



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 9, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Paul A Steven, P.E.
City of Payette, Idaho
700 Center Avenue
Payette, ID 83661

Dear Mr. Stevens:

This letter is a follow up to your letter dated April 11, 2001. You had indicated that some of the City's water rights might have been overlooked in the Snake River Basin Adjudication, (SRBA).

Right 65-7256 has lapsed and thus is no longer a valid water right.

Right 65-12214 was recommended, a copy of the recommendation is included.

Rights 65-12951, 65-13341, and 65-13214 did not require a claim in the SRBA. I have included a profile report for each of these rights.

Right 65-03758A was disallowed and recommend as 65-03758B. This right was originally decreed to Arthur and Eunice Johnson for domestic use. The City of Payette and Davida Crosby filed on this claim. Based on the information we have received it appears that Davida Crosby owns the original home covered by this right. If you feel that we have made an incorrect recommendation, please submit further evidence to our department.

Right 65-04386 has a partial decree that was issued in 1998. I have also included a copy of this right.

I hope this address your questions. If you need further assistance, please call me.

Sincerely,

Sue Bock
Sr. Water Resource Agent.

Enclosures:

ADDRESS SERVICE
REQUESTED

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

MAR 13 2001

0763

POSTMETER
7032858 U.S. POSTAGE

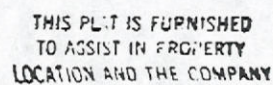
RECEIVED

MAR 15 2001

WATER RESOURCES
WESTERN REGION

DAVIDA H CROSBY
1825 N 6TH ST
PAYETTE ID 83664

Called Assessor in Payette County



POOR ORIGINAL

O R E G O N

T 9 N
R 5 W
S. 28



MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 116

INDICATES TOTAL

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3758	JOHNSON, ARTHUR W. & JOHNSON, EUNICE 1404 DE ANZA, BARSTOW, CALIFORNIA 92311	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWNE S28 T 9N R 5W	NWNE S28 T 9N R 5W	BENEFICIAL USE
65-6166	KIRK, RALPH KENT ROUTE 3, TWIN FALLS, IDAHO 83301	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSE S 2 T 8N R 5W	SWSE S 2 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.40 AFA .02 CFS *1.60*AFA *.06*CFS		SAME AS OTHER USE	
65-9356	KIRK, RALPH KENT ROUTE 3, DORM DRIVE, TWIN FALLS, IDAHO 83301	1/ 1/1920	COMMERCIAL	1/ 1 12/31	1.00 AFA .02 CFS	NWNE S11 T 8N R 5W	NWNE S11 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.70*AFA *.04*CFS		SAME AS OTHER USE	
65-6362	MEEK, L. D. & MEEK, ZELMA 546 W STREET SOUTH, VALE, OREGON 97918	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNW S12 T 8N R 5W	SWNW S12 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.90*AFA *.06*CFS		SAME AS OTHER USE	
65-3652	PLATZ, NORA M. ROUTE 1, FRUITLAND, IDAHO 83619	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSE S24 T 8N R 5W	NWSE S24 T 8N R 5W	BENEFICIAL USE
65-4708	PRESTON, HERBERT T. P.O. BOX 94, PAYETTE, IDAHO 83661	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNW S35 T 9N R 5W	SWNW S35 T 9N R 5W	BENEFICIAL USE
65-1817	ROGERS, MAX D. & ROGERS, LOIS J. 1310 VISTA CRIVE, EMMETT, IDAHO 83617	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSW S18 T 6N R 2W	NWSW S18 T 6N R 2W	BENEFICIAL USE
65-6277	ROLAND, CYRIL W. & ROLAND, IRENE STAR ROUTE, PAYETTE, IDAHO 83661	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NESE S 9 T 8N R 4W	NESE S 9 T 8N R 4W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.60 AFA .02 CFS *1.80*AFA *.06*CFS		SAME AS OTHER USE	

REPRODUCED
 OCT 1996

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: A65-03758B
Date Received: 4/13/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVIDA H CROSBY 208-642-3674
Address: 1825 NO 6TH ST
PAYETTE ID 83661

2. Date of Priority: JAN 1, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	05W	28		NW	NE		PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	05W	28	NE	NW		DOMEST	

11. Place of use in counties: PAYETTE

MICROFILMED

12. Do you own the property listed above as place of use? YES AUG 03 1994

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 03 1994

ADJUDICATION MEMORANDUM

CLAIM NO.: AL5-03758A & AL5-03758B SUBJECT: Renumbered Claims

EMPLOYEE: J. Harris

DATE: 5-27-94

These claims have been renumbered due to
duplicate filings.

