

**T06N R02W
S11**

Idaho Department of Water Resources

Claims: 65-05071

Prepared by:

RON HOWERTON

Date: 15 SEP 00

 **Place of use**

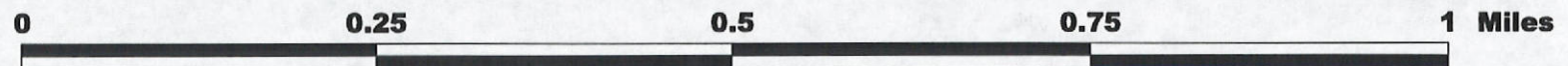
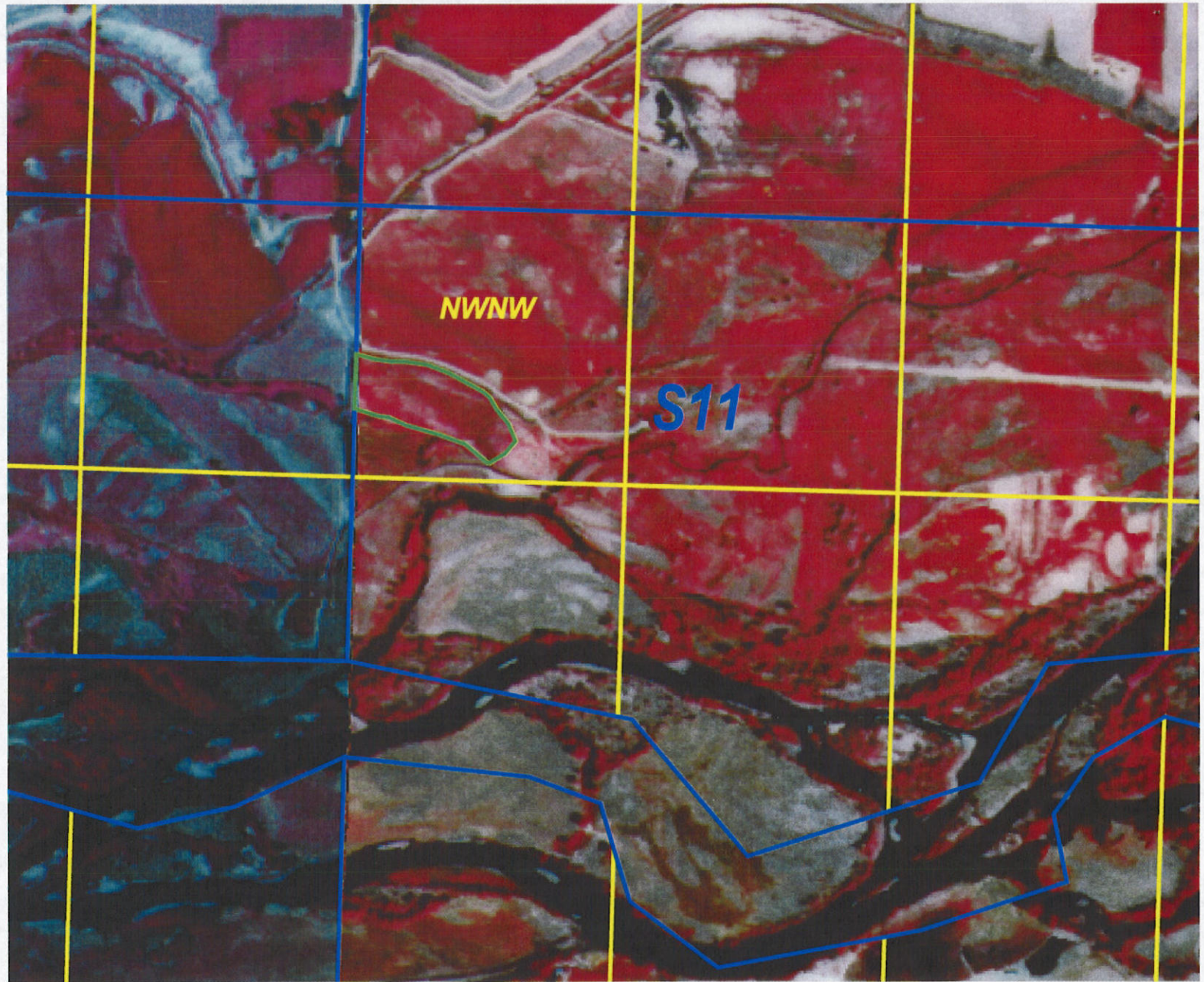
 **POD**

