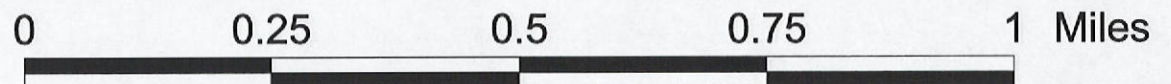
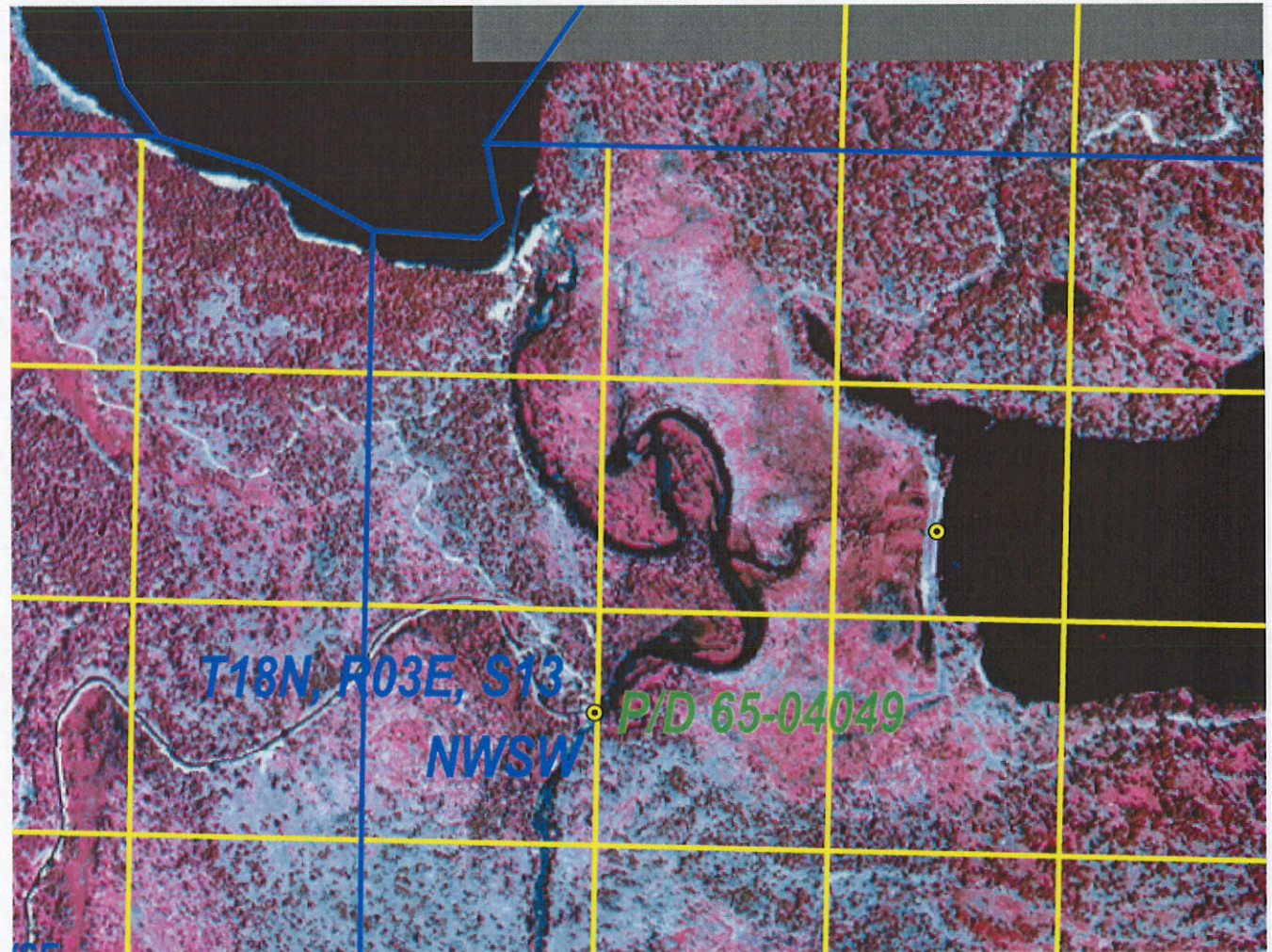