MICROFILMED

AUG 03 1994

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

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

CIVIL CASE NUMBER: 39576
Ident. No. *A65-03758*

RECEIVED
APR 13 1990

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

Department of Water Resources

Please type or print clearly:

Name of Claimant(s)

Crosby, Davida H.
Crosby, DAVIDA H.

Mailing Address
(include Zip Code)

1825 No. 6th St.,

Payette, Id.

83661

Phone Number ()

642-3674

MICROFILMED

AUG 03 1994

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

RECEIVED
APR 13 1990

Ident. Number: A65-03758
Date Received:
Receipt No: _____
Received By: _____

Department of Water Resources **NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ARTHUR W. JOHNSON
Address: 1404 DE ANZA
BARSTOW, CA 92311

Name: EUNICE JOHNSON
Address: 1404 DE ANZA
BARSTOW, CA 92311

2. Date of Priority: JAN 01, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	05W	28	NW	NE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09N	05W	28	NW NE		DOMEST	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used: None

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): Lorothy Davida H Date: 4/13/90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of April 19 90

Linda Werner
Notary Public

Seal

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires DEC. 8, 1994

9
STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

No New address found.

65-3758B

NAME AND ADDRESS:

DAVIDA H CROSBY
1825 N 6TH ST
PAYE [REDACTED]



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD



U.S. POSTAGE

00.34

H METER 581718

RECEIVED

JUL - 9 2002

Department of Water Resources

[REDACTED] 77 [REDACTED]

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-03758B

NAME AND ADDRESS: DAVIDA H CROSBY
1825 N 6TH ST
PAYETTE, ID 83661

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
1.20 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1920

POINT OF DIVERSION: T09N R05W S28 LOT 1 (NWNE) Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	01-01 TO 12-31	0.04 CFS 1.20 AFY

PLACE OF USE: Domestic Within Payette County
T09N R05W S28 LOT 1 (NWNE)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with 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 judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED
JUL 10 2002

ADDRESS SERVICE
REQUESTED



65-37586

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St

P O Box 83720

Boise, ID 83720-0098

(208) 327-7900

TO

DAVIDA H. JOSEBY

1825 N. H. ST

PAYEE ID 83661

NOT POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

Department of Water Resources

SEP 20 2001

RECEIVED



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

September 10, 2001

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 Basin 65 for the Payette River drainage basin. 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 that you have 120 days in which to review your water rights or those 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 Emmett, Payette, Weiser, Idaho City, and Cascade, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

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 the first part of 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
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-3758B
NAME AND ADDRESS: DAVIDA H CROSBY
1825 N 6TH ST
PAYETTE ID 83661

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
1.20 AFY
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1920

POINT OF
DIVERSION: T09N R05W S28 NWNE Lot 1 Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: DOMESTIC Within PAYETTE County
T09N R05W S28 Lot 1 NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 9, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Paul A Steven, P.E.
City of Payette, Idaho
700 Center Avenue
Payette, ID 83661

Dear Mr. Stevens:

This letter is a follow up to your letter dated April 11, 2001. You had indicated that some of the City's water rights might have been overlooked in the Snake River Basin Adjudication, (SRBA).

Right 65-7256 has lapsed and thus is no longer a valid water right.

Right 65-12214 was recommended, a copy of the recommendation is included.

Rights 65-12951, 65-13341, and 65-13214 did not require a claim in the SRBA. I have included a profile report for each of these rights.

Right 65-03758A was disallowed and recommend ~~as 65-03758A~~ This right was originally decreed to Arthur and Eunice Johnson for domestic use. The City of Payette and Davida Crosby filed on this claim. Based on the information we have received it appears that Davida Crosby owns the original home covered by this right. If you feel that we have made an incorrect recommendation, please submit further evidence to our department.

Right 65-04386 has a partial decree that was issued in 1998. I have also included a copy of this right.

I hope this address your questions. If you need further assistance, please call me.

Sincerely,

Sue Bock
Sr. Water Resource Agent.

Enclosures:

PAUL A. STEVENS, P.E.
Public Works Director
City Engineer



CITY of PAYETTE
700 Center Avenue
Payette, Idaho 83661
(208) 642-6024
(208) 642-1412

OFFICE OF THE CITY ENGINEER

April 11, 2001

RE: Snake River Basin Adjudication (SRBA)

State of Idaho
Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706
P.O. Box 83720
Attn: Mr. Karl J. Dreher

Subject: Water rights not listed in the adjudication package.

