

Idaho Department of Water Resources

**T07N R02W
S36**

Claims: 65-05199

Prepared by:

RON HOWERTON

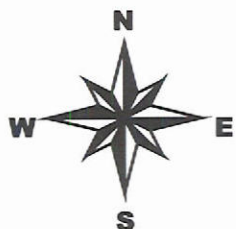
Date: 18 AUG 00

 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



0 0.25 0.5 Miles



**T07N R02W
S36**

**Claims: 65-05199
Prepared by:
RON HOWERTON
Date: 18 AUG 00**

Idaho Department of Water Resources



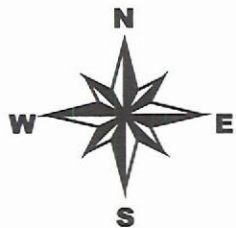
 Place of use

 POD

 SECTION

 1/4 1/4

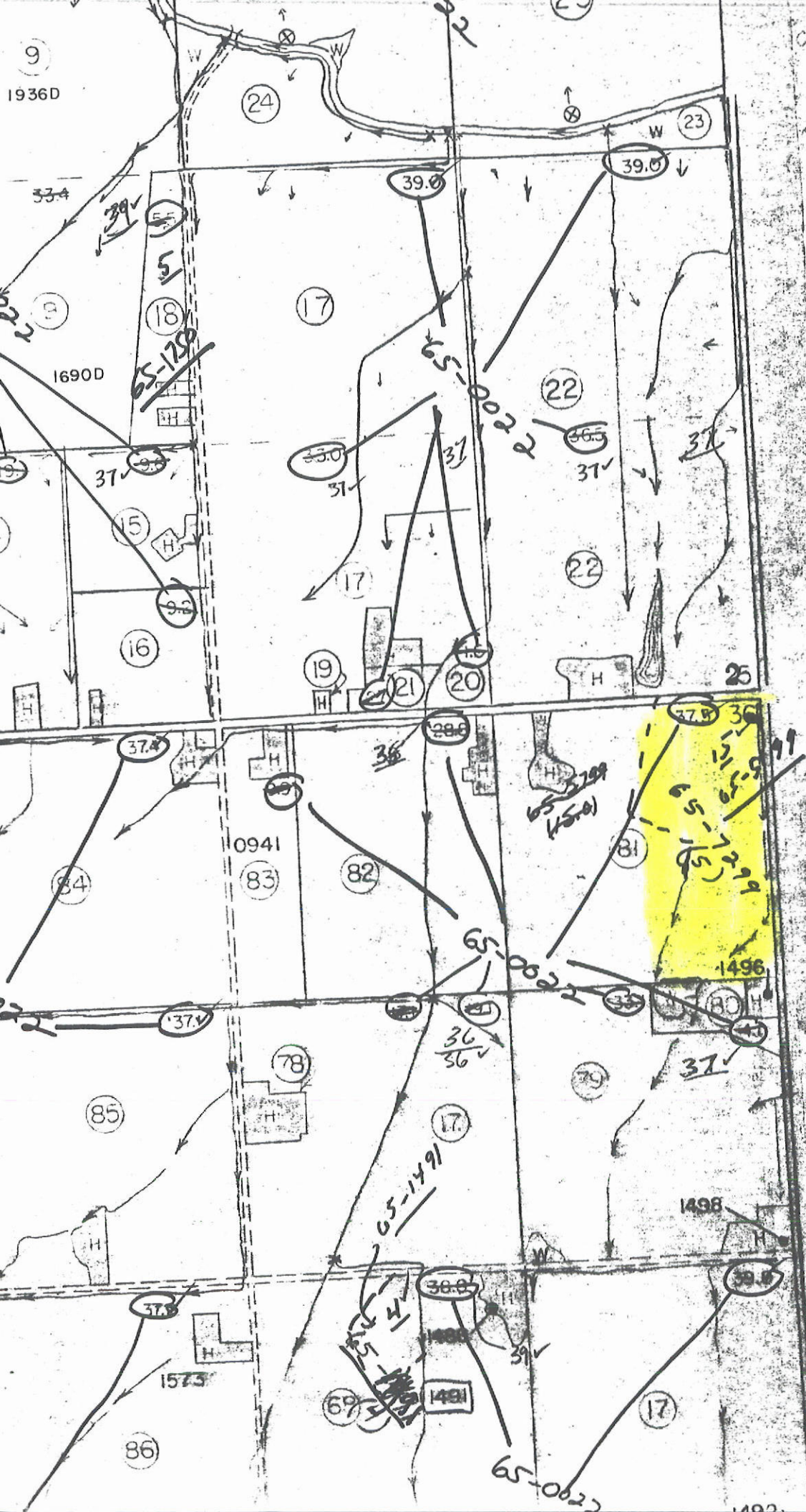
15 Acres



1987 NAPP

0 0.25 0.5 Miles





PRBA BLUELINE
MAP E
T 7N R 2W
SEC 34 NENE

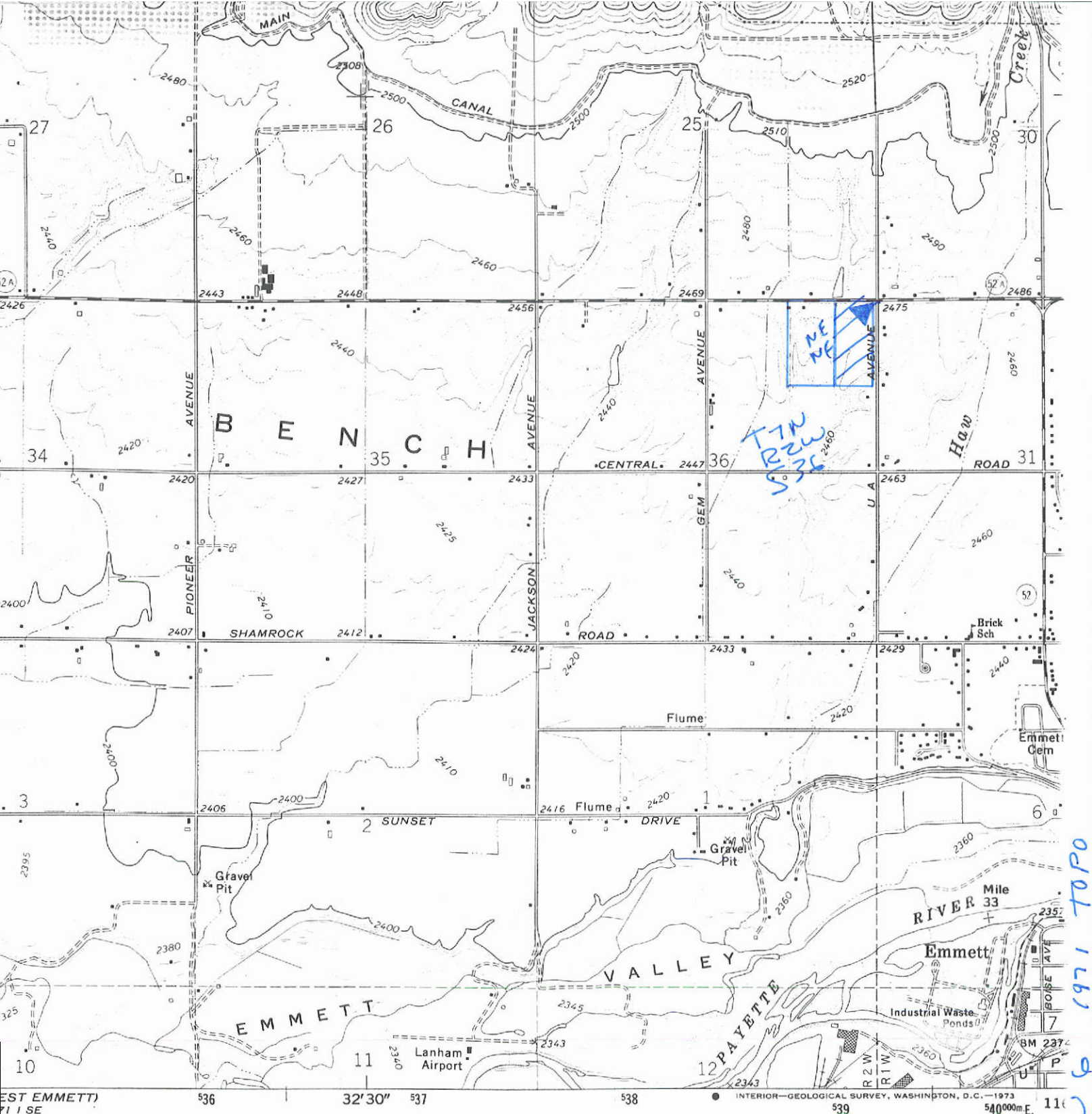
- 83. Elwood, T. M.
- 84. Stanley, Russel
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- * McReynolds, Ga
- * Kalac
- * Kolodziej, F.
- * Lenz, E. H.
- * Modin, I. C.
- * Niswander, G.
- * Pook, Carl
- * Waller, L. R.
- * Wiechmann, R.

