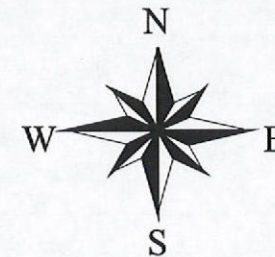


IDAHO DEPARTMENT OF WATER RESOURCES

T09N, R05W, S28



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-04854

OWNER(S): NEWDIGER

DATE: DECEMBER 26, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T09N, R05W, S28



1987 NAPP PHOTO

- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES

6 ACRES
6 SECTION NUMBERS

CLAIM(S): 65-04854

OWNER(S): NEWDIGER

DATE: DECEMBER 26, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles

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: A65-04854
Date Received: 4/17/1990
Receipt No: X999999
Received By: HAT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PRICE A. NEWDIGER
Address: 10490 VIRGINIA LANE
PAYETTE, ID 83661
208-642-2221
2. Date of Priority: APR 01, 1930
3. Source: SLOUGH Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
09N	05W	28		3	PAYETTE
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		
7. Total Quantity Appropriated is:
0.100 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
09N	05W	28	SW	2	IRR	2.0
			NE	3	IRR	3.0
Section Acres						5.0

MICROFILMED
SEP 22 1992

10. Place of Use: Continued

Total Acres 5.0

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:

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):

Eric Newberry

Date: 4-17-90

Date:

State of Idaho)
County of ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of April 19 90

John Garry
Notary Public

Seal

Residing at He'son Highway, Pocatello, Idaho
My Commission Expires December 1, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 11, 2002

PRICE A NEWDIGER
1641 RIVER ~~ST~~
PAYETTE ID 83661

RECEIVED

OCT 21 2002

WATER RESOURCES
WESTERN REGION

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 65-4852 & 65-4854
Change of Address

Dear Water Right Holder(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Hatfield

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region

Price Newdiger 1641 River St 83661

RIVER ST Apt
The address is correct as shown above or as otherwise changed.

Price Newdiger
Signature of water right claimant

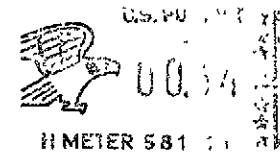
208 642-2220, or 208 334-2221
Telephone number

AG records not
changed. Sent
to S.O. - decreed



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

JUN 28 '02
 ID



RECEIVED

III - 9 2002

Department of Water Resources

1641 River
Payette 83661

65-4852, 65-4854

PRICE A NEWDIGER
10490 VIRGINIA LN
DAY

UNNAMED SLOUGH

TRIBE

Address chg letter sent 7-11-02

PAGE 1
Jun-27-2002



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

12/26/2000

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

RIGHT NUMBER: 65-4854

NAME AND ADDRESS: PRICE A NEWDIGER
10490 VIRGINIA LANE
PAYETTE, ID 83661

SOURCE: UNNAMED SLOUGH TRIBUTARY: SNAKE RIVER

QUANTITY: 0.1 CFS

PRIORITY DATE: 04/01/1930

POINT OF DIVERSION: T09N R05W S28 LOT 3 NESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.10 CFS

PLACE OF USE:

<u>IRRIGATION Within PAYETTE County</u>					
T09N R05W S28	LOT 2	SENW	2	T09N R05W S28	LOT 3 NESW 3

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

AJ5809NP
No. A65-04854

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/26/00
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PRICE A NEWDIGER 10490 VIRGINIA LANE PAYETTE ID 83661 (208) 642-2221	04/01/1930	IRRIGATION	03-15 11-15	0.100 CFS	
TOTAL DIVERSION:					0.100 CFS	

Water Source: SLOUGH

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T09N R05W S28 Lot03(*NESW*)

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
09N	05W	28	:																			5.0			
				<i>02-02</i>												:									5.0
												TOTAL ACRES													

POU County: PAYETTE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 04/17/90 HARRINGT 03/30/95 POST-STD

C18

WR5809NP
No. 65-04854

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/11/00
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CARLOS TUCKER 200 15TH AVENUE NORTH PAYETTE ID 83661	04/01/1930	IRRIGATION	03/15 11/15	0.100 CFS	
TOTAL DIVERSION:					0.100 CFS	

