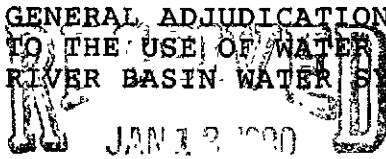


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Documents
In File

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.



Department of Water Resources

CIVIL CASE NUMBER: 39576

Ident. Number: A65-05420

Date Received: 1/12/1990

Receipt No: X999999

Received By:

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

1. Name: LOUIS PROCTOR 208-365-4840
Address: 3440 S. JOHNS AVE.
EMMETT, ID 83617

OR

Name: ELLEN M. PROCTOR 208-365-4840
Address: 3440 S. JOHNS AVE.
EMMETT, ID 83617

2. Date of Priority: APR 01, 1936

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	02W	8	NE	NW	SW		GEM

5. Description of diverting works:
DRILLED WELL, PUMP & PIPELINE TO HOUSE & RESTAURANT.

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		2.40
COMMERCIAL	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 3.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSE & COMMERC. FOR RESTAURANT

A65-05420

Page 1

Date: 01/12/90

MICROFILMED

SEP 22 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	02W	8	NW	SW		DOMEST	
			NW	SW		COMMER	

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:
N/A

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): Garcia Proctor Date: 1-12-90
_____ Date: _____

State of Idaho)
County of GEM) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of JANUARY 19 90

Robert C. Smith
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 11/08/1994

AJ0749NP
No. R65-05420

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

DATE: 06/20/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOUIS PROCTOR	04/01/1936	COMMERCIAL	01-01 12-31	0.020 CFS	1.20 AFA
C	ELLEN M PROCTOR		DOMESTIC	01-01 12-31	0.040 CFS	2.40 AFA
	3440 S JOHNS AVE					
	EMMETT ID 83617					
	(208) 365-4840			TOTAL DIVERSION:	0.040 CFS	3.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R02W S08

NENWSW

GEM County

Place of use Legal Description for: COMMERCIAL

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
06N 02W 8	:	:	C	:

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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
06N 02W 8	:	:	D	:

POU County: GEM

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: USE COMMERCIAL USE IS FOR RESTAURANT.

Dates: Exam Made Date: Verified Date: 06/20/2000 Objection Filed Date:

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

C18

REh
6-20-00

WR5809NP
No. 65-05420

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/20/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOUIS PROCTOR	04/01/1936	COMMERCIAL	01/01 12/31	0.020 CFS	1.20 AFA
C	ELLEN M. PROCTOR 3440 S. JOHNS AVE. EMMETT ID 83617		DOMESTIC	01/01 12/31	0.040 CFS	2.40 AFA
TOTAL DIVERSION:					0.040 CFS	3.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R02W S08

NWSW

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
06N	02W	8	:					:					:					:					:

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

Pou County: GEM

Dates:	App. Received:	Priority Date:	04/01/1936
	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

RMKS:

USE: COMMERCIAL USE IS FOR RESTAURANT

1- HOME (NON-IRRIG USE)

CONDITIONS:
W10 & N12

REGIE

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.

MAP NO.

Notice is hereby given that Louis and/or Ellen M. Proctor
(Name of Claimant)

Route 1, 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:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 4/11/1930
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Groundwater
- (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)
- .04 Use Domestic 2.4 AF Period of Use From 1/1 To 12/31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- .02 Use Commercial 1.2 Period of Use From 1/1 To 12/31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- 3.6 AF Period of Use From 1 To 1
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: .04 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 NW 1/4 SW 1/4,
Sec. 8 Twp. 6N 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. Pump and pipeline into house
- (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

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of or _____
- (9) Remarks Water for safe household
- (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

8/25/71 (Date)

Ernest M. Toot
(Signature of Claimant)

Organization

State of Idaho) ss. Organization
County of Ada) Seal

Organization _____ (Signature of Spouse) _____

(Signature of Authorized Agent)

On this 25 day of August, in the year 1971, before me,
a notary public, personally appeared Louis M. Prastar
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 Besse, Idaho

My commission expires

QKX 2/13/20

Claim No. 6545420

Name of Applicant

Patley

Source of Water

Determine Purpose and Quantity of Water Found Used

(Quantity) (Dom., Irr., Stk. water, etc.)

Use

Period of Use: From 1/1/80 to 12/31/80

Clo.-Day

111107-120

Period of Use: From 1960 to 1961

UAC

Period of Use or From _____ to _____

5. Location of Point of Diversion:

NESE

of Section

T-P. C K

Exe. 2

County of _____

Casey

6. Describe Diversion Works:

...well as [unclear]

1. Describe Location of Use:

[illegible]

TWP. RGE. COUNTY SCALE: 1" = 1 MILE

[illegible]

8. Purpose Other Than Irrigation: ...Domestic 2 house, 1 tailor house, 1 cafe.....

9. Remarks: Top corner of H. No. 2 white house...
on E. side. Tailor and Exd. Red house
on W. side. (Red house seen to be put on 0132 claim)
hut has been on the wall since built. It is
on SE side of lot.

This examination was made on the 14 day of March, 1972.

Corrected Amount (Signed)..... Erin Ballou.....
must read of well Examiner.

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.

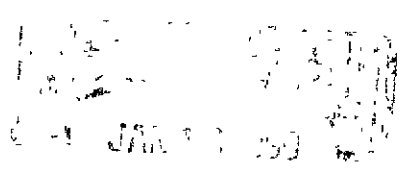
CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-05420

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: -----



NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: LOUIS PROCTOR
ADDRESS: 3440 S. JOHNS AVE.
EMMETT, ID 83617

NAME: ELLEN M. PROCTOR
ADDRESS: 3440 S. JOHNS AVE.
EMMETT, ID 83617

2. DATE OF PRIORITY: APR 01, 1936

3. SOURCE: GROUNDWATER TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	02W	8	NW	SW			GEM

5. DESCRIPTION OF DIVERTING WORKS:

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		2.40
COMMERCIAL	01/01	12/31	0.020		1.20

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR) 3.60 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
06N	02W	8	NW		SW		DOMEST	

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREE

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: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

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 _____
DATE: 10/28/89 6866