Dear Mr. Dreher:

Thank you for your letter of 9th March 2001. A comprehensive review of the City's water rights shows that the following water rights may have been overlooked in the adjudication process.

Water right number	Water amount (CFS)	Priority date
Lapsed 65-7256	2.22	
65-12214 Recommended Part 3	2.12	5 April 1979
65-12951 claim not required	1	1988
65-13341 claim not required	1	26 Aug 1991
65-13214 claim not required	1 irrigation & 1 commercial	5 April 1990
65-03758A Disallowed Recommended as 65-03758B	.04	1 Jan 1920
65-04386	.04	25 Feb 1965

Please add the appropriate water rights to the City's adjudication.

If you have any questions or if you need additional documentation, please contact me at 208-642-6024.

Respectfully,

 Paul A. Stevens, P.E.

Paul A. Stevens, P.E.
City of Payette, Idaho.

C. Mayor
City Coordinator
City Attorney
Water Supervisor

TALK w/ JUNE
ABOUT THIS ONE

04/18/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-3758A

Owner Type Name and Address
Current Owner CITY OF PAYETTE
 C/O MAYOR CITY OF PAYETTE
 700 CENTER AVE
 PAYETTE, ID 83661
 (208)642-6024

Original Owner ARTHUR W JOHNSON
Original Owner EUNICE JOHNSON
 1404 DE ANZA
 BARSTOW, CA 92311

Priority Date: 01/01/1920
Basis:
Status: Disallowed

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>
DOMESTIC	1/01	12/31	0.04 CFS	1.2 AFA	
Total Diversion			0.04 CFS	1.2 AFA	

Location of Point(s) of Diversion:

GROUND WATER NWNE Sec. 28 Township 09N Range 05W PAYETTE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC PAYETTE County

<u>Townshi</u>	<u>Rang</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>
09N	05W	28		NWNE										

Conditions of Approval:

1. P06 RECOMMENDED AS RIGHT NO. _____: This is included for a claim that is PROPOSED to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the OTHER right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the OTHER right, then the OTHER right is recommended in another claimant's name.

Remarks:

1. General RECOMMENDED AS RIGHT NO. 65-03758B

Dates:

Licensed Date:
Claim Received Date: 04/18/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:

Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s): X999999
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log: No log entries

DAVIDA H CROSBY
1825 N 6TH ST
PAYETTE ID 83664

Assessor

**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: April 13, 2001

Water right number: 65-3758B

DAVIDA H CROSBY

1825 N 6TH ST

PAYETTE ID 83661

Telephone Number: (208)642-3674

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

03/07/2001

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

RIGHT NUMBER: 65-3758B
NAME AND ADDRESS: DAVIDA H CROSEY
1825 N 6TH ST
PAYETTE ID 83661

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
1.20 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1920

POINT OF DIVERSION:

T09N R05W S28 NWNE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE:

DOMESTIC Within PAYETTE County

T09N R05W S28 NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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

AJ0749NP
No. R65-037588

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

DATE: 05/25/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVIDA H CROSBY 1825 NO 6TH ST PAYETTE ID 83661 (208) 642-3674	01/01/1920	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T09N R05W S28

NWNE

PAYETTE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09N	05W	28	:			D														:

POU County: PAYETTE

Conditions of Approval:

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

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

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

**facsimile
TRANSMITTAL**

Pages: 4 , including this cover sheet

Date: May 26, 2000

Company: Dept. H2O Resources

To: Gott Van Hoff

Subject: North bridge / Centennial Park Water Right Issues

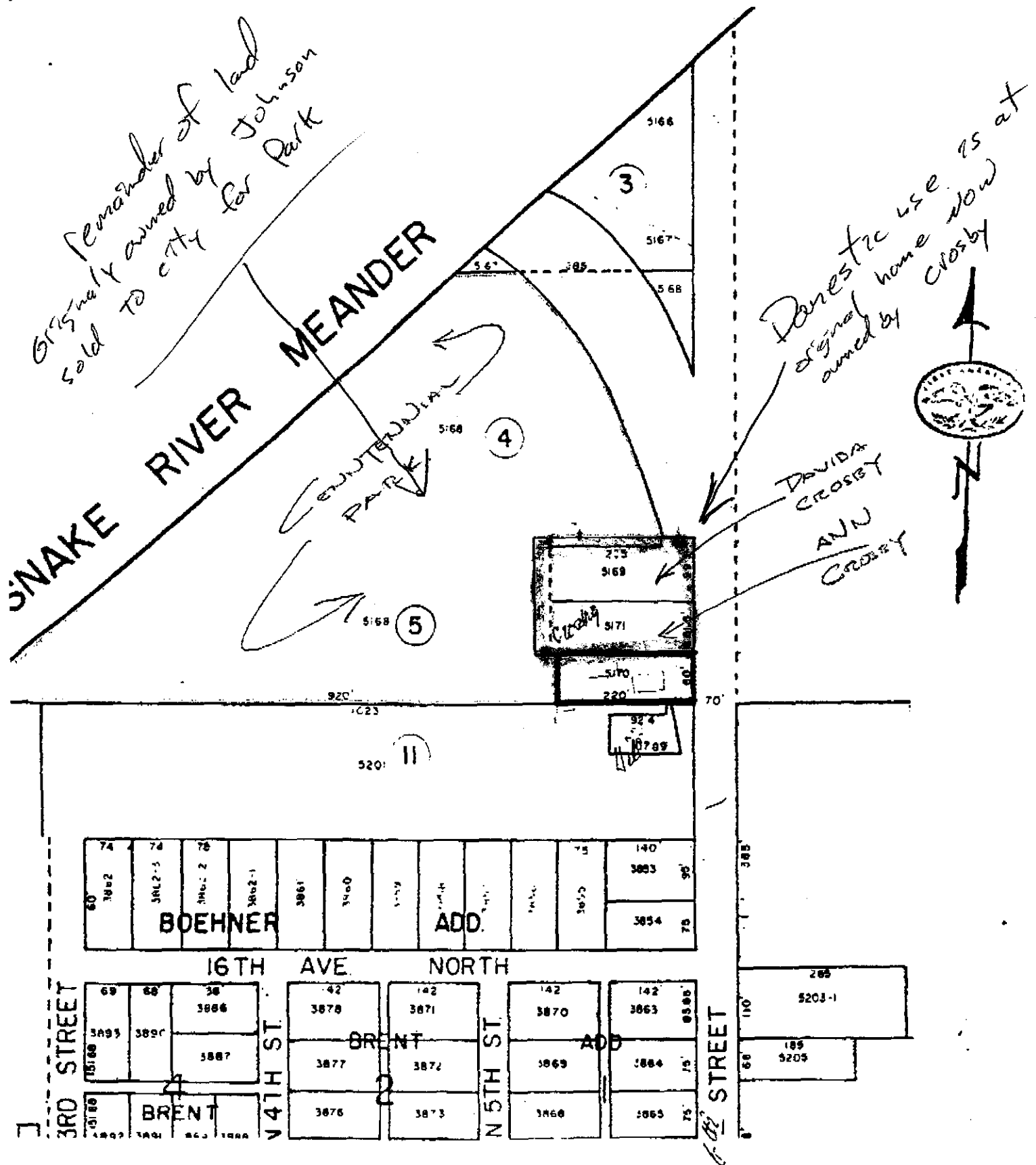
Sender: Paul Stevens

Additional Comments: _____

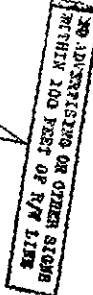


From the desk of...

City of Payette
700 Center Avenue
Payette, ID 83661
208-642-6024
Fax 208-642-1412



05-25-2000 09:10AM



S-301(1)
Payable B.O.D.
Appl.

TOTAL P.03



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 22, 1994

Re: Notice of a Claim to a Water Right No. A65-03758B

Davida H. Crosby
1825 No. 6th St.
Payette, ID 83661

Claimant(s):

During normal review and filing of the Notice of Claim to a Water Right listed above, we found that two claims have been filed on the same existing water right.

In order to show both claims having been filed for the same existing water right, we have re-numbered your claim with either an A or a B suffix indicated after the original water right number. Enclosed is a computer generated copy of your claim showing this new suffix. Also enclosed is a copy of the other claim filed for this existing water right.

Prior to submitting these claims to the Court for decree, the Department will research and require proof of ownership to determine the present owner of the place of use shown on the existing water right for which these claims were filed. We will contact you at that time for this evidence, however, if the ownership can be clarified at this time, please feel free to contact this office either in writing or by phone.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office

Enclosures

MICROFILMED

AUG 03 1994

CT
GEM
RECEIVED
MAY 10 1971

NOTICE OF CLAIM

IDENT. NO.