Water Source: SLOUGH

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T09N R05W S28 Lot 03()

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09N	05W	28	:			02	-02	:				03	-03	:							5.0
TOTAL ACRES																			5.0		

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
65-00165X 65-04092 65-11413

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: 65 Field Exam Fee:

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

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

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO. 65 4854
MAY 19 1971
9-5-F

Notice is hereby given that

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:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 4-1-1930

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) UNNAMED SLOUGH, TRIBUTARY TO 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:

Use Irrigation 10 Period of Use From 4-1 To 10-31
(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 22.5 AF Period of Use From To
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

(4) Quantity of water claimed: 10 Cubic Feet Per Second, or 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 1/2 mi. S. of Snake R. Sec. 28 Twp. 4 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. 1.5 HP. PUMP

(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	
2	15	2																	50

Total No. of acres 50

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: SEE PAGE

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

(9) Remarks: (This is a continuation of 65-0145) (See page 24) (Total 4.5 AF/yr.)

(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

2-18-71
(Date)

(Signature of Claimant)

(Signature of Spouse)

State of Idaho
County of Payette

Organization
(Signature of Authorized Agent)

On this 18th day of February, 1971, in the year 1971, before me, a notary public, personally appeared 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) executed the same.

Notary Public residing at

My commission expires 6-15-1972
DRT 5/18/78 and 5/25/77

MICROFILMED
AUG 03 1994

Page 10

NOTICE OF CLAIM

19 4 25

WATER RIGHT

Notice is hereby given that

CDP

(Mailing Address)

and beneficial use of the surface or groundwater, of or tributary

The extent and nature of said claim is as follows:

- (1) Date of pricing: (When was the water first applied to a bene " N: 79.00.12.80 : . . .)

- (2) Describe source of water. (Name of stream, lake, spring, etc.)

- (9) Describe the purpose for which the water has been used and the

Use 1 IRRIGATION. 10
(Domestic, Irrigation, stock, etc.)

Use _____
(Domestic, irrigation, stock, etc.)

Use _____
(Domestic, irrigation, stock, etc.)

- (4) Quantity of water claimed: 2.10 Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute. - 1073 -

- (5) A) Point of Diversion: Give location of point where water is diverted from its source 75' East - 50' N %
Sec. 28 Twp. 24 Rge. 5 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 from 5400 cu ft

- (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 5.6

- 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 SEEDS

- (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.

Individual

5-18-77
(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Ohio } ss.
County of Cuyahoga }

Organization

(Signature of Authorized Agent)

On this 12th day of July, 1971, in the year 1971, before me,
a notary public, personally appeared James H. Smith
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 _____

My commission expires 6-15-1972

ORT 5/18/78

ind S 2/25/77

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-04854 Date: 1-20-00

Overlapping POU Claim #'s: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	9N	5W	28			02- 2						03- 3								5
GIS						02- 2						03- 3								5
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 179

POD_ID #(s): 126

Total Claimed Acres: 5

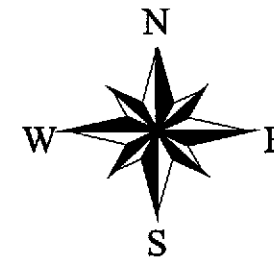
Total GIS Acres: _____

COMMENTS:

I don't know - this is my best guess per PRBA
blue lines

IDAHO DEPARTMENT OF WATER RESOURCES

T09N, R05W, S28



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-04854

OWNER(S): NEWDIGER

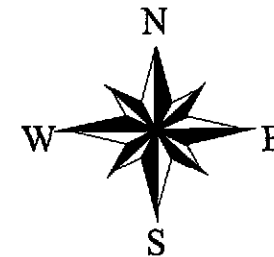
DATE: DECEMBER 26, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles

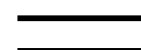
IDAHO DEPARTMENT OF WATER RESOURCES

T09N, R05W, S28

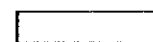


1987 NAPP PHOTO

POINT OF DIVERSION



PLACE OF USE



1/4 1/4 LINES



SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-04854

OWNER(S): NEWDIGER

DATE: DECEMBER 26, 2000

By: Mel Schulte

0 0.25 0.5 0.75 1 1.25 Miles