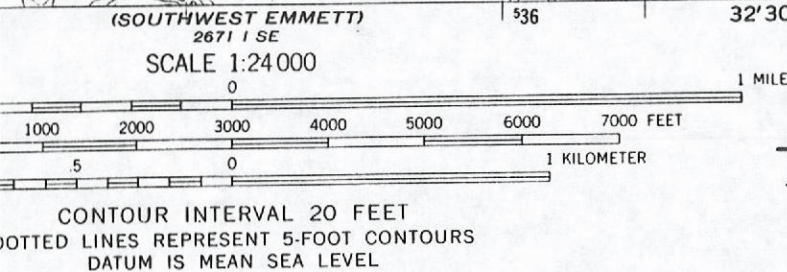
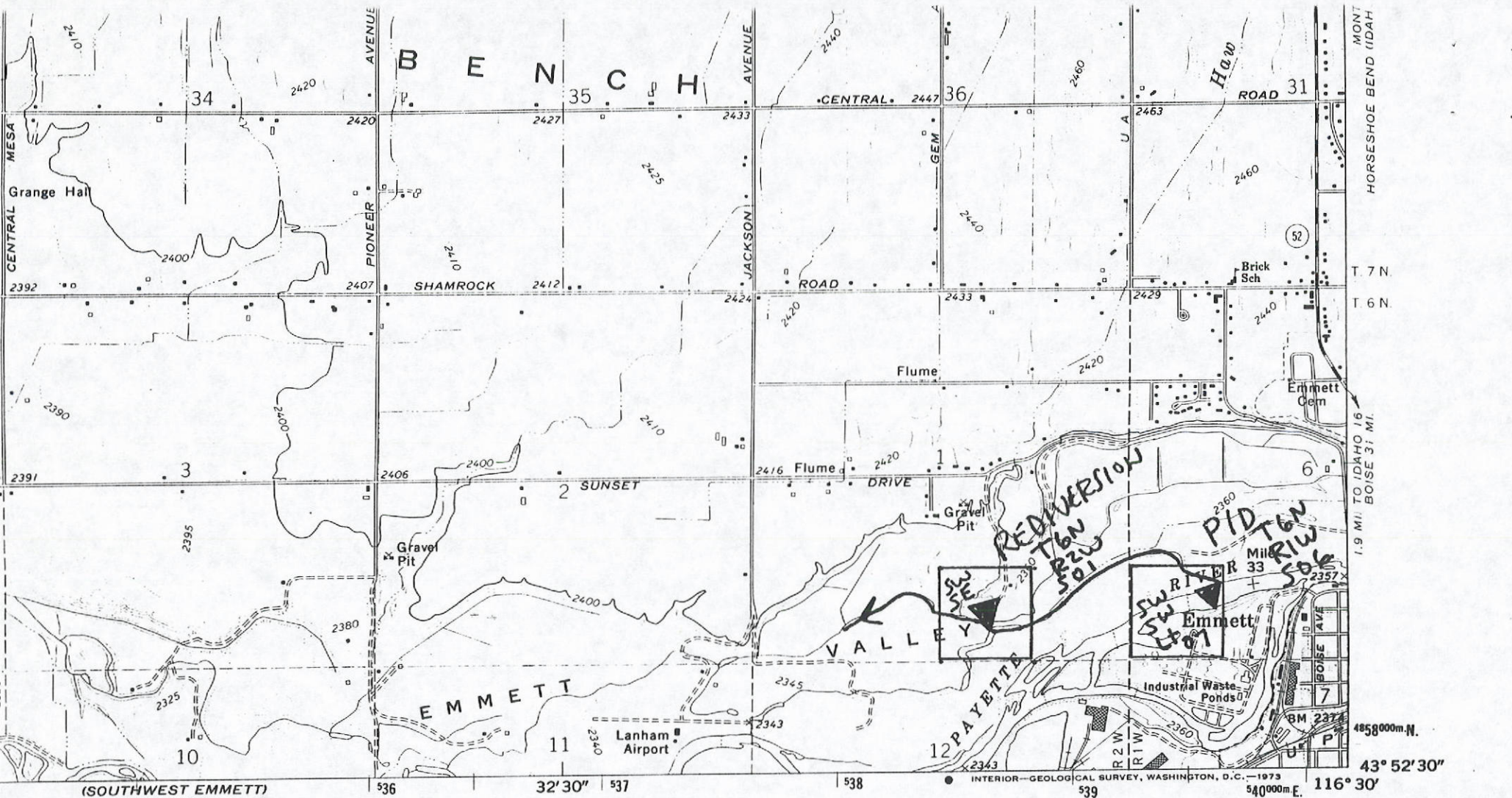
 **SECTION**