Accege 05
6/17/79

CODE FOR US
OF WATER

- A mining
- B flood contr
- C fish cultur
- D domestic
- E dom. & stk
- F fire prote
- H wildlife p



EST EMMETT)
 1:24 000
 0 1 MILE
 0 4000 5000 6000 7000 FEET
 0 1 KILOMETER
 INTERVAL 20 FEET
 SENT 5-FOOT CONTOURS
 EAN SEA LEVEL

IDAHO
 QUADRANGLE LOCATION

ROAD CLASSIFICATION
 Primary highway, hard surface _____
 Secondary highway, hard surface _____
 Light-duty road, hard or improved 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

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: A65-05199
Date Received: 8/30/1988
Receipt No: X999999
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERNEST WOODALL 208-375-9437
Address: BOX 5035
BOISE, ID 83705

AND/OR

Name: JON WOODALL 208-376-4544
Address: BOX 5035
BOISE, ID 83705

2. Date of Priority: APR 09, 1936

3. Source: WASTE WATER Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	02W	36	NE	NE			GEM

5. Description of diverting works:
DRAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		

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

8. Total consumptive use is 52.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02W	36	NE	NE		IRR	15.0
Section Acres							15.0
Total Acres							15.0

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:
EMMETT IRRIG. DIST.

14. Remarks:
THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

(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.

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

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-5199

JON WOODALL

PO BOX 5035

BOISE ID 83705

Telephone Number: (208)376-4544

ERNEST WOODALL

PO BOX 5035

BOISE ID 83705

Telephone Number: (208)375-9437

RECEIVED

MAR 28 2001

WATER RESOURCES
WESTERN REGION

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: 3-24-01 SIGNATURE: [Signature]
Please print your name: Jon Woodall

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

12/08/2000

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

RIGHT NUMBER: 65-5199

NAME AND ADDRESS: ERNEST WOODALL
JON WOODALL
BOX 5035
BOISE, ID 83705

SOURCE: WASTEWATER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.3 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/09/1936

POINT OF DIVERSION: T07N R02W S36 NENE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.30 CFS

PLACE OF USE:

IRRIGATION Within GEM County
T07N R02W S36 NENE 15

15 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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM EMMETT
IRRIGATION DISTRICT.

AJ5809NP
No. A65-05199

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/14/00
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERNEST WOODALL BOX 5035 BOISE ID 83705 (208) 375-9437	04/09/1936	IRRIGATION	03-15 11-15	0.300 CFS	
TOTAL DIVERSION:					0.300 CFS	
~~CONSUMPTIVE USE:~~						~~52.50 AFA~~

C JON WOODALL
BOX 5035
BOISE ID 83705
(208) 376-4544

Water Source: WASTE WATER

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R02W S36

NENE

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	SUM
07N	02W	36	:	15																15.0
TOTAL ACRES																			15.0	

POU County: GEM

Non-Irrigation Uses: NONE

Other Rights: EMMETT IRRIG. DIST.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-00823 65-11378 A65-00823 A65-11378