65-04049

- Point of Diversion



1987 NAPP



Idaho Department of Water Resources

T18N, R03E
S23

Claim : 65-04049
Owner : Gallagher
Prepared by:
Ron Howerton
Date: 01 July 99

 Place of use

 POD

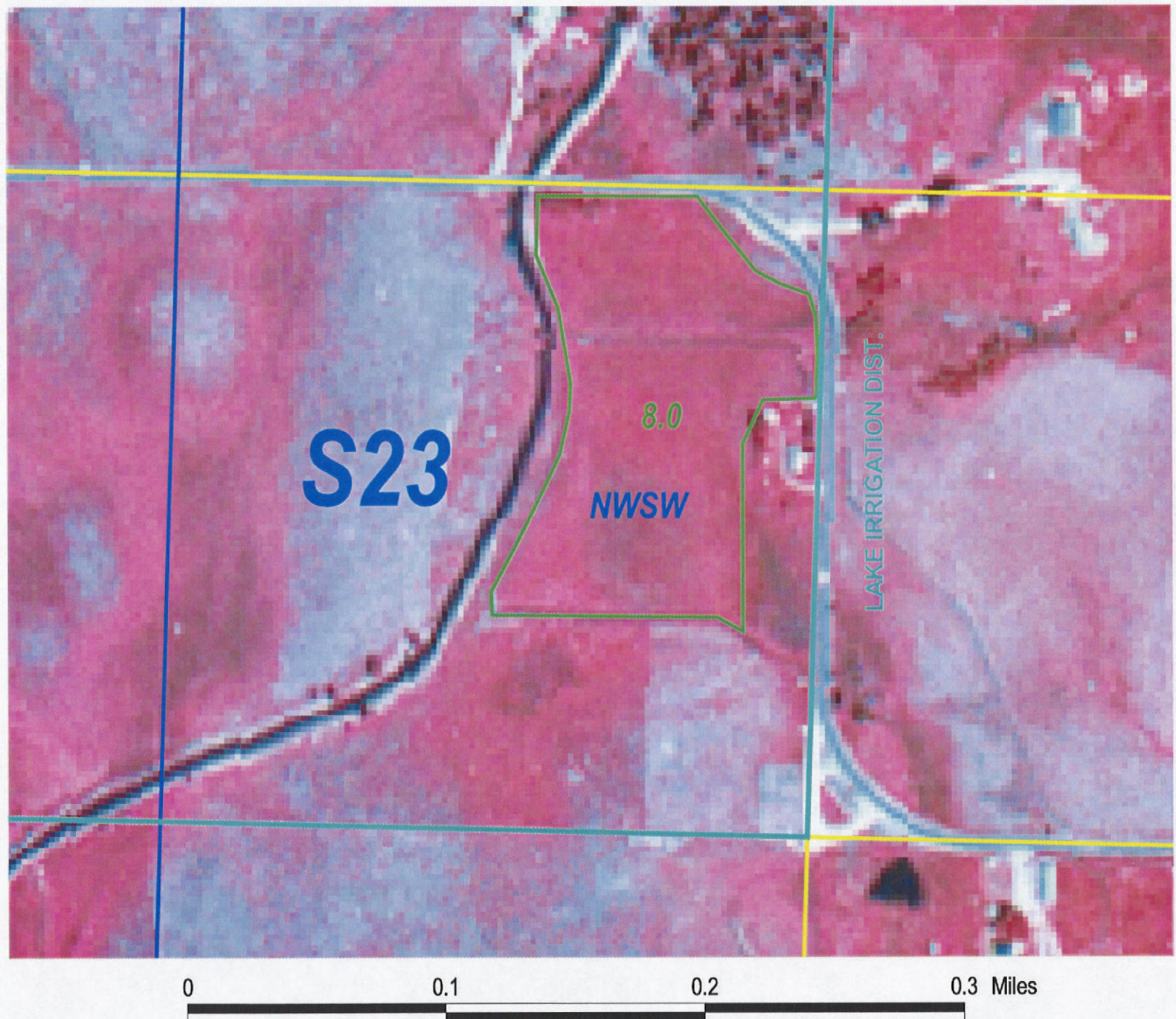
 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



[illegible]

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: A65-04049
Date Received: 11/01/1988
Receipt No: X999999
Received By: DE SOL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BETTY GALLAGHER 805-985-4896
Address: 3631 KETCH AVE.
OXNARD, CA 93035
2. Date of Priority: APR 01, 1930
3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 18N | 03E | 13 | NW | SW | | | VALLEY |
5. Description of diverting works:
DIVERSION DITCH FOR GRAVITY IRRIGATION
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 0.160 | | |
7. Total Quantity Appropriated is:
0.160 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
18N	03E	23	NW	SW		IRR	8.0
Section Acres							8.0
Total Acres							8.0

A65-04049

Page 1

Date: 01/20/89

MICROFILMED
SEP 22 1992

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:
NONE

14. Remarks:
DECREE GIVEN STATUTORY CLAIM NO.

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-04049

Date Received: 11/01/1988

Receipt No: X 99999

Received By: SL

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK GALLAGHER
Address: 7632 SOUTH EAST FLAVEL STREET
PORTLAND, OR 97206

Name: BETTY GALLAGHER
Address: 7632 SOUTH EAST FLAVEL STREET
PORTLAND, OR 97206
2. Date of Priority: APR 01, 1930
3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	13	NW	SW			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	0.160		
7. Total Quantity Appropriated is:
0.160 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
18N	03E	23	NW SW		IRR	8.0
Section Acres						8.0
Total Acres						8.0

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:

DECREE GIVEN STATUTORY CLAIM NO.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): Betty Gallagher Date: 11/18-88
_____ Date: _____

State of California)
Idaho)
County of Ventura) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of November 19 88
Kathy Kalish
Notary Public