 **1/4 1/4**



1987 NAPP





COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
GICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
ING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

PID OVERLAP
W12 B
805
5071
5341
8742A
8742B
11262
11264
19626

ROAD CLASSIFICATION

Primary highway, hard surface _____ Light-duty road, hard or improved surface _____
Secondary highway, hard surface _____ Unimproved road _____
○ Interstate Route ○ U. S. Route ○ State Route

NORTHWEST EMMETT, IDAHO
N4352.5—W11630/7.5

1971

AMS 2671 I NE—SERIES V893

W-6

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: **A65-05071**
Date Received: 6/ 9/1992
Receipt No: X999999
Received By: _____

AMENDED

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

AMENDED

1. Name: JAMES L STANDLEY 208-365-6688
Address: 3527 PIONEER AVE
EMMETT ID 83617

2. Date of Priority: NOV 2, 1883

3. Source: PAYETTE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	6	SW	SW		7	GEM
	02W	1	SW	SE		R	GEM

5. Description of diverting works:
GRAVITY FLOW DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.230		

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	11	NW	NW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
					Total Acres	5.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.

WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.

A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-05311, 65-00805, 65-11262, 65-08724 AND 65-11264.

CLAIM AMENDED PER STIPULATION FROM PRBA. MTS 2/21/1996

15. Basis of Claim: BENEFICIAL USE

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NO. 65-05071
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and James L. Standley stipulate as follows:

1. That water right claim No. 65-05071, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That James L. Standley withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 18 day of March, 1993.

James L Standley
JAMES L. STANDLEY

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05071	JAMES L STANDLEY 3527 PIONEER AVE EMMETT ID 83617	11/02/1883	IRRIGATION	03-15 11-15	.23	CFS BENEFICIAL USE
TOTAL QUANTITY:					.23	CFS
CONSUMPTIVE USE:					17.5	AFY
POINT OF DIVERSION:						
T06N R01W S06 LOT 7 (SWSW)						
R02W S01 SWSE (R)						
PLACE OF USE: IRRIGATION						
T06N R02W S11 NWNW 5.0						
5.0 ACRES TOTAL						
REMARKS:	POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.					
	WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.					
	A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.					
	THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-05311, 65-00805, 65-11262, 65-08742 AND 65-11264.					

MICROFILMED

OCT 21 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-05071

Date Received: 8/21/1992

Receipt No: X999999

Received By: *[Signature]* 6/29/92

*Rec'd from
SO on 6-9-92*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L STANDLEY 208-365-6688
Address: 3527 PIONEER AVE
EMMETT ID 83617

2. Date of Priority: NOV 2, 1883

3. Source: PAYETTE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	6	SW	SW	SW	7	GEM

5. Description of diverting works:
GRAVITY FLOW DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.230		

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	11	NW	NW		IRR	5.0

Section Acres 5.0

Total Acres 5.0

A65-05071

Page 1

Date: 05/22/92

MICROFILMED

SEP 22 1992

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N,
R. 2W.

15. Basis of Claim: BENEFICIAL USE

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): James L. Stedley Date: 6/9/92
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of June 19 92

[Signature]
Notary Public

Seal

Residing at Boise ID

My Commission Expires June 10, 1994

TO: A65-02453, A65-05070, A65-05071, A65-19626, A65-19627

FROM: D. Shaff 

DATE: June 9, 1992

RE: Filings by James Standley

No late fees were collected for these claims because Mr. Standley stated he purchased this farm in 1990 after the Gem County filing period. He made his first payment last year. The exempt fees were accorded to the decreed right claims. Regular fees were collected on the two presumption/beneficial use claims.