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 08/30/88 PEPPERSA 03/30/95 PDST-STD

C18-

E-28/
QNT & W16-

WR5809NP
No. 65-05199

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERWIN H. ENDORF ROUTE 2, BOX 962 EMMETT ID 83617	04/09/1936	IRRIGATION	03/15 11/15	0.300 CFS	
TOTAL DIVERSION:					0.300 CFS	

Water Source: WASTE WATER

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R02W S36

NENE

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07N	02W	36	:	15				:					:					:						15.0
TOTAL ACRES																							15.0	

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-00823 65-11378

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF EMMETT IRRIGATION
DISTRICT SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: App. Received: Priority Date: 04/09/1936
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

Idaho Department of Water Resources

**T07N R02W
S36**

Claims: 65-05199

Prepared by:

RON HOWERTON

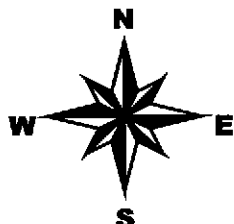
Date: 18 AUG 00

 **Place of use**

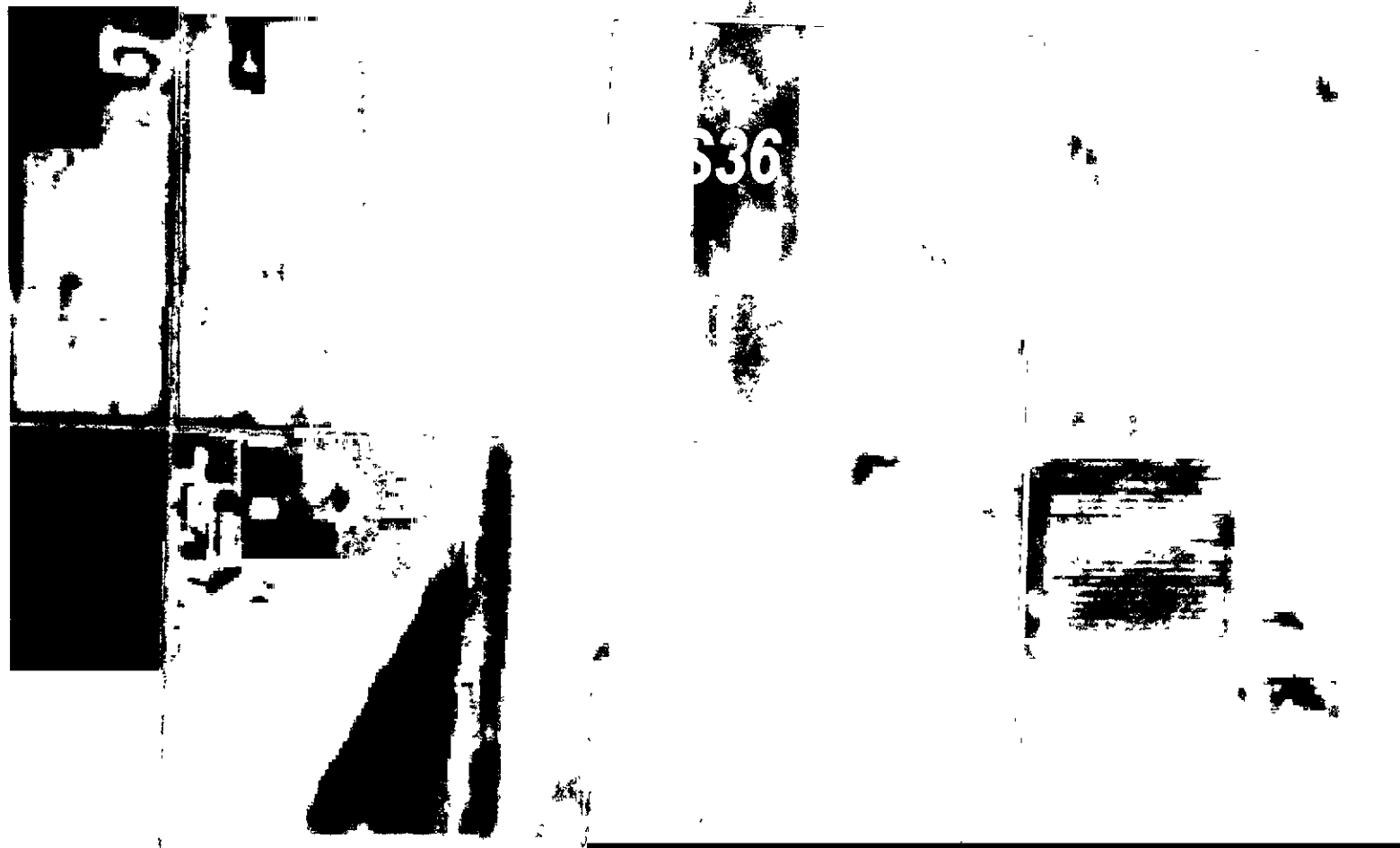
 **POD**

 **SECTION**

1/4 1/4



1987 NAPP



0 0.25 0.5 Miles



**T07N R02W
S36**

Idaho Department of Water Resources

Claims: 65-05199

Prepared by:

RON HOWERTON

Date: 18 AUG 00

 **Place of use**

 **POD**

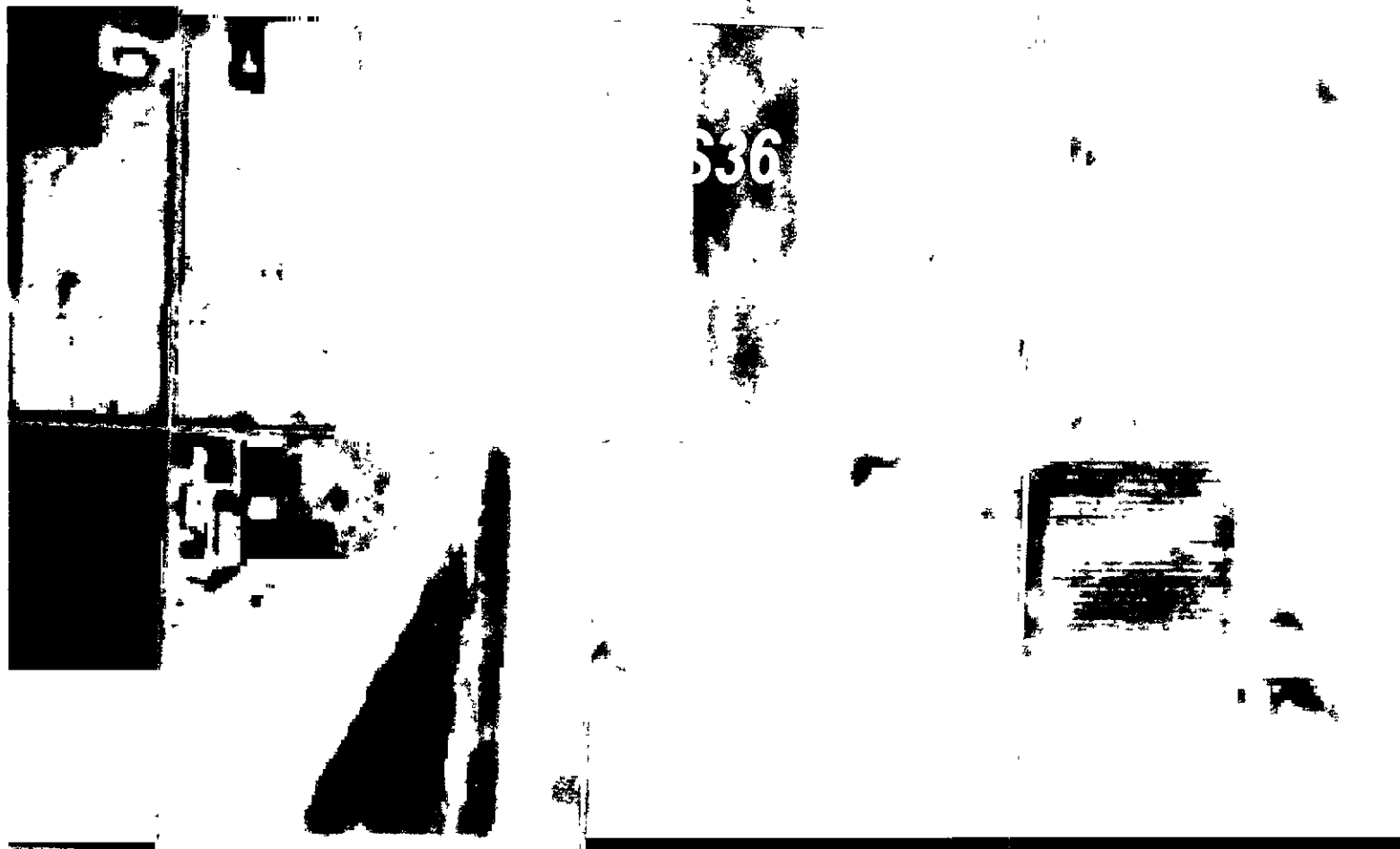
 **SECTION**

1/4 1/4

15 Acres