Seal



Residing at 1830 S Victoria Oxnard
My Commission Expires Aug 23, 1991 CA

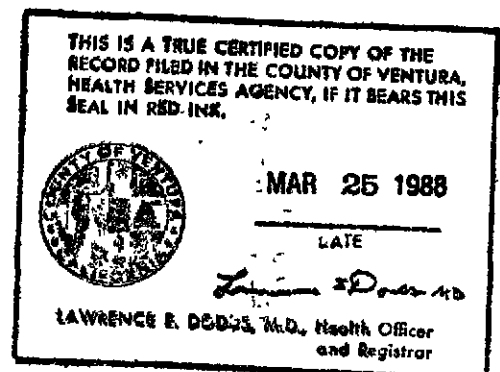
CERTIFICATE OF DEATH

5600

0850

STATE FILE NUMBER			STATE OF CALIFORNIA			LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER					
DECEDENT PERSONAL DATA	1A NAME OF DECEDENT—FIRST Frank		1B MIDDLE Kevin		1C LAST Gallagher		2A DATE OF DEATH (MONTH, DAY, YEAR) March 21, 1988		2B HOUR 2145		
	3. SEX Male	4 RACE/ETHNICITY White/American		5. SPANISH/HISPANIC NO X	6. DATE OF BIRTH April 27, 1911		7. AGE 76 YEARS	IF UNDER 1 YEAR MONTHS	IF UNDER 24 HOURS DAYS	IF UNDER 24 HOURS HOURS	
	8 BIRTHPLACE OF DECEDENT (STATE OR FOREIGN COUNTRY) WA		9. NAME AND BIRTHPLACE OF FATHER Lawrence Gallagher - Ireland				10. BIRTH NAME AND BIRTHPLACE OF MOTHER Annie McNelis - Ireland				
	11A CITIZEN OF WHAT COUNTRY U.S.A	11B. IF DECEDENT WAS EVER IN MILITARY GIVE DATES OF SERVICE 19 N/A TO 19 N/A		12 SOCIAL SECURITY NUMBER 518-09-6567		13 MARITAL STATUS Married	14. NAME OF SURVIVING SPOUSE (IF WIFE, ENTER BIRTH NAME) Betty G. Nasi				
	15 PRIMARY OCCUPATION Dispatcher		16. NUMBER OF YEARS THIS OCCUPATION 10		17. EMPLOYER (IF SELF-EMPLOYED, SO STATE) Boilmakers Union, Local 172, Portland, Oregon		18. KIND OF INDUSTRY OR BUSINESS Ship Building				
USUAL RESIDENCE	19A. USUAL RESIDENCE—STREET ADDRESS (STREET AND NUMBER OR LOCATION) 3631 Ketch Avenue					19B 		19C CITY OR TOWN Oxnard			
	19D COUNTY Ventura			19E STATE CA		20 NAME AND ADDRESS OF INFORMANT—RELATIONSHIP Betty G. Gallagher (Wife) 3631 Ketch Avenue Oxnard, CA 93033					
PLACE OF DEATH	21A PLACE OF DEATH St John's Regional Medical Center			21B COUNTY Ventura							
	21C. STREET ADDRESS (STREET AND NUMBER OR LOCATION) 333 North "T" Street			21D. CITY OR TOWN Oxnard							
CAUSE OF DEATH	22. DEATH WAS CAUSED BY IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C) CONDITIONS, IF ANY, WHICH GAVE RISE TO THE IMMEDIATE CAUSE, STATING THE UNDERLYING CAUSE LAST (A) <i>Respiratory Failure</i> DUE TO OR AS A CONSEQUENCE OF (B) <i>Pneumonia</i> DUE TO, OR AS A CONSEQUENCE OF (C) <i></i> APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH (A) <i>HRS -</i> (B) <i>on Wk</i> (C) <i></i>										
	23. OTHER SIGNIFICANT CONDITIONS—CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN 22A <i>Chronic obstructive Pulmonary Disease</i>										
	24. WAS DEATH REPORTED TO CORONER? <i>No</i>										
	25. WAS BIOPSY PERFORMED? <i>No</i>										
PHYSI- CIAN'S CERTIFI- CATION	26A. CERTIFY THAT DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED ATTENDED DECEDENT SINCE (ENTER MO DA YR) 3-2-82 LAST SAW DECEDENT ALIVE (ENTER MO DA YR) 3-21-88					26B. PHYSICIAN—SIGNATURE AND DEGREE OR TITLE <i>Lawrence E. Permen</i>		26C DATE SIGNED 3-22-88		26D PHYSICIAN'S LICENSE NUMBER C27101	
						26E TYPE PHYSICIAN'S NAME AND ADDRESS LAWRENCE E. PERMEN, M.D. 1200 North Ventura Road, Oxnard, CA					
						27 WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEMS 22 OR 23? TYPE OF OPERATION <i>No</i>					
INJURY INFORMA- TION	29 SPECIFY ACCIDENT, SUICIDE, ETC -----		30 PLACE OF INJURY -----		31. INJURY AT WORK -----		32A DATE OF INJURY—MONTH, DAY, YEAR -----		32B HOUR ---		
	33 LOCATION (STREET AND NUMBER OR LOCATION AND CITY OR TOWN) -----				34 DESCRIBE HOW INJURY OCCURRED (EVENTS WHICH RESULTED IN INJURY) -----						
CORONER'S USE ONLY	35A. I CERTIFY THAT DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED. AS REQUIRED BY LAW I HAVE HELD AN (INQUEST-INVESTIGATION) -----					35B CORONER—SIGNATURE AND DEGREE OR TITLE -----		35C DATE SIGNED -----			
36 DISPOSITION Burial		37 DATE—MONTH, DAY, YEAR March 23, 1988		38 NAME AND ADDRESS OF CEMETERY OR CREMATORY St James Cemetery, Vancouver, WA				39 EMBALMER'S LICENSE NUMBER AND SIGNATURE 7211 <i>David</i>			
40A. NAME OF FUNERAL DIRECTOR (OR PERSON ACTING AS SUCH) Conrad - Carroll Mortuary			40B. LICENSE NO F-1104		41 LOCAL REGISTRAR—SIGNATURE <i>Lawrence E. Permen</i>			42 DATE ACCEPTED BY LOCAL REGISTRAR MAR 23 1988			
STATE REGISTRAR	A	B	C	D	E	F					

VS-11 (1-85)



