:

9. ☒ Place of Use

Should be: ^{Sac} ^{SD} ^{10ac.} T17N R03E S31 NENWSE, E½SESE and E½W½SESE.

I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

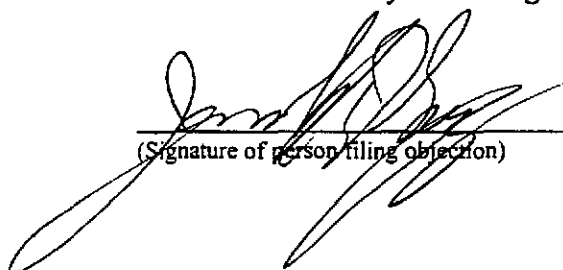
The U.S. of A. purchased on 26 Jul 1948 the W½NWSE, SENWSE, and the W½W½SESE. See attached Declaration of Taking No. 2538, signed 31 Jul 1947 and map.

F. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

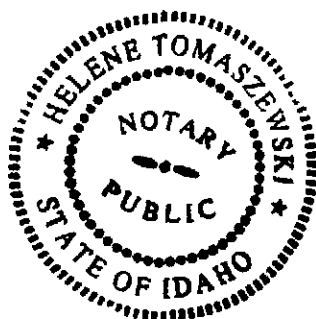
JERROLD D. GREGG, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and
(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its
contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 13, 2000



Notary Public for Idaho
Residing at: Meredian
My Commission Expires: 01-16-2002
Helene Tomaszewski

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 13, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Nisula Bros
Address: PO Box 444
Emmett ID 83617

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf

IN THE DISTRICT COURT OF THE UNITED STATES
IN AND FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,

Plaintiff,

vs.

711.171 acres of land, more or less, in
the County of Valley, State of Idaho;
ALLEN AND WHITE FURNITURE COMPANY, a
corporation; HARRY AMES and JANE DOE
AMES, his wife; UNKNOWN HEIRS of Grace
Arnold (formerly Grace Sult, nee Grace
Hall), deceased; BANKERS TRUST COMPANY
OF NEW YORK, a corporation; UNKNOWN HEIRS
of May Barry, deceased; BIRD BASTE and
MAY BASTE, his wife; SHELTON BECHTEL and
JANE DOE BECHTEL, his wife; UNABEL J.
BECHTEL and JOHN DOE, her husband; E. L.
BOHANNON and JANE DOE BOHANNON, his wife;
MAE BONECHER; THOMAS P. BURNSIDE and
JANE DOE BURNSIDE, his wife; CLIFFORD
CLEMONS; DOLPHEUS CLEMONS; FRANK CLEMONS;
ARTHUR COONROD and JANE DOE COONROD, his
wife; NANCY J. COONROD and JOHN DOE, her
husband; O. N. COONROD and JANE DOE
COONROD, his wife; RICHARD J. COTTRELL
and EDITH L. COTTRELL, his wife; IDA
CUMMINS; JAMES DARKWOOD and JANE DOE
DARKWOOD, his wife; DETWEDE NORTHWESTERN
AND PACIFIC HYPOTHEKBANK, a corporation;
ROBERT DUNN and JANE DOE DUNN, his wife;
JESS DUNN and JANE DOE DUNN, his wife;
C. A. ELIENT, sole proprietor of the
Roseberry Lumber Company and JANE DOE
ELIENT, his wife; CHARLES B. FISHER and
JANE DOE FISHER, his wife; UNKNOWN HEIRS
of C. B. Fisher, deceased; FRANK E.
FISHER and JANE DOE FISHER, his wife;
MARY F. FISHER and JOHN DOE, her husband;
ARTHUR M. FRENCH and JANE DOE FRENCH, his
wife; G. W. FROMAN; CHAS. E. GOODSSELL and
JANE DOE GOODSSELL, his wife; L. M. GORTON;
W. T. GREEN and JANE DOE GREEN, his wife;
LEO P. GRUNBAUM; CHARLES HALL; JOHN HALL;
RICHARD HALL and JANE DOE HALL, his wife;
CATHERINE HALL; UNKNOWN HEIRS of Roy Hall,
deceased; W. F. HALL; W. H. HALL; SARAH
HARP; JAMES HERRON and JANE DOE HERRON, his
wife; E. M. HOUTS and JANE DOE HOUTS, his
wife; GEORGE HOUTS and JANE DOE HOUTS, his
wife; INTER MOUNTAIN STATE BANK, a corpora-
tion; J. W. JACKSON and JANE DOE JACKSON,
his wife; MAGGIE JONES; JOHN KENNELZ,