MICROFILMED
SEP 22 1992



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

03/09/2001 RECEIVED

NOTICE OF ERROR
REPLY

APR 12 2001

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: April 13, 2001

Water right number: 65-5071

JAMES L STANDLEY
3527 PIONEER AVE
EMMETT ID 83617
Telephone Number: (208)365-6688

RECEIVED
APR 11 2001
Department of Water Resources

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4/11/01 SIGNATURE: James L Standley
Please print your name: James L Standley

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

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

RIGHT NUMBER: 65-5071

NAME AND ADDRESS: JAMES L STANDLEY
3527 PIONEER AVE
EMMETT, ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.23 CFS

A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

USE OF THIS RIGHT WITH RIGHT NO. 65-19626 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.23 CFS.

PRIORITY DATE: 11/02/1883

POINT OF DIVERSION:	T06N R01W S6	LOT 7	SWSW		Within GEM County
	T06N R02W S1		SWSE	Rediversion	Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	0.23 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T06N R02W S11 NWNW 5

5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 65-19626 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 13 ACRES IN A SINGLE IRRIGATION SEASON.

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 - Beneficial Use

WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.
RIGHT NO. 65-19626 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

AJ5809NP
No. A65-05071

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/07/00
PAGE: 1

BASE R/W+FT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES L STANDLEY 3527 PIONEER AVE EMMETT ID 83617 (208) 365-6688	11/02/1883	IRRIGATION	03-15 11-15	0.230 CFS	
TOTAL DIVERSION:					0.230 CFS	
CONSUMPTIVE USE:						17.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R01W S06 Lot07(SWSW)
Point(s) of Re-diversion: T06N R02W S01 SWSE

GEM County
GEM 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	SUM
06N	02W	11	:	:	:	:	:	05	:	:	:	:	:	:	:	5.0
TOTAL ACRES															5.0	

POU County: GEM

Remarks: GEN POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.

WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-05311, 65-00805, 65-11262, 65-08724 AND 65-11264.

CLAIM AMENDED PER STIPULATION FROM PRBA. MTS 2/21/1996

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

DELETE (Show of POD) F01 EXP Rmk
QNT E28
QNT E28
DELETE
DELETE - Put in comments

C18

EXV Rmk: Right no. 65-19626 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

QNT E28: use of this right with right 65-19626 is limited to a total combined diversion rate of .23 CFS
E11 POU: Combined acres with 19626 is 13

**T06N R02W
S11**

Idaho Department of Water Resources

Claims: 65-05071

Prepared by:

RON HOWERTON

Date: 15 SEP 00

 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**

5 Acres



1987 NAPP



**T06N R02W
S11**

Idaho Department of Water Resources

Claims: 65-05071

Prepared by:

RON HOWERTON

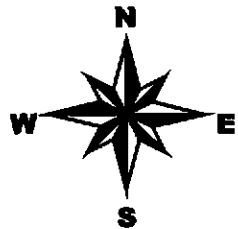
Date: 15 SEP 00

 **Place of use**

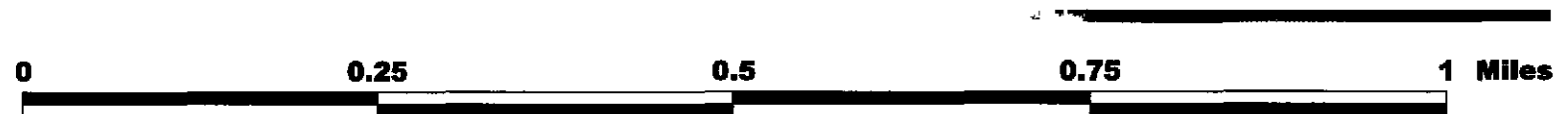
● **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