MICROFILMED

SEP 22 1992

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 1 1979

INDICATES TOTAL

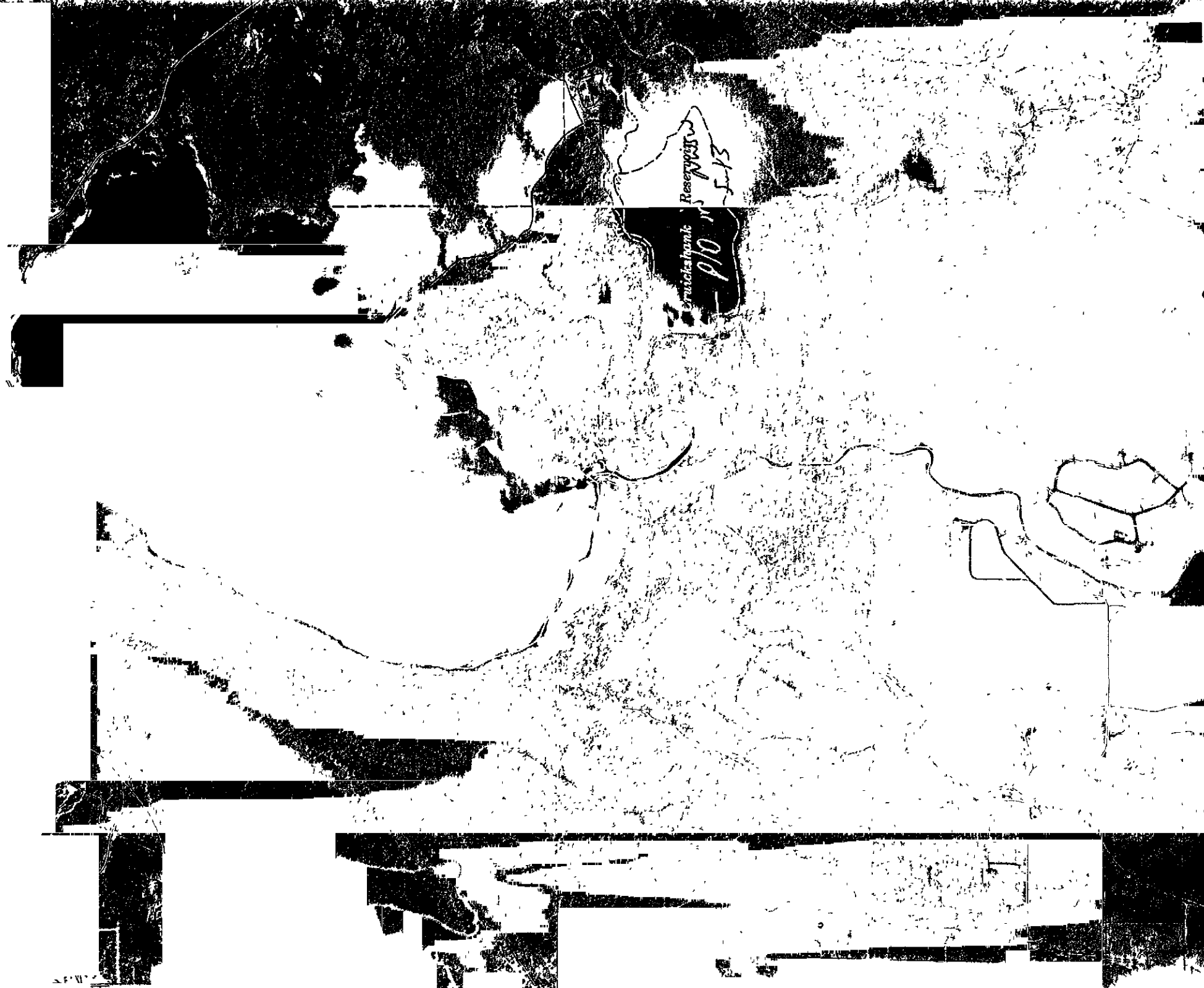
SOURCE: LAKE FORK CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BAS	REMARKS
65-3182	CRUICKSHANK, JAMES L. & CRUICKSHANK, HELEN E. ROUTE 1, BOX 36, MC CALL, IDAHO 83638	9/ 9/1919	IRRIGATION	5/ 1 9/15	--- AFA 4.80 CFS	SENN S35 T18N R 3E	NENW(40) NWNW(38) SENN(40) SENW(40) S35 T17N R 3E NENW(40) SESE(40) S26 T17N R 3E *238*	CEC	BENNET P.O. B 83615 REMARK COMB IN SHALL CFS/AC
65-3181	LODGE, N. C. & LODGE, WILLIAM M. BOX 120, CALDWELL, IDAHO 83605 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2371 & 65-7417 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	9/ 9/1919	IRRIGATION	5/ 1 9/15	--- AFA 3.20 CFS	SENN S35 T18N R 3E	NENW(24) NWSW(40) SENN(39) SESE(8) S 2 T16N R 3E NESE(40) NWSE(39) SENN(38) SESE(39) S 3 T16N R 3E *267*	CEC	FUJIRIM BOX 32
65-9045	WRIGHT, JR., LEE C. ROUTE 1, BOX 254, FRUITLAND, IDAHO 83619	11/ 7/1928	IRRIGATION	4/15 10/15	--- AFA 1.86 CFS	NWNE S10 T17N R 3E NENW S23 T17N R 3E NWNW S11 T16N R 3E	NWNW(16) SWNW(4) S11 T16N R 3E SENN(36) SESE(37) S23 T17N R 3E *93*	BEN USE	FLMIN ROUTE REMARK COMB IN 65-257 THAN .
			STOCKWATER	1/ 1 12/31	1.40 AFA .03 CFS *---*AFA *1.89*CFS		SAHE AS OTHER USE		CRUICK CRUICK ROUTE IDAHO
65-11282	HEIKKILA, VERNON ROUTE 1, MC CALL, IDAHO 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	6/ 1/1929	IRRIGATION	4/15 10/15	--- AFA .36 CFS	NWSW S13 T18N R 3E NENW S23 T18N R 3E	SENN(16) S26 T18N R 3E NWNW(2) S35 T18N R 3E *18*	BENEF USE	
65-4049	GALLAGHER, FRANK & GALLAGHER, BETTY 7632 SOUTH EAST FLAVEL STREET, PORTLAND, OREGON 97206	4/ 1/1930	IRRIGATION	4/15 10/15	--- AFA .16 CFS	NWSW S13 T18N R 3E	NWSW(8) S23 T18N R 3E *8*	BENEF USE	
65-8345	LAKEFORK CLUB, INC. BOX 70, BOISE, IDAHO 83721, 2004 WESTGATE DRIVE, BOISE, IDAHO 83704	7/ 1/1935	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSW S 8 T18N R 4E	SENN S 8 T18N R 4E	BENEF USE	GALLAGHER C/O MC MURPHY 83704 REMARK COMB IN SHALL CFS/AC
65-2415	BARKER, TILDA DONNELLY, IDAHO 83615 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-7025 & 65-11020 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	12/ 1/1947	IRRIGATION	4/15 10/15	--- AFA 2.88 CFS	NWNE S10 T17N R 3E	NWNE(40) SWNE(40) NENW(14) NWSW(40) NESE(7) NWSE(3) S10 T16N R 3E *144*	LICEN	BUZEN DONNELL