NO. 2538
DECLARATION
OF
TAKING

Idaho, and more particularly described as follows:

Tract No. 1 (Valley County tract)

Parcel (a): The South half of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section fifteen (15), and the North half of the Northwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section twenty-two (22), all in Township fifteen (15) North, Range three (3) East, Boise Meridian, excepting therefrom the Townsite of Arling, Idaho, containing 48.30 acres, and excepting also the existing right-of-way of the Union Pacific Railroad, McCall branch, containing 8.38 acres, said Parcel (a) containing 103.32 acres, more or less.

Parcel (b): The West half of the Southwest quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) of Section five (5); Lots one (1), nine (9), ten (10) and seventeen (17), in Section six (6), Township sixteen (16) North, Range three (3) East, Boise Meridian, containing 207.92 acres, more or less.

Parcel (c): The Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), North half of the Southwest quarter of the Southwest quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) and the North half of the South half of the Southwest quarter of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section seventeen (17), Township sixteen (16) North, Range three (3) East, Boise Meridian, containing 70 acres, more or less.

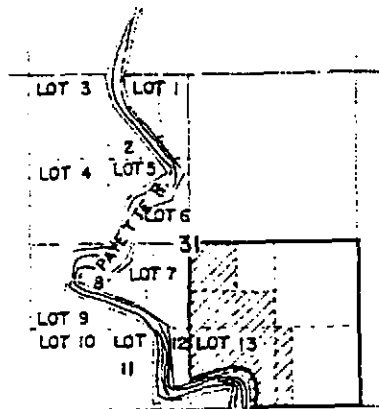
Parcel (d): The East half of the Northeast quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section twenty-one (21), Township sixteen (16) North, Range three (3) East, Boise Meridian, containing 80 acres, more or less.

Parcel (e): Lots two (2), three (3), five (5), six (6) and nine (9) of Section thirty-three (33), Township sixteen (16) North, Range three (3) East, Boise Meridian, containing 120.64 acres, more or less.

Parcel (f): Lot thirteen (13), the West half of the West half of the Southeast quarter of the Southeast quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$), the South half of the Northeast quarter of the Southeast quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$) and the Northwest quarter of the Northwest quarter of the Southeast quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section thirty-one (31), Township seventeen (17) North, Range three (3) East, Boise Meridian, containing 69.56 acres, more or less.

Parcel (g): Lots one (1), two (2), three (3), four (4), and five (5) of Block one (1); Lots six (6), seven (7), nine (9), ten (10), fifteen (15), and sixteen (16), in Block two (2); Lots one (1), two (2), three (3), four (4), five (5), six (6), seven (7), eight (8), the North 20 feet of Lot nine (9); Lots ten (10), thirteen (13), fourteen (14), seventeen (17), eighteen (18), nineteen (19), and twenty (20) of Block three (3); Lots seven (7), eight (8), nine (9), ten (10), eleven (11) and twelve (12) of Block five (5); Lot eight (8) of Block six (6); Lots three (3), four (4), five (5), nine (9), and ten (10), of Block seven (7); Lots three (3), four (4), five (5), six (6), seven (7), eight (8), and nine (9), Block eight (8); Lots seven (7), eight (8), nine (9), ten (10), eleven (11), and twelve (12) of Block nine (9); Lots six (6), seven (7), eight (8), nine (9) and ten (10) of

PORTION OF SECTION 31
TOWNSHIP 17 NORTH, RANGE 3 EAST,
BOISE MERIDIAN
VALLEY COUNTY, IDAHO



SCALE 1" = 2640'

NOTE: AREA SHOWN AS SHADED IS AREA BEING
ACQUIRED BY UNITED STATES.

ENTIRE TRACT:
LOT 13, NW1/4SE1/4, E1/2SE1/4, SECTION 31,
TOWNSHIP 17 NORTH, RANGE 3 EAST, BOISE MERIDIAN.

AREA REQUIRED:
LOT 13, W1/2W1/2SE1/4SE1/4, S1/2NW1/4SE1/4,
NW1/4NW1/4SE1/4, SECTION 31, TOWNSHIP 17 NORTH,
RANGE 3 EAST, BOISE MERIDIAN.