1987 NAPP



0 0.25 0.5 Miles



1936D

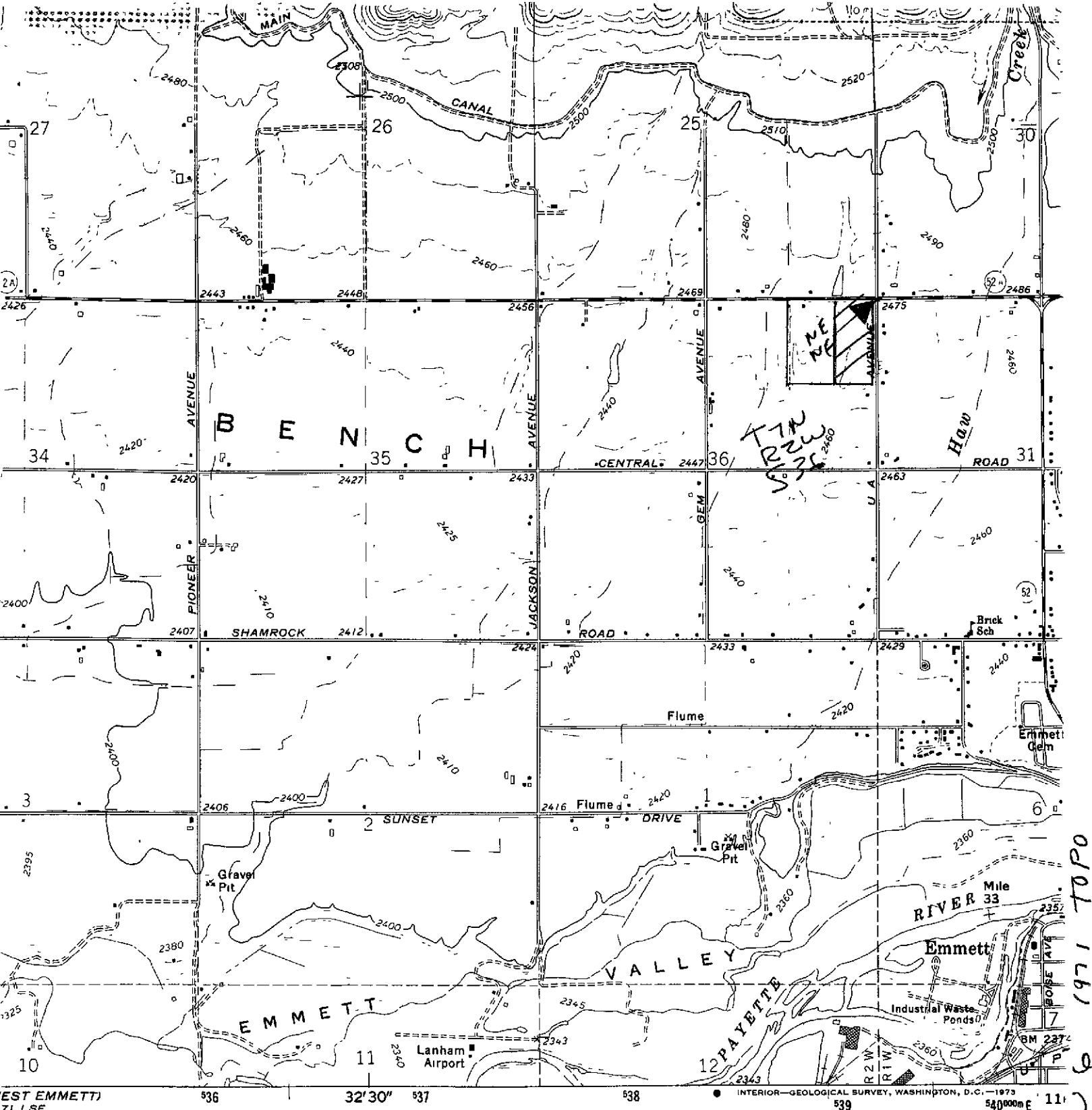
PRBA BLUELINE
MAP E
T 7N R 2W
SEC 3 & NENE