No other rights for same name recorded in decree.
Assessor's Office (phone conv 1/24/89): Property owned in NWSW S.23

MICROFILMED

SEP 22 1992



Reservoir
P10 m
P13

578000E

77 A65-04049

666666

21.20

32.1

74

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Betty Gallagher CLAIM IDENT. NO. A65-04049

DATE RECEIVED 11/21/88 CK # N/A AMOUNT \$ N/A

	YES	NO	Required Info?
1. Is the name and address complete with zip code? <u>see comments</u>	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) <u>N/A</u>	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works? <u>see comments</u>	☐	☒	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? <u>N/A</u>	☒	☐	
Is the consumptive use correct? <u>N/A</u>	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. <u>N/A</u>	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated? <u>assumed</u>	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) <u>N/A</u>	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.)	☐	☒	
17. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct? <u>Exempt</u>	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? <u>N/A</u>	☒	☐	
22. Should this claim be receipted and data entered? <u>done</u>	☒	☐	

Claim checked by: SL Date: 1-20-89

Claim must be returned to claimant: (Yes) ☒ (No) ☐

Claimant must be sent a copy of amended claim for approval: (Yes) ☐ (No) ☒

Receipt Prepared by: N/A Date:

Claim data entered by: 11-1-88 Date: unknown Checked by: Date:

Sent to claimant by: Date:

Comments: Changes in data entry: (1) Betty Gallagher, 3631 Ketch Ave, Oxnard, CA, 93035, 805-985-4896 (husband deceased). (2) Diverting works: diversion ditch for gravity irrigation (phone conv with claimant 1/20/89). (3) OTHER WATER RIGHTS: NONE

MICROFILMED

SEP 22 1992

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 27 1999

WATER RESOURCES
WESTERN REGION

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

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

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

Water right number: 65-04049

BETTY GALLAGHER
3631 KETCH AVE
OXNARD CA 93035

Daytime Telephone Number: (408) 248 3578
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:

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

DATE: 10/22/99 SIGNATURE: MRS. BETTY G. GALLAGHER
Please print your name: Betty G. Gallagher

AJ0749NP
No. R65-04049

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

DATE: 07/01/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BETTY GALLAGHER 3631 KETCH AVE OXNARD CA 93035 (805) 985-4896	04/01/1930	IRRIGATION	04-15 10-15	0.16 CFS	
TOTAL DIVERSION:					0.16 CFS	

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T18N R03E S13 NWSW

VALLEY County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE										
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
18N	03E	23	:								:						:						:	8.0
TOTAL ACRES																							8.0	

POU County: VALLEY

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

65-09747 65-09748 A65-02729 A65-03172 A65-03174 A65-03185 A65-03217 A65-03218 A65-03219A A65-03219X
A65-04049 A65-09747 A65-09748 A65-11282 R65-03174

Dates: Exam Made Date: Verified Date: 07/01/1999 Objection Filed Date:

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

Audit: 07/01/99 RHOWERTO

WR5809NP
No. 65-04049

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/01/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK GALLAGHER	04/01/1930	IRRIGATION	04/15 10/15	0.160 CFS	
C	BETTY GALLAGHER					
	7632 SOUTH EAST FLAVEL STREET			TOTAL DIVERSION:	0.160 CFS	
	PORTLAND OR 97206					

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T18N R03E S13 NWSW

VALLEY County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: SUM
18N	03E 23	:				:				:	08			:				: 8.0
																	TOTAL ACRES	8.0

Pou County: VALLEY

Remarks: GEN DECREE GIVEN STATUTORY CLAIM NO.

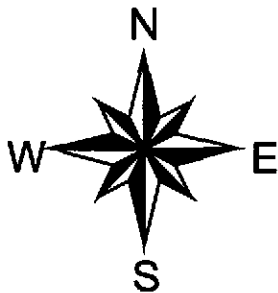
Dates:	App. Received:	Priority Date:	04/01/1930
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