TRACT NO. 1 (5)
OWNER - VALLEY COUNTY
OWNERSHIP - 149.56 ACRES
AREA REQUIRED - 69.56 ACRES

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
PAYETTE DIVISION - BOISE PROJECT, IDAHO
ACQUISITION OF LAND
CASCADE RESERVOIR

DRAWN A.G. SUBMITTED ---
TRACED --- RECOMMENDED ---
CHECKED --- APPROVED ---

1-A-409 MAY 13, 1947 - BOISE, IDAHO

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
WASHINGTON 25. D. C.

Attention: 161

OFFICE OF THE COMMISSIONER

AUG 6 1947

To: Regional Director, Boise, Idaho

From: Acting Chief Counsel

Subject: Declaration of Taking, United States v. Allen and White
Furniture Company, et al.—Boise Project.

1. I enclose the duplicate original Declaration of Taking signed by Assistant Secretary Barnes on July 31, 1947. The Declaration of Taking, together with a voucher in favor of the Clerk of the United States District Court for the District of Idaho, should be forwarded to the appropriate disbursing officer of the Treasury. That Department should be requested to transmit the check, for filing with the original Declaration of Taking, directly to Mr. John A. Carver, United States Attorney, Boise, Idaho.

H. J. S. DEVRIES

Enclosure 677.

CC: Reg. Csl., Boise, Idaho
Dist. Mgr., Boise, Idaho
Const. Engr., Cascade, Idaho

AJ0749NP
No. R65-03702

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

DATE: 09/03/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELMER J NISULA PO BOX 1145 MCCALL ID 83638	11/17/1947	IRRIGATION	04-15 10-15	1.380 CFS	
					TOTAL DIVERSION:	1.380 CFS

Water Source: MUD CREEK

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T17N R03E S17 NESE

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	: SUM
17N	03E 31	:				:				:				:		:		
																	TOTAL ACRES	69.0

POU County: VALLEY

Remarks: EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-02488, 65-02483, 65-02542, 65-02198
65-02489 & 65-02487.

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

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

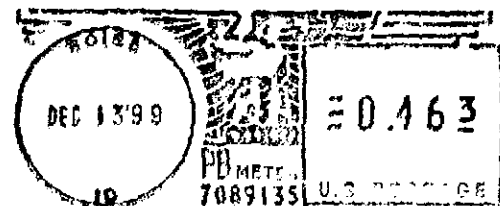
Audit: 09/03/99 MSCHULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

65-03702

65-03212
ELMER J NISULA
PO BOX 1145
MC CALL ID 83638

RECEIVED

DEC 21 1999

Department of Water Resources

RECEIVED

DEC 23 1999

WATER RESOURCES
WESTERN REGION

NISU145 836382003 IN 06 12/16/99
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

83720/0098
AUTO 83638





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 8, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

65-03702
ELMER J NISULA
PO BOX 1145
MC CALL ID 83638

RE: Water Rights in Reporting Area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in part 1 of basin 65 (the North Fork of the Payette River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note you have 120 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Cascade, Idaho City, Emmett, Payette, and Weiser, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-03702

NAME AND ADDRESS: ELMER J NISULA
PO BOX 1145
MC CALL ID 83638

SOURCE: MUD CREEK TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 1.38 CFS

PRIORITY-DATE: 11/17/1947

POINT OF DIVERSION T17N R03E S17 NESE Within VALLEY County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-15 10-15	1.38 CFS

PLACE OF USE: IRRIGATION Within VALLEY County
T17N R03E S31 NESE 37 NWSE 5 SESE 27
69 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 AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE, SECTION 42-1412(6) IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-02488, 65-02483, 65-02542, 65-02198
65-02489 & 65-02487.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



RECEIVED

OCT 22 1999

WATER RESOURCES
WESTERN REGION

NISU145 836382006 1N 04 10/12/99
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

65-03702
03212

ELMER J NISULA
PO BOX 1145
MC CALL

ID 83638

WRONG
P.O. Box

①



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a print-out showing our preliminary recommendation regarding how your water right should be reported to the SRBA District Court.

Please review the preliminary recommendation carefully. If there is any information on the print-out you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with the review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. **The meeting will be held on Wednesday, October 13, 1999, at 7:00 p.m. in the Senior Citizen Center, 409 School Road, Cascade.** Please come to the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right. Please bring any and all information you have which will help the Department understand your water rights and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary so that accurate information is provided to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



(208) 738-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous service provided by IDWR.

