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Documents

In File

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: A65-04169
Date Received: 4/19/1990
Receipt No: X999999
Received By: _____

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

1. Name: LE ROY GEORGE STEPHAN 208-642-7193
Address: 10717 SCOTCH PINES RD
PAYETTE ID 83661

2. Date of Priority: JAN 1, 1902

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	05W	23	SW	NW			PAYETTE

5. Description of diverting works:
WELL, PUMP

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
STOCKWATER	01/01	12/31	0.020		0.40

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 1.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, HORSES & BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	05W	23	SW	NW		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:
LOWER PAYETTE DITCH.

14. Remarks:
PROPERTY PURCHASED FROM MARION H. MORDHORST.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO
Decree Plaintiff

A & C CORP., ET AL.
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 _____

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

Identification No. H 65-04169
Date Received 4-19-90
Receipt Number X999999

RECEIVED
130 ✓ rec'd
APR 19 1990
P/M 4-18-90
Department of Water Resources
Western Regional Office

**NOTICE OF CLAIM
TO A
WATER RIGHT**
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) LeRoy George Stephan Phone (208) 642-7193
Mailing Address 10717 Scotch Pines Rd Payette Zip 83661
Idaho
- Date of Priority (Only one per claim) 1/1/1902 Month/Day/Year
- Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
Name or kind of source
which is tributary to (b) _____
- Location of point of diversion is: Township 9N Range 5W
Section 23, SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Payette County
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well, Pump
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount 0.040 (cfs)
For Stock purposes from 1/1 (Both dates are inclusive) to 12/31 amount 0.020
- Total quantity claimed 0.060 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic One Home, Stock water
Horses & Beef

MICROFILMED

OCT 18 1996

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 9N Range 5W
Section 23, 5W 1/4 of NW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Payette County

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or Lower Payette Ditch

14. Remarks: Property Purchased from Marion H. Marchant

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number A 65-04169

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) L. H. Stephens Date April 18, 1990
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

_____ Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Payette) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 18th day of April 19 90

SEAL

Notary Public Allen R. Linn

Residing at Payette

My Commission Expires 12/20/94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Water Right Number - 65-04169

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MORDHORST

MARION H.

1 - ROUTE 1

2 -

3 -

City- PAYETTE

State- ID Zip- 83661

Phone -

MORDHORST

LE ROY

1 - ROUTE 1

2 -

3 -

City- PAYETTE

State- ID Zip- 83661

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1902 14 WESTERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
09N 05W 23 SW NW (75) PAYETTE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040 1.20
04 - STOCKWATER 01/01 12/31 0.020 0.40+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040 1.60+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09N 05W 23 SW NW 43 DOMESTIC (75) PAYETTE

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.MICROFILMED
OCT 18 1996

Water right number - 65-04169

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +
STATE OF IDAHO

+ - - - - Decree Defendant - - - +
A & C CORP., ET AL.

+ - Decree Date - +
01/21/1986

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 04/02/86 04/30/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 65
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 01/21/1986	Name Connector -	POU Ownership Flag -
Presumption Flag -		

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12-1-92

CLAIMANT'S NAME Stephan, LeRoy GeorgeCLAIM IDENT. NO. AL65-04169DATE RECEIVED 4-19-90 RECEIPT # X99999 FEE PAID \$ N/A FEE REQ'D \$ 0

	YES	NO	Require Info?
1. Is the name and address complete with zip code?	<u>X</u>	<u>—</u>	*
2. Is a priority date entered?	<u>X</u>	<u>—</u>	*
Is the priority date acceptable in view of mandatory filing dates? <u>X</u> *			
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	<u>X</u>	<u>—</u>	*
(b) Is a tributary to entered? (if required)	<u>N/A</u> <u>X</u>	<u>—</u>	
4. Is the legal description of the p.d. sufficient?	<u>X</u>	<u>—</u>	*
5. Is there a description of the diverting works?	<u>X</u>	<u>—</u>	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	<u>X</u>	<u>—</u>	*
Is the period of use included?	<u>X</u>	<u>—</u>	
Is a quantity claimed for each use?	<u>X</u>	<u>—</u>	*
7. Is a total quantity claimed entered?	<u>X</u>	<u>—</u>	
8. If required is a consumptive use entered?	<u>N/A</u> <u>X</u>	<u>—</u>	
Is the consumptive use correct?	<u>N/A</u> <u>X</u>	<u>—</u>	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	<u>X</u>	<u>—</u>	*
If multiple domestic, is single ownership indicated?	<u>—</u>	<u>—</u>	
10. Is (are) the place(s) of use and purpose(s) indicated?	<u>X</u>	<u>—</u>	*
11. Is (are) the county(ies) entered?	<u>X</u>	<u>—</u>	
12. Is the ownership of p.u. checked?	<u>X</u>	<u>—</u>	
13. Are other water rights listed or "none" indicated?	<u>X</u>	<u>—</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> <u>X</u>	<u>—</u>	
15. Is the basis of the claim indicated?	<u>X</u>	<u>—</u>	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?	<u>N/A</u> <u>X</u>	<u>—</u>	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.	<u>—</u>	<u>—</u>	
If no, was water right no. found?	<u>—</u>	<u>—</u>	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim?	<u>N/A</u> <u>X</u>	<u>—</u>	
(If yes, attach a proof report & complete number change)	<u>—</u>	<u>—</u>	
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	<u>—</u>	<u>—</u>	
18. If the claimant requested a monthly docket sheet, was the fee paid?	<u>N/A</u> <u>X</u>	<u>—</u>	
19. Is the claim signed by the claimant, and is the signature appropriate?	<u>X</u>	<u>—</u>	*
20. Has the claim been signed, sealed, and dated by a notary?	<u>X</u>	<u>—</u>	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	<u>X</u>	<u>—</u>	*
22. Is the fee enclosed correct?	<u>Exempt</u> <u>X</u>	<u>—</u>	