TO A

WATER RIGHT

G5 2738

MAY 19 1971

Notice is hereby given that

(Name of Claimant)

Department of Water & Irrigation

1973 At. 6th St. Payette, Idaho 83601 claims a right to the diversion
 and beneficial use of the surface or groundwater, or of tributary to the Payette River
 (Mailing Address) 1974 De Anza, 152-3140, CA. 92311

The extent and nature of said claim is as follows:

1. The extent and nature of said claim is as follows:
- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) JAN 1, 1928
- (2) Describe source of water: (Name of stream, lake, spring, etc., or 'subterranean') GROUND WATER
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
(Both Dates Inclusive)
Use DOMESTIC IRRIGATION Period of Use From APRIL 1 To DEC 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: 0.04 Cubic Feet Per Second, or 1.2 Acre Feet Per Annum, and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4 NE 1/4, Sec. 27, Twp. 9N, Rge. 5W, B.M.; additional points: _____
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. PUMP ON DRILLED WELL
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
DOMESTIC IRRIGATION FOR TWO (2) YARDS
- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks LOT E 230 FT. BLK 5 RIVERSIDE PLAT
- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____
☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. _____
- KP 10-26-86-2-7
GWS

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

Individual

(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of California

11

Organization
Said

County of _____

On this 18th day of July, 1871, in the year 1871, before me, Notary public, personally appeared David S. Bradley, known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or subscribes) executed the same.

Notary Public residing at

My commission expires 6-12-1972

ART 10-27-78

O R E G O N

Sec. 21

Sec. 15

RIVER

POOL
ISLAND

Sec. 22

Snake

Sec. 29

Sec. 30

BARKS ISLAND

Sec. 27

Sec. 28

PALETTE

14.82

20.01

80.00

WEST

45.44

WEST

70.25

S. 89° 54' N.

80.40

N. 89°

80.4

Sec.

64

WEST

80.5

Sec.

64

WEST

80.5

Sec.

64

80.4

3200

WEST

20.59

20.10

5

5

43.43

41.55

6

6

38.91

1720

3

3

39.00

444.55

4

4

820

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

1200

1200

WEST

WEST

15.34

40

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

924

PAGE 116

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-6166	JOHNSON, ARTHUR W. & JOHNSON, EUNICE 12000 ANZA, BARSTOW, CALIFORNIA 92311	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWNE S28 T 9N R 5W	NWNE S28 T 9N R 5W	BENEFICIAL USE
65-6166	KIRK, RALPH KENT ROUTE 3, TWIN FALLS, IDAHO 83301	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSE S 2 T 8N R 5W	SWSE S 2 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.40 AFA .02 CFS *1.60*AFA *.06*CFS		SAME AS OTHER USE	
65-9356	KIRK, RALPH KENT ROUTE 3, DORM DRIVE, TWIN FALLS, IDAHO 83301	1/ 1/1920	COMMERCIAL	1/ 1 12/31	1.00 AFA .02 CFS	NWNE S11 T 8N R 5W	NWNE S11 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.70*AFA *.04*CFS		SAME AS OTHER USE	
65-6362	MEEK, L. D. & MEEK, ZELMA 546 W STREET SOUTH, VALE, OREGON 97918	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNW S12 T 8N R 5W	SWNW S12 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.90*AFA *.06*CFS		SAME AS OTHER USE	
65-3652	PLATZ, NORA M. ROUTE 1, FRUITLAND, IDAHO 83619	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSE S24 T 8N R 5W	NWSE S24 T 8N R 5W	BENEFICIAL USE
65-4708	PRESTON, HERBERT T. P.O. BOX 94, PAYETTE, IDAHO 83661	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNW S35 T 9N R 5W	SWNW S35 T 9N R 5W	BENEFICIAL USE
65-1817	ROGERS, MAX D. & ROGERS, LOIS J. 1317 VISTA DRIVE, EMMETT, IDAHO 83617	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSW S18 T 6N R 2W	NWSW S18 T 6N R 2W	BENEFICIAL USE
65-6277	ROLAND, CYRIL W. & ROLAND, IRENE STAR ROUTE, PAYETTE, IDAHO 83661	1/ 1/1920	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NESE S 9 T 8N R 4W	NESE S 9 T 8N R 4W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.60 AFA .02 CFS *1.80*AFA *.06*CFS		SAME AS OTHER USE	