Sincerely yours,

Barry Wood
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

September 29, 1999

**NOTICE OF ERROR
REPLY**

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: 65-03212

ELMER J NISULA
PO BOX 1145
MC CALL ID 83638

Daytime Telephone Number:

Evening Telephone Number:

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: _____ SIGNATURE: _____
Please print your name: _____

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

RIGHT NUMBER: 65-03212

NAME AND ADDRESS: ELMER J NISULA
PO BOX 1145
MC CALL ID 83638

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

QUANTITY: 2.00 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
DIVERSION RATE OF .02 CFS AT THE FIELD HEADGATE. COMBINED NOS.:
65-02487 & 65-02489.

PRIORITY-DATE: 11/29/1918

POINT OF DIVERSION T17N R03E S03 SENE Within VALLEY County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	05-01 09-15	2.00 CFS

PLACE OF USE:	IRRIGATION	Within VALLEY County			
	T17N R03E S31	NENE 39	NWNE 12	SWNE 8	SENE 35
	94 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:04:44
03/22/99
16

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-03702

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELMER J NISULA	11/17/1947	IRRIGATION	04-15 10-15	1.38 CFS	—
TOTAL DIVERSION:					1.38 CFS	

Water Source: MUD CREEK
Point(s) of Diversion: T17N R03E S17
Place of use Legal Description for: IRRIGATION

Tributary to: *Payette River, NF*
Cas. Res.
Stage: DECREED
VALLEY County

		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	SUM
17N	03E 31	:		:		:		:		:		:		:		:		:		69.0
TOTAL ACRES																			69.0	

POU County: VALLEY

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

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

EXP- F06

WR5809NP
No. 65-03702

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/22/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK S. NISULA P.O. BOX 642 DONNELLY ID 83615	11/17/1947	IRRIGATION	04/15 10/15	1.380 CFS	
TOTAL DIVERSION:					1.380 CFS	

Water Source: MUD CREEK

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T17N R03E S17

NESE

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	31	:					:					:					:	37	05		27	:	69.0
TOTAL ACRES																							69.0	

Pou County: VALLEY

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

65-02098 65-02483 65-02488 65-02542

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

65-13817

Dates:	App. Received:	Priority Date:	11/17/1947
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:01:51
03/22/99

PAGE: 15
QUICKLOOK INFORMATION

15
CLAIM NUMBER: A65-03702

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			MS 3-23-99 In office	N		MS 3-23-99	MS 3-23-99	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS				Y				

BARCODE UPDATED
WHOM/DATE

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
~~()~~ <i>WAPP GIS map</i>	DATE OF PHOTO <i>3-23-99 0987</i> IDWR ID NO. _____	Y(<i>✓</i>) N() <i>5c</i>
~~()~~ <i>ASCS AERIAL PHOTO</i>	DATE OF PHOTO <i>1961</i> _____	Y(<i>✓</i>) N() <i>5a</i>
() 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()
~~()~~ <i>OTHER PRBA map</i>	DATE _____	Y(<i>✓</i>) N() <i>5b</i>
~~()~~ <i>OTHER GIS table</i>	DATE <i>3-23-99</i> _____	Y(<i>✓</i>) N() <i>5d</i>
() 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 _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
~~()~~ <i>OTHER POU review report</i>	DATE <i>3-22-99</i> _____	<i>1</i>	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:01:51
03/22/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-03702

LAST: NISULA
ADDRESS: PO BOX 642
CITY: DONNELLY
PHONE NUMBER: 208-000-0000

FIRST: FRANK S
STATE: ID ZIP: 83615

OWNER CODE: O

LAST: NISULA
ADDRESS: BOX 1145
CITY: MCCALL
PHONE NUMBER: 208-000-0000

FIRST: ELMER J
STATE: ID ZIP: 83638

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

In Office Review

A. AJ CLAIM: # A65-03702 PRIORITY DATE: 11-17-1947 STAGE: D

B. WR RECORD: # 65-03702 PRIORITY DATE: 11-17-1947 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 as decreed in the PRBA and*
claimed in the SRBA.

RECOMMENDED PRIORITY DATE:

11-17-1947
REVIEWED BY *Mel Schulte*

DATE *3-23-99*

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
A65-03702	17N	03E	17		NE	SE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A65-02098 NONE

WR RECORDS IN SAME 40 ACRE TRACT

65-02098
65-02198
65-02483
65-02487
65-02488
65-02489
65-02542

SOURCE: MUD CREEK

TRIB:

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
65-03702	17N	03E	17		NE	SE			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

65-02098
65-02198
65-02483
65-02487
65-02488
65-02489
65-02542

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX
A65-02098 NONE
A65-02198
A65-02483
A65-02487
A65-02488
A65-02489
A65-02542

SOURCE: MUD CREEK

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y() N(☒)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N(☒)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: Recommended as decreed in the PRBA.
Tributary omitted from decree.