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	YES	NO
23. Is this claim being rejected and returned to claimant?	<u> </u>	<u>X</u>
24. Can this claim be data entered?	<u>X</u>	<u> </u>
25. Was claim modified?	<u> </u>	<u>X</u>
If yes, do modifications require notification to claimant?	<u> </u>	<u> </u>

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: ZD Date 11-7-94
 Claim data entered by: ZD Date 12-5-94

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Claiming .06 total CFS, decreed for .04 CFS.

12/29/2000

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

RIGHT NUMBER: 65-4169

NAME AND ADDRESS: LE ROY GEORGE STEPHAN
10717 SCOTCH PINES RD
PAYETTE, ID 83661

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
1.6 AFY

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

PRIORITY DATE: 01/01/1902

POINT OF DIVERSION: T09N R05W S23 SWNW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.02 CFS
		0.40 AFY
DOMESTIC 1 HOMES	1-01 12-31	0.04 CFS
		1.20 AFY

PLACE OF USE:

STOCKWATER Use same as DOMESTIC
DOMESTIC Within PAYETTE SWNW
County T09N R05W S23

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

STOCKWATER, 25 RANGE CATTLE

AJ0749NP
No. R65-04169

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

DATE: 05/11/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LE ROY GEORGE STEPHAN 10717 SCOTCH PINES RD PAYETTE ID 83661 (208) 642-7193	01/01/1902	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.020 CFS 0.040 CFS	0.40 AFA 1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T09N R05W S23 SWNW

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	23	:																	:
			:																	:

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

POU County: PAYETTE

Non-Irrigation Uses: 1 HOME

Other Rights: LOWER PAYETTE DITCH.

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: 65 Field Inspection Flag:
Presumption Flag:

SDE?
Stock = 25-

WR0749NP
No. 65-04169

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/11/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARION H. MORDHORST	01/01/1902	STOCKWATER	01/01 12/31	0.020 CFS	0.40 AFA
C	LE ROY MORDHORST ROUTE 1 PAYETTE ID 83661		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T09N R05W S23 SWNW PAYETTE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
09N 05W 23 : : D :															

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

Pou County: PAYETTE

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

65-00165X 65-11413 65-13486

Dates:	App. Received:	Priority Date:	01/01/1902
	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

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

IN THE MATTER OF THE FEDERAL DIVISION
ATION OF THE RIGHT TO THE USE OF THE
SURFACE AND GROUND WATERS OF THE PAY-
ETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

FILE NO.

TO A

65-4169

MAY 19-1971

Notice is hereby given that

1. L. C. Y. H. R. D. I. R. E. T.

Route 1

(Name of Claimant)

Desires a right to the diversion

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

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that priority was claimed) 1/1/67

(2) Describe source of water. (Name of stream, lake, spring, etc., or sub-surface) Payette River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (with dates inclusive)

1. Use Domestic Period of Use From 1-1-67 To 12-31-71

2. Use Domestic Period of Use From 1-1-67 To 12-31-71

Use Domestic Period of Use From 4-1-71 To 6-30-71

(4) Quantity of water claimed: .04 Cubic Feet Per Second, or 1.6 Acre Feet Per Annum, and/or 0.4 Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 NW 1/4 Sec. 23 Twp. 9 N Rge. 5 W, 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. Well Pump 1.4 P.

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

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>9 N</u>	<u>5 W</u>	<u>23</u>	<u>1/2</u>					<u>1/2</u>	<u>X</u>				<u>1/2</u>						
<u>Description or map reference</u>																			
<u>N 1/2 S 1/2 NW 1/4 Sec 23-9-5</u>																			

Total No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

House, farm, and garden

stock water 75 head.

(7) Effluent, sewage waste, or return water from this use is discharged into Septic Tank & Effluent Field

(8) If you are claiming water as a member of an organization, list name of organization.

(9) Remarks

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case

☐ 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.

5-14-71

(Date)

Individual

Larry M. Minkus

(Signature of Claimant)

Marian Minkus

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Butte

Organization

Seal

On this 17 day of May, in the year 1971, before me,

a notary public, personally appeared Larry M. Minkus, 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 individual executed the same.

Notary Public residing at

Butte, Idaho

My commission expires 5-13-1972