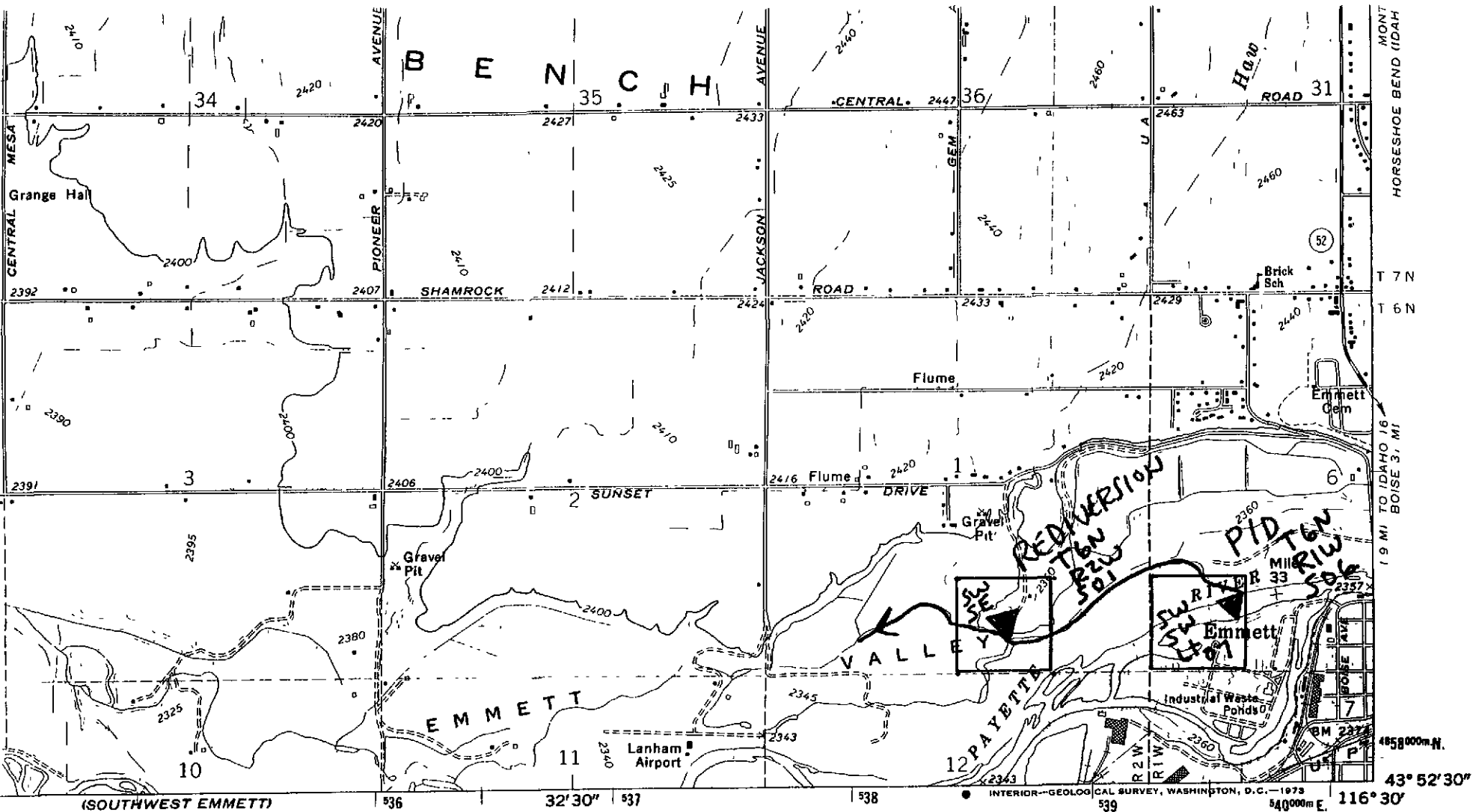
12. LANTHAM, Rex E.

TIME TO CITY OF EMERY

1754
LAMB: Earl

1

1732 MILL
KITHAM ST



(SOUTHWEST EMMETT)
2671 I SE
SCALE 1:24,000
1 MILE
0 1000 2000 3000 4000 5000 6000 7000 FEET
0 1 KILOMETER
CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 5-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

PID OVERLAP
W12 R
805
5071
5311
8742A
8742B
11262
11264
19626

ROAD CLASSIFICATION
Primary highway, hard surface ——— Light-duty road, hard or improved surface ———
Secondary highway, hard surface ——— Unimproved road ———
○ Interstate Route ○ U. S. Route ○ State Route

NORTHWEST EMMETT, IDAHO
N4352.5—W11630/7.5

1971

AMS 2671 I NE—SERIES V893

(MONTGOMERY 1:62,500)
2771 IV

W-6

DATE: 03/29/96
PAGE: 1

Audit: 03/29/96 MSCHULTE

MICROFILMED
OCT 21 1996

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-05071	JAMES L STANDLEY 3527 PIONEER AVE EMMETT ID 83617	11/02/1883	IRRIGATION	03-15 11-15	.23	CFS BENEFICIAL USE
					TOTAL QUANTITY:	.23 CFS
					CONSUMPTIVE USE:	17.5 AFY
POINT OF DIVERSION:						
T06N R01W S06 LOT 7 (SWSW)						
R02W S01 SWSE (R)						
PLACE OF USE: IRRIGATION						
T06N R02W S11 NWNW 5.0						
5.0 ACRES TOTAL						
REMARKS:	POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.					
	WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.					
	A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					
	.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.					
	THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-05311, 65-00805, 65-11262, 65-08742 AND 65-11264.					