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

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

65-04049

- Point of Diversion



1987 NAPP



**T18N, R03E
S23**

Idaho Department of Water Resources

Claim : 65-04049
Owner : Gallagher
Prepared by:
Ron Howerton
Date: 01 July 99

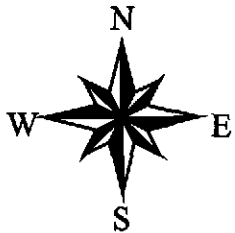
 Place of use

 POD

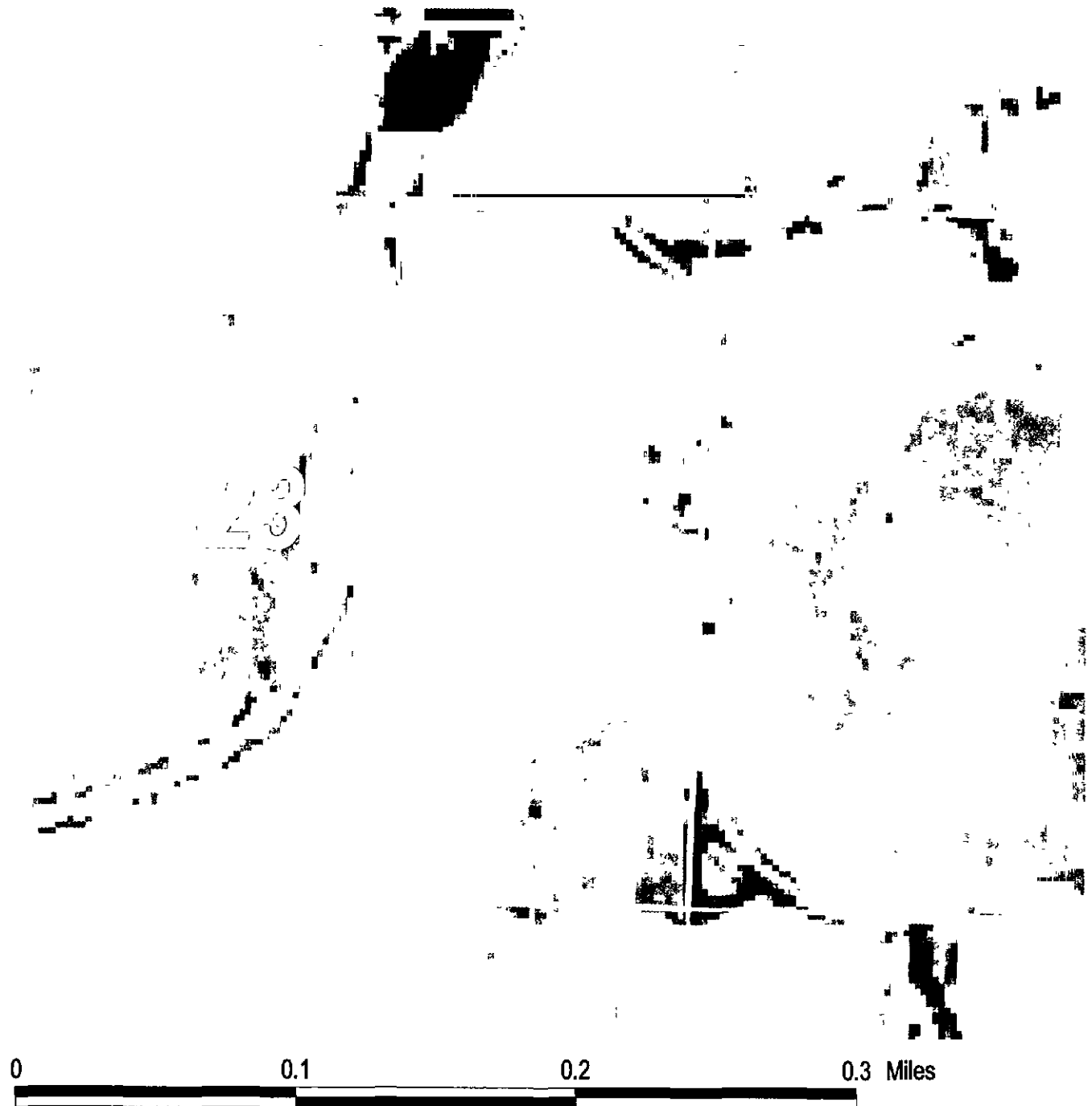
 SECTION LINES

 1/4 1/4 Lines

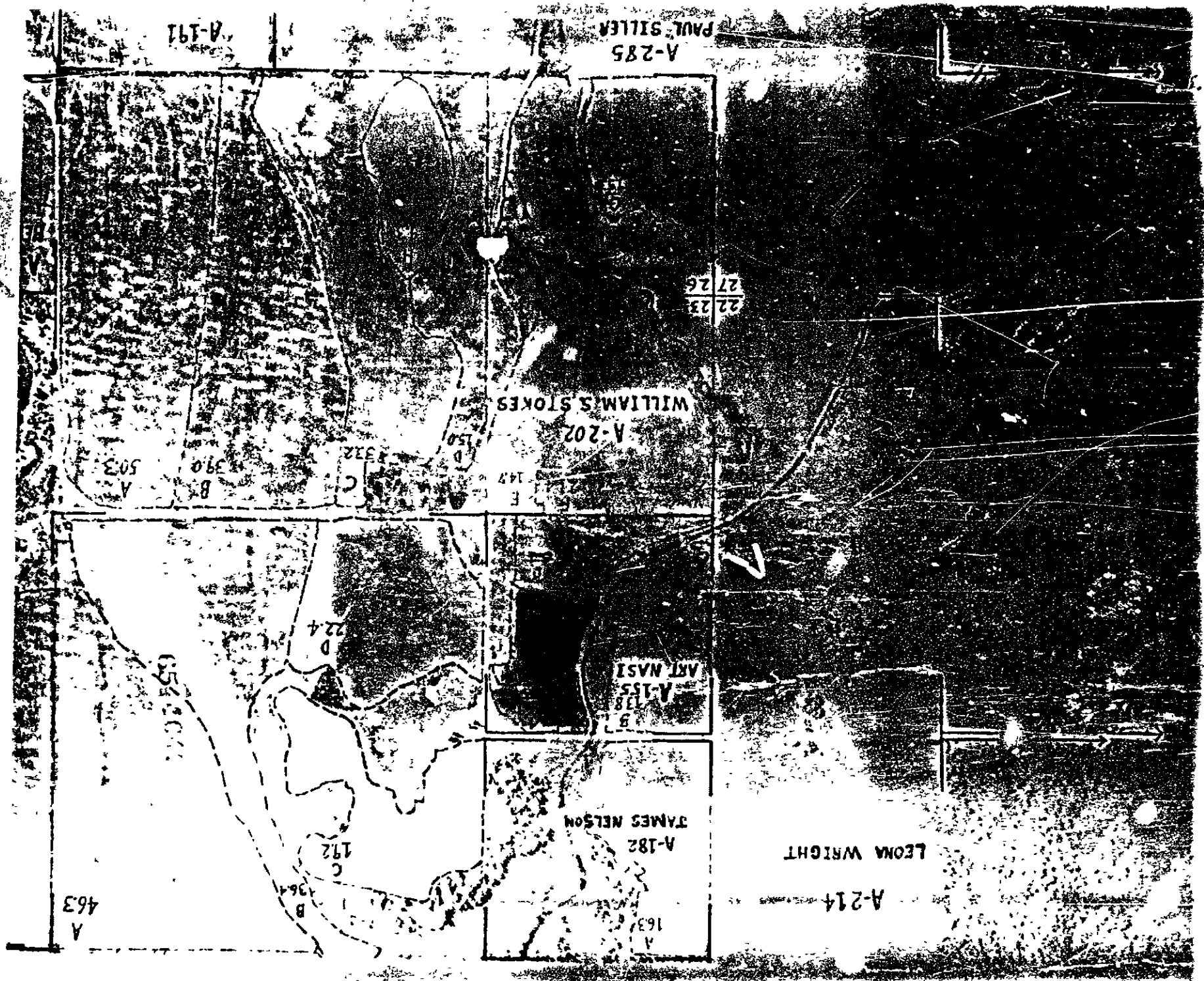
Acres



1987 NAPP



FROM Std. claim file



RECEIVED

IDENT. NO.