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	17		NE	SE					
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: MUD CREEK

TRIB: Payette River, N. F.

REVIEWED BY:

Mike Schulte

DATE:

3-23-99

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

A. ROOT WATER RIGHT NUMBERS: A65-03702

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	03E	31	NE	SE		NISULA, ELMER J	A65-03702 / 37.0	65-03702 / 37.0	35.0		
			NE	SE		NISULA, FRANK S	A65-03703 /	65-03703 /			
			NE	SE		NISULA, FRANK S	65-03703 /	- /			
			NE	SE		PURDOM, KENNETH R		65-13817 / 20.0			37
17N	03E	31	NW	SE		NISULA, ELMER J	A65-03702 / 5.0	65-03702 / 5.0	21.0		5
17N	03E	31	SE	SE		NISULA, ELMER J	A65-03702 / 27.0	65-03702 / 27.0	25.0		
			SE	SE		PURDOM, KENNETH R		65-13817 / 20.0			27

ADDITIONAL POU FOUND

TOTAL ACRES A65-03702 69.00 69.00 81.00

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-03703	DOMESTIC	NISULA, FRANK S	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-03703	STOCKWATER	NISULA, FRANK S	FROM 01-01 TO 12-31	0.040 CFS	4.10 AF/A
65-03703	DOMESTIC	NISULA, FRANK S	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-03703	STOCKWATER	NISULA, FRANK S	FROM 01-01 TO 12-31	0.040 CFS	4.10 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