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NO. 65-05071
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and James L. Standley stipulate as follows:

1. That water right claim No. 65-05071, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That James L. Standley withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 18 day of March, 1993.



JAMES L. STANDLEY

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

MEMORANDUM

April 6, 1995

TO: Any PRBA Claim with a Stipulation
FROM: RON HOWERTON

RE: RECOMMENDATIONS/STIPULATION

I. CONVERSATION WITH DON SHAFF:

1. Met with Don 4/5/95 at S.O. on how to proceed with "R" file recommendations.
2. Don re-confirmed that the stipulation amends the "A" claim, thus for the split ownership of this right both the "A" and "R" files can be completed.
3. He said that because of the stipulation no field exam is needed, nor do I need to print a CVR. In place of the CVR I'm to print out a profile report with comments pertaining to the stipulation.
4. I asked him if the copy of the stipulation he gave me had enough signatures on it to make the recommendation? He said yes.

II. CONVERSATION WITH JEFF PEPPERSACK

1. Met with Jeff 4/5/95 at S.O. asked if he had any paperwork pertaining to how much water was recommended for this right. He said that he thought Dan Steckel had all of it.

III. CONVERSATION WITH DAN STECKEL

1. Called Dan at S.O. 4/6/95 asked if he had the paperwork that showed how much water was to be recommended for this right. He said Don had it in his Boyd Jackson's file.

IV. CONVERSATION WITH DON SHAFF

1. Called Don at S.O. 4/6/95 asked him if he had the paperwork for the amount of water recommended? He said yes he did. He said that eventually that file would come over to Western. I asked if I needed to put the paperwork showing how much water was to be recommended in that file? He said yes, but it may be several months before he would send that file to us. So I asked was it necessary for me to have it to make the "R" file recommendation? He said no, proceed with the recommendations.

May 23, 1995

SPRING MEETING WITH DAVE SHAW & HIS ATTORNEYS:
Ref: OWNERSHIP CHANGES

1. Dan Steckel said that after an ownership change has been made, he needs a copy of the Ownership Change when completed. He doesn't need a copy of the claim.
2. During our conversation with Dave Shaw and Don Shaff, the Attorney's were in agreement that the stipulation's we have copies of now can be used to amend the "A" claim the same way as a Transfer would.
3. A recently licensed permit can also be used to amend the claim with an ownership change with an added requirement. A letter must accompany the ownership changed claim, stating that the claimed permit was licensed since this claim was filed, the claim has been revised to correspond to the licensing. If they have any difficulty with this clarification, they need to contact our office within 30 days of the letter. (The "A" claim is given a "T" status for the 30 day period.

MICROFILMED

OCT 21 1996

DIVERSION RATE CALCULATIONS

Water Right No. 65-05071

Date 4/21/92

Initials JP

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>5</u>	x	0.034	=	<u>0.17</u>
Letha	<u>-</u>	x	0.029	=	<u>-</u>
Other	<u>-</u>	x	0.02	=	<u>-</u>
Total	<u>5</u>				<u>0.17</u>

Conveyance Loss (see attached) = .06

see file 65-11264

TOTAL DIVERSION RATE = 0.23

Comments:

AJ0749NP
No. R65-05071

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

DATE: 01/07/93.
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES L STANDLEY 3527 PIONEER AVE EMMETT ID 83617 (208) 365-6688	11/02/1883	IRRIGATION	03-15 11-15	0.23 CFS	
TOTAL DIVERSION:					0.23 CFS	
CONSUMPTIVE USE:						17.5 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T06N R01W S06 Lot07(SWSW)
Point(s) of Re-diversion: T06N R02W S01 SWSE

GEM County
GEM 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
06N	02W	11	:								:	05					:					:			: 5.0
TOTAL ACRES																							: 5.0		

POU County: GEM

Remarks: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N,
R. 2W.
WATER IS DELIVERED THROUGH BEUTLER-BANE DITCH.
A DIVERSION RATE OF .034 CFS PER ACRE AT THE FIELD HEADGATE IS
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED
ABOVE.
.06 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 65-05311, 65-00805, 65-11262, 65-08742
AND 65-11264.