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* McReynolds, Ga
* Kalac
* Kolodziej, F.
* Lenz, E. H.
* Modin, I. C.
* Miswander, G.
* Pook, Carl
* Wa'ler, L. R.
* Wiechmann, R.

average of
6/12/79

CODE FOR US
OF WATER

- A mining.
B flood contr
C fish cultur
D domestic
E dom. & stk
F fire prote
H wildlife p



WEST EMMETT
 71 1 SE
 1 24000
 0
 3000 4000 5000 6000 7000 FEET
 0 1 KILOMETER
 INTERVAL 20 FEET
 PRESENT 5-FOOT CONTOURS
 MEAN SEA LEVEL



ROAD CLASSIFICATION
 Primary highway, hard surface —————
 Secondary highway, hard surface —————
 Light-duty road, hard or improved surface —————
 Unimproved road - - - - -
 Interstate Route (thick line with red border) U. S. Route (thin line with red border) State Route (thin line)

NORTHWEST EMMETT, IDAHO
 N4352.5—W11630/7.5

1971

AMS 2671 I NE—SERIES V893

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. 65-5177
RECEIVED
SEP 1 1971

ERMA M. ENDOFF

Notice is hereby given that Erwin H. Endorf

1405 W. BLACK CANYON HWY. EMMETT, IDAHO 83617 Department of Water Administration
Route 2, Box 962 Emmett, Idaho 83617 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:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 3/9/1936
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Wast water from unnamed drain
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
Use 36 cfs Irrigation 67 AF 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 _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: 30 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 NE 1/4 NE 1/4 Sec. 36 Twp. 7N Rge. 2W, 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. check box w/ 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>7N</u>	<u>2W</u>	<u>36</u>	<u>15.0</u>															<u>15.0</u>

Total No. of acres 15.0

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

Irrigation of 15 acres

- (7) Effluent, sewage waste, or return water from this use is discharged into: Same drain
- (8) If you are claiming water as a member of an organization, list name of organization: _____
- (9) Remarks This right when combined with right to divert water from Lot 81, Map E shall not exceed more than 67 cfs per year more than 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.

September 1, 1971
(Date)

Individual

Erwin H. Endorf
(Signature of Claimant)

Organization

(Signature of Spouse) 7-31-78 4-8-78
CSA GW

(Signature of Authorized Agent)

State of Idaho
County of Gem

Organization
Seal

On this 1 day of September, in the year 1971, before me,

a notary public, personally appeared Erwin H. Endorf

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 Kenneth P. Ford

My commission expires May 26, 1974

See 4/1/77

9K11 7-21-78 OK

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-05199 Date: 5-1-00

Overlapping POU Claim #'s: _____

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	710	260	36	15																15
GIS				21																21
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 458

POD_ID #(s): 355

Total Claimed Acres: 15

Total GIS Acres: 21

COMMENTS:

I have a note where this 15 ac is within the 40 but thought
this 21 ac parcel was a good place to put