CLAIM 445-03702 INT 5a
T. R. S. Q/Q
P/D 17N 3E 17 NESE
SECT PRBA map
PHOTO ID. ASCS DATE 1961

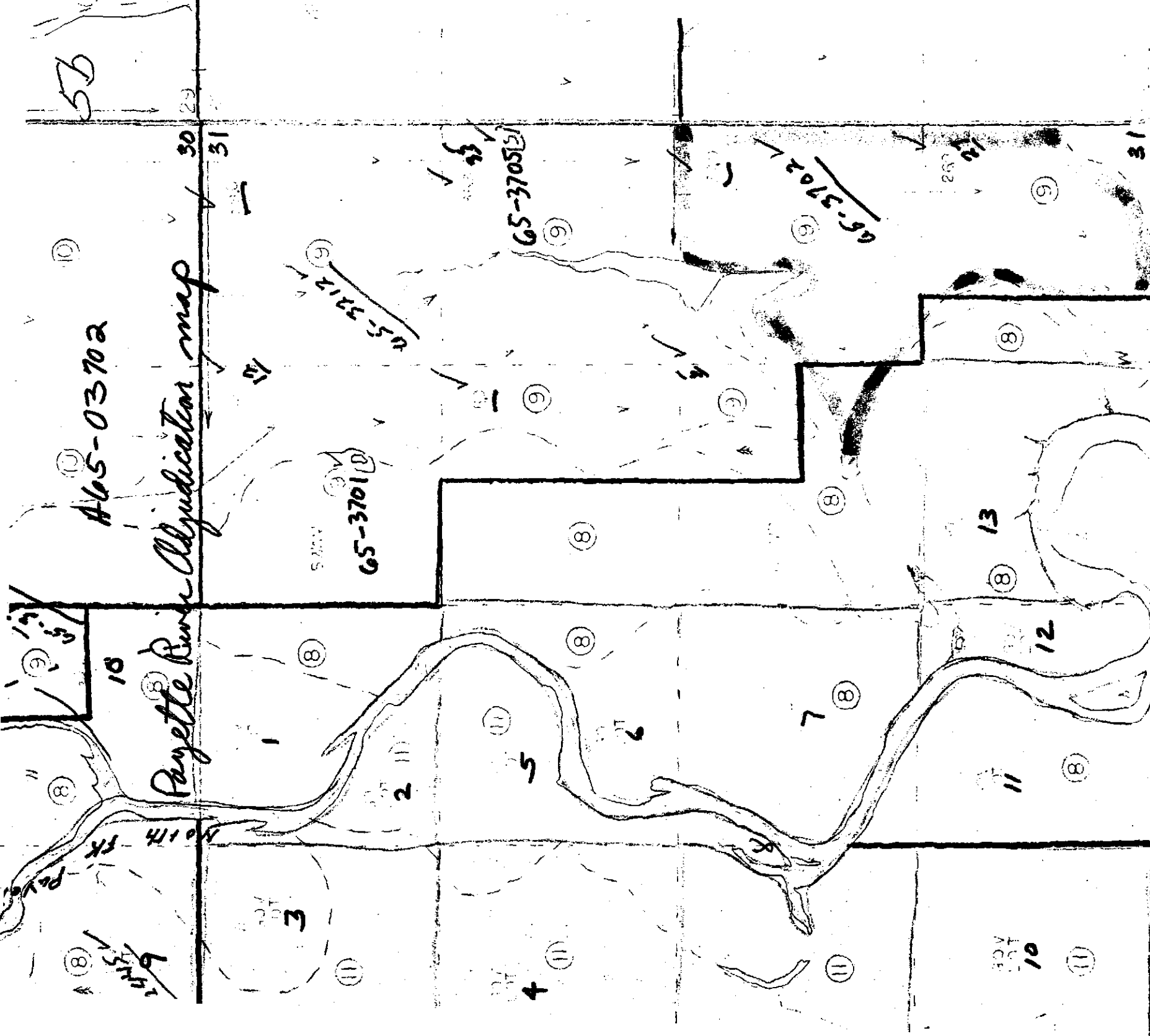
405
↓

31

6

65-03702

Payette River Alluviation map



5d

WESTERN REGION

OWNER(S): Frank Nisula

CLAIM NUMBERS A65-03702

AGENT MS DATE 3-23-99

TOTAL ACRES FROM RECOMMENDATION 69

GEOGRAPHIC INFO SYSTEM ACRES 69

READY FOR DECREE (YES)

SENT FOR DECREE (YES)

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
RECOM	17N	3E	31													37	5		27
GIS																			69
RECOM																			
GIS																			
																			69

POLYGON CREATED ON 330

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

ATTRIBUTES OF B65-POU.SHP (724) () () () ()

ATTRIBUTES OF B65-POD.SHP (610) () () () ()

B61-DBPOU.DBF 8-3-99 UPDATED BY

B61-DBPOD.DBF 8-3-99 UPDATED BY

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. _____;

(^{GIS}~~✓~~) NAAPP, IDWR NO. _____; (~~✓~~) ASCS PHOTO; () OTHER _____

NOTES: Recommended as decreed in the PRBA.

RECOMMENDATIONS:

TOTAL ACRES: 69. N/A()

REVIEWED BY: Mel Schulte

DATE: 3-23-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-03702 IRRIGATION	FROM 04-15 TO 10-15	1.380 CFS	
TOTAL DIVERSION RATE/VOLUME		1.380 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-03702 IRRIGATION	FROM 04-15 TO 10-15	1.380 CFS	
TOTAL DIVERSION RATE/VOLUME		1.380 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(☒)

NOTES:

Recommended as decreed in the PRBA and claimed in the SRBA.

AJ CLAIM TOTAL DIVERSION RATE: 1.380 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.380 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 69 x 0.02 CFS/ACRE = 1.38 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

NA

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 = NA AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-15	10-15	DATABASE 1.380	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 0.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			1.380	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mel Schulte DATE: 3-23-99

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXP - F06.

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

NA

ROOT WATER RIGHT NUMBER: 65-03702

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	1.380		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-03702	1.380	-		65-03702	1.380
TOTAL CFS		1.380				1.380

DIVERSION RATE REVIEW

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

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Meel Schulte DATE: 3-23-99

NAME OF FIELD EXAMINER: _____ TITLE: _____

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 03/22/99

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-03702

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-03702

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
17N	03E	31	NE	SE		NISULA, ELMER J	A65-03702 /01/37.0	65-03702 /01/37.0	35.0
			NE	SE		PURDOM, KENNETH R		65-13817 /01/20.0	
17N	03E	31	NW	SE		NISULA, ELMER J	A65-03702 /01/ 5.0	65-03702 /01/ 5.0	21.0
17N	03E	31	SE	SE		NISULA, ELMER J	A65-03702 /01/27.0	65-03702 /01/27.0	25.0
			SE	SE		PURDOM, KENNETH R		65-13817 /01/20.0	
TOTAL ACRES							A65-03702	69.00	69.00 81.00

- waste water app - City of McCall

POU COUNTY: VALLEY