Dates: Exam Made Date: Verified Date:

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 21, 1992

Keith Standley
3550 W. Black Canyon Rd.
Emmett, ID 83617

RE: Snake River Basin Adjudication (SRBA)
Gem County - A65-05071

Dear Mr. Standley:

The staff of this agency is coming to the end of investigating "bottom land" claims in the Payette River Adjudication. A matter possibly overlooked when you filed other claims in the Snake River Basin Adjudication was a claim for the enclosed claim unsettled from the Payette action. If you are still the owner of the property described on the claim referenced above formerly owned by Redtfeldts, then Sawyer, the following applies to you.

Before proceeding to the Gem County court with a revised recommendation for this water right claim, the claim in the SRBA should be filed to give affirmative notice you have not stopped using the water right. By filing the SRBA claim, this contested claim from the Frasier objection in the Payette adjudication will not be dismissed. Please have a notary public verify your signature before returning the completed claim form to this office with a \$50.00 filing fee.

If you have any questions or concerns, please contact me.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf

Enclosure:

Notice of Claim A65-05071



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 18, 1992

Mr. & Mrs. Robert Redtfeldt
1110 Williams Rd.
Emmett, ID 83617

RE: Snake River Basin Adjudication (SRBA)
Gem County - A65-05071

4-27-92
per DVS: hold -
hell w/ Western
@ @ Western Val
4-29-92

Dear Mr. & Mrs. Redtfeldt:

The staff of this agency is coming to the end of investigating "bottom land" claims in the Payette River Adjudication. A matter possibly overlooked in the Snake River Basin Adjudication was a claim for the enclosed claim unsettled from the Payette action.

Before proceeding to the Gem County court with a revised recommendation, the claim in the SRBA should be filed to give affirmative notice you have not stopped using the water right. By filing the SRBA claim, your contested claim in the Payette adjudication will not be dismissed. Although the contest in the Payette adjudication is the amount of water, and this enclosed form shows the disputed amount of water, this agency will consider the amount of water eventually decreed as the amount of water on this claim. Please have a notary public verify your signature before returning the completed claim form to this office with a \$50.00 filing fee.

If you have any questions or concerns, please contact me.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

May 15, 1991

CECIL D. ANDRUS
GOVERNOR

Robert Redtfeldt
1110 Williams Road
Emmett, ID 83617

R. KEITH HIGGINSON
DIRECTOR

Re: Civil Case No. 3667
Frasier, et al Objection 65-05071

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Proposed Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (SRBA) now proceeding in the Fifth Judicial District, provided new claims have been filed in the SRBA. Otherwise the achievement of a decree in the Payette adjudication could be voided.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of .15 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in order for the staff of the Department to evaluate your irrigation water requirements. Much of the information required is technical, and you may wish to contact the Soil Conservation Service or other professionals for assistance with the form.

To expedite the process to resolve the Frasier objection, please return the enclosed form within 45 days. Without the completed form, the Department will assume you agree with the water right described in the Proposed Finding with the diversion rate shown above.

Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,

Donald V. Shaff
Manager, Adjudication Section

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 256

INDICATES TOTAL

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-0805	LANKFORD, OATHER ROUTE 2, BOX 235, EMMETT, IDAHO 83617 REMARKS: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE SEC. 1, T6N, R2W.	11/ 2/1883	IRRIGATION	3/15 11/15	--- AFA 3.05 CFS	LOT 7 S 6 T 6N R 1W	SWSW(8) SESW(16) S 3 T 6N R 2W NWNE(10) NENW(39) LOT 2(12) LOT 3(6) LOT 4(13) S10 T 6N R 2W +104*	BENEFICIAL USE
65-5311	MITCHELL, J. E. ROUTE 2, BOX 238, EMMETT, IDAHO 83617 REMARKS: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.	11/ 2/1883	IRRIGATION	3/15 11/15	--- AFA 1.46 CFS	SWSW S 6 T 6N R 1W	NWNE(6) NENW(24) S11 T 6N R 2W SWSE(19) SESE(1) S 2 T 6N R 2W +50*	BENEFICIAL USE
65-5074	REDTFELDT, ROBERT C. REDTFELDT, ESTHER A. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T. 6N, R. 2W.	11/ 2/1883	IRRIGATION	3/15 11/15	--- AFA .15 CFS	SWSW S 6 T 6N R 1W	NWNE(5) S11 T 6N R 2W +5*	BENEFICIAL USE
65-11262	MITCHELL, QUINNETH A. & MITCHELL, MARIE L. ROUTE 2, EMMETT, IDAHO 83617 REMARKS: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, S. 1, T6N, R2W.	11/10/1883	IRRIGATION	3/15 11/15	--- AFA .73 CFS	LOT 7 S 6 T 6N R 1W	NENE(9) SWNE(3) LOT 1(13) S10 T 6N R 2W +25*	BENEFICIAL USE
65-11264	SISLER, J. H. ROUTE 2, BOX 226, EMMETT, IDAHO 83617 REMARKS: POINT OF RE-DIVERSION FROM GILL SLOUGH IN SWSE, SEC. 1, T. 6N, R. 2W.	11/10/1883	IRRIGATION	3/15 11/15	--- AFA 5.04 CFS	LOT 7 S 6 T 6N R 1W	SWSW(19) S 3 T 6N R 2W NESH(15) NESE(3) NWSE(8) SLSE(36) LOT 7(15) S 4 T 6N R 2W LOT 1(52) S 9 T 6N R 2W LOT 4(24) S10 T 6N R 2W +172*	BENEFICIAL USE
65-0023	EMMETT IRRIGATION DISTRICT P. O. BOX 515, EMMETT, IDAHO 83617 REMARKS: PLACES OF USE WITHIN LANDS OF EMMETT IRRIGATION DISTRICT.	11/26/1883	IRRIGATION	3/15 11/15	--- AFA 11.34 CFS	LOT 1 S22 T 7N R 1W LOT 6 S22 T 7N R 1W	+21452*	BENEFICIAL USE

09/19/78 D.R.T.

* MACALLISTER'S MODIFICATION OF MORITZ *
* LOSS CALCULATION FOR *
* THE BEUTLER-BANE DITCH -S311, S071, 11262,0805, *
* WATER RIGHT NO. MANY 11264 *

Q DIVERTED: 10.42
Q DELIVERED: 7.12
PERCENTAGE LOSS: 46.4

TYPE OF SOIL: SANDY LOAM
SOIL CONSTANT= 1.50 (FEET/DAY)
LENGTH OF HEAD OF DITCH: 1.70
LENGTH OF DELIVERY SECTION: 3.00

LOSS TABLE FOR HEAD OF DITCH

MILE	Q	LOSS
	(CFS)	(CFS)
1.00	9.58	.85
1.70	9.01	.57

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	5.84	.79	2.37
2.00	2.83	.64	2.37
3.00	.00	.45	2.37

$$.1 (1.464) = .15 \text{ cfs}$$

$$22.5 (1.464) = 32.9 \text{ AFA}$$

410⁰⁰ # 7461

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

sem

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

IDENT. NO.

MAP NO.

TO A

WATER RIGHT

65-5071

Notice is hereby given that Robert Redtfeldt and/or Esther A. Redtfeldt

(Name of Claimant)

Route 2 Emmett, Idaho 83617

(Mailing Address)

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:

11-2-1883*

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 12/10/1904

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) 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 1 Irrigation 22 AF Period of Use From 3/15 To 11/15
(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: .17 Cubic Feet Per Second, or 22 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 SW 1/4 Sec 6, Twp. 6N, Rge. 1W, B.M.; additional points: 457

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. Gravity flow 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.

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>6N</u>	<u>2W</u>	<u>11</u>					<u>5.0</u>												<u>5.0</u>

Total No. of acres 5.0

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

Irrigation only

(7) Effluent, sewage waste, or return water from this use is discharged into Payette River

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

*PER DOCUMENTATION ON SURROUNDING ETS

(9) Remarks Bueller-Bass Ditch; 6N 2W Map A

→ (Point of re-diversion from Gill Slough in SW SE S. 1 T. 6 N R. 2 W)

(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

Robert Redtfeldt
(Signature of Claimant)

Esther A. Redtfeldt
(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Blaine

ss.

Organization Seal

On this 10th day of August, in the year 1971, before me,

a notary public, personally appeared Robert Redtfeldt and Esther A. Redtfeldt 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 May 26, 1974

Rev 3/18/77

2KN DET 6-6-78

3/10/77