JAN 23 1974
MAP NO.

Department of Water Administration

(Name of Claimant)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- 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) April, 1930
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Lake Fork Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- Use 16 Irrigation 24 AF Period of Use From June 15 To Aug 15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: 2 16 Cubic Feet Per Second, or 24 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 SW 1/4
Sec. 13 Twp. 18 N Rge. 3 E, B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities: be as specific as possible. ditch

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 10

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
- (7) Effluent, sewage waste, or return water from this use is discharged into
- (8) If you are claiming water as a member of an organization, list name of organization.
- (9) Remarks NOTE THAT NO DITCH LOSS IS ADDED SINCE THERE IS A LOW % LOSS IN THE LAKE TRR DIST DITCHES
- (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.

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

1/21/74

(Date)

Individual Frank L. Rappaport
(Signature of Claimant)

(Signature of Claimant)

Ernest H. Miller
(Signature of Spouse)

(Signature of Spouse)

Organization

State of Arizona

23

Organization
Real

County of San Diego

On this 21st day of January, in the year 1974, before me,
a notary public, personally appeared Frank V. Kist, Robert A. and H. Bradshaw
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 they) executed the same Robert A. Bradshaw

Notary Public residing at Larchmont, New York

My commission expires Feb 23, 1976

9KN

8/4/77 95'N 4/6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

63
CLAIM NUMBER: A65-04049

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

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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GENERAL INFORMATION

49
CLAIM NUMBER: A65-04049

LAST: GALLAGHER FIRST: FRANK
ADDRESS: 7632 SOUTH EAST FLAVEL STREET
CITY: PORTLAND STATE: OR ZIP: 97206
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: GALLAGHER FIRST: BETTY
ADDRESS: 3631 KETCH AVE
CITY: OXNARD STATE: CA ZIP: 93035
PHONE NUMBER: 805-985-4896

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN DECREE GIVEN STATUTORY CLAIM NO.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/1/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-04049 PRIORITY DATE: 04-01-1930 STAGE: D

B. WR RECORD: # 65-04049 PRIORITY DATE: 04-01-1930 STAGE: D

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

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

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

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

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

FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)

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

LICENSE ISSUED N/A(☒) Y(☐) N(☐)

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

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

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

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

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

04-01-1930

REVIEWED BY Reh

DATE 7/1/99

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
A65-04049	18N 03E	13		NW	SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-02729	65-09747
A65-03172	65-09748
A65-03174	
A65-03185	
A65-03217	
A65-03218	
A65-03219A	
A65-03219X	
A65-09747	
A65-09748	
A65-11282	

WR RECORDS IN SAME 40 ACRE TRACT

65-02729
65-03172
65-03173
65-03174
65-03217
65-03218
65-03219A
65-03219X
65-09747
65-09748
65-11282

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-04049	18N 03E	13		NW	SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

65-02729
65-03172
65-03173
65-03174
65-03217
65-03218
65-03219A
65-03219X
65-09747
65-09748
65-11282

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-02729	65-09747
A65-03172	65-09748
A65-03174	
A65-03185	
A65-03217	
A65-03218	
A65-03219A	
A65-03219X	
A65-09747	
A65-09748	
A65-11282	

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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

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

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

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

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

N/A() Y(☒) N()

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

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

Y(☒) N()

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

Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y() N()

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

OTHER (DESCRIBE IN NOTES BELOW) X

NOTES: 1987 NAPP PHOTO

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

TWP. 18N	RGE. 03E	SEC. 13	1/4	1/4 NW	1/4 SW	LOT	POD FLAG	COUNTY VALLEY	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY: RCH DATE: 7/1/99

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

Ditch, gravity flows

A. ROOT WATER RIGHT NUMBERS: A65-04049

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
18N	03E	23	NW	SW		GALLAGHER, BETTY	A65-04049 /	8.0	65-04049 /	8.0	37.0
			NW	SW		STOKES, KENT A	A65-06692 /		65-06692 /		
			NW	SW		STOKES, KENT	A65-10458 /		65-10458 /		
			NW	SW		GALLAGHER, BETTY	A65-17972 /		- /		
			NW	SW		GALLAGHER, BETTY	65-17972 /		- /		
			NW	SW		STOKES, KENT A	65-06692 /		- /		
			NW	SW		STOKES, KENT	R65-10458 /		- /		

ADDITIONAL POU FOUND

TOTAL ACRES	A65-04049	8.00	8.00	37.00
-------------	-----------	------	------	-------

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
A65-06692	DOMESTIC	STOKES, KENT A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10458	STOCKWATER	STOKES, KENT	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A
A65-17972	DOMESTIC	GALLAGHER, BETTY	FROM 01-01 TO 12-31	0.040 CFS	
65-17972	DOMESTIC	GALLAGHER, BETTY	FROM 01-01 TO 12-31	0.040 CFS	
65-06692	DOMESTIC	STOKES, KENT A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-10458	STOCKWATER	STOKES, KENT	FROM 01-01 TO 12-31	0.050 CFS	2.70 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

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(☒)

NOTES: MAP FROM STAT CLAIM FILE

DATE: 7/1/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-04049 IRRIGATION	FROM 04-15 TO 10-15	0.160 CFS	
TOTAL DIVERSION RATE/VOLUME		0.160 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-04049 IRRIGATION	FROM 04-15 TO 10-15	0.160 CFS	
TOTAL DIVERSION RATE/VOLUME		0.160 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:

AJ CLAIM TOTAL DIVERSION RATE: 0.160 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.160 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 8 x 0.02 CFS/ACRE = .16 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

CLAIMED DIVERSION VOLUME = AF/A

ACRES 8 x DIVERSION VOL. AF/A FOR AREA 8 =

TOTAL DIVERSION VOLUME 8 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 8 x CONSUMPTIVE VOL. AF/A FOR AREA 8 =

TOTAL CONSUMPTIVE USE 8 AF/A

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

NOTES:

NONE

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 0.160	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE ~~0.0~~	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.160	_____		_____	~~0.0~~	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: REL DATE: 7/1/99

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-04049

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.160	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-04049	0.160	-		65-04049	0.160
TOTAL CFS		0.160				0.160

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 Y	FIELD EXAMINER Y() N()
---------------	--------------------------------

NO SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE: Ron Howerton DATE: 7/1/99

NAME OF FIELD EXAMINER: Ron Howerton TITLE: _____

Sr Water Agent

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☒ NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>MAP</u>	DATE <u>MAP FROM STAT CLAIM</u>	Y(☒) N()
☒ OTHER <u>CLAIM</u>	DATE <u>ORIGINAL PRBO CLAIM</u>	Y(☒) N()
☒ OTHER <u>PROFILE</u>	DATE <u>WR RECORD</u>	Y(☒) N()

2 MAPS

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A65-04049

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BETTY GALLAGHER	04/01/1930	IRRIGATION	04-15 10-15	0.160 CFS	
					TOTAL DIVERSION:	0.160 CFS

Water Source: LAKE FORK CREEK Tributary to: PAYETTE RIVER, NORTH FORK Stage: DECREED
Point(s) of Diversion: T18N R03E S13 NWSW VALLEY County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE											
T	R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM	
18N	03E 23	:								:						:				:				:	8.0
		:								:						:				:				:	8.0
		:								:						:				:				:	TOTAL ACRES

POU County: VALLEY

Other Rights: NONE

Remarks: GEN DECREE GIVEN STATUTORY CLAIM NO.

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

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

INTER-DEPARTMENT MEMO — 1

FROM

Steve Lesta

DATE

1/20/89

TO

Files A65-04049 ; A65-17972

SUBJECT

This hand-claim [→] was received with computer copy of A65-04049 on 11/21/88. I contacted the Assessor's office today & confirmed property owned in NW5W, S.23. The computer copy of A65-04049, signed & notarized, is correct & agrees with deed info, thus no change.

The hand copy describes a well for domestic use in addition to the surface water. No other rights for Gallagher are found in PRB decree, thus the well was never tiled on. Betty Gallagher (phone conversation today) told me that the well was in place & used at least as early as the time when irrigation from Lake Fork Ck. occurred. For lack of better info, 4/1/1930 is used for g.w. priority. ^{SIGNATURE} of course, this may have to be modified to Oct 19, 1977. The well & use are in same tract.
(over)

MICROFILMED

SEP 22 1992

MICROFILMED

SEP 22 1992

as requested under A65-04049. I prepared a computer copy of a new
myt for 011, groundwater and sent it to her for approval & signature.
Clark 205, \$25 was attached to her with
received 11/21/89, then taking payment for
new right are considered to be within
deadline for Valley County.

- Jane Foster

A65-17972 should be returned by B. Gallager in near future.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: LAKE FORK CREEK								
65-11282	HEIKKILA, VERNON ROUTE 1 MC CALL ID 83638	06-01-1929	IRRIGATION	04-15 10-15	.36 CFS	NWSW S13 T18N R03E	SWSE(16) S26 T18N R03E NWNE(02) S35 T18N R03E	BENEFICIAL USE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
* 18 ACRES*								
65-4049	GALLAGHER, FRANK GALLAGHER, BETTY 7632 SOUTH EAST FLAVEL STREET PORTLAND OR 97206	04-01-1930	IRRIGATION	04-15 10-15	.16 CFS	NWSW S13 T18N R03E	NWSW(08) S23 T18N R03E	BENEFICIAL USE
* 8 ACRES*								
65-8345	LAKEFORK CLUB, INC. BOX 70 BOISE, IDAHO 83721 2004 WESTGATE DRIVE BOISE ID 83704	07-01-1935	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	NWSW S08 T18N R04E	SWSW S08 T18N R04E	BENEFICIAL USE

INDICATES TOTAL

RECEIVED

FILE

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

Department of Water Resources

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

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

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

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED
FEB 24 1987

COMPARED _____
INDEXED - DIRECT _____
INDEXED - INDIRECT _____

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

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

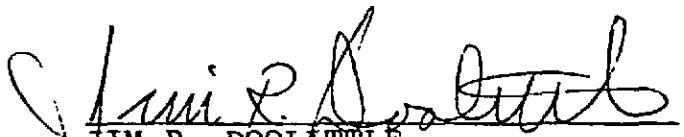
IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station, located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo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

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

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

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

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

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

STATE OF IDAHO)
County of Gem) ss.

DATED this 28th day of March, 1986.

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


JIM R. DOOLITTLE
District Judge

DATED 3-28-87
Thelma R. Kolodziej, Clerk

By:  ORDERED AND PARTIAL DECREE, Page 3

WESTERN REGION

OWNER (S):

Call AGHFR, BETTY

CLAIM NUMBERS:

4049

AGENT: RON HOWERTON

DATE 8/30/99

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

POLYGON CREATED ON 803

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

ATTRIBUTES OF B65-POU.SHP (858)()()()()

ATTRIBUTES OF B65-POD.SHP (803)()()()()

 B65-DBPOU.DBF UPDATED BY rdh

 B65-DBPOD.DBF UPDATED BY rdh

NOTES:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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.

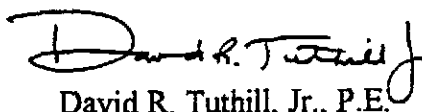
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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