

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. 65-06069
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Lettunich & Sons stipulate as follows:

1. That water right claim No. 65-06069, 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 Lettunich & Sons withdraw 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.

**T08N R05W
S10**

Idaho Department of Water Resources

Claims: 65-06069

Prepared By:

RON HOWERTON

Date: 22 NOV 00

 **Place of use**

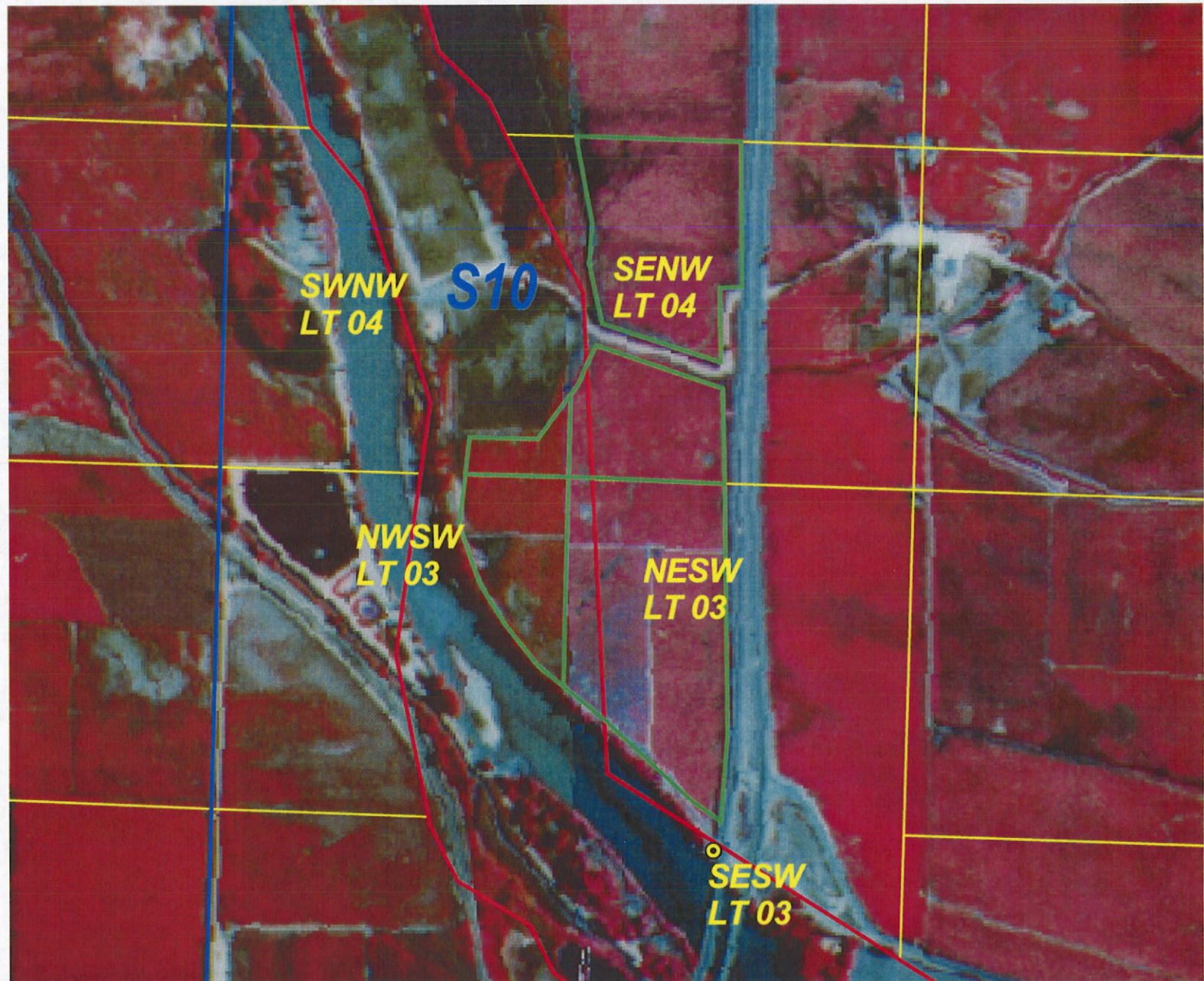
 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



0 0.25 0.5 0.75 Miles



**T08N R05W
S10**

Idaho Department of Water Resources

Claims: 65-06069

Prepared By:

RON HOWERTON

Date: 22 NOV 00

 **Place of use**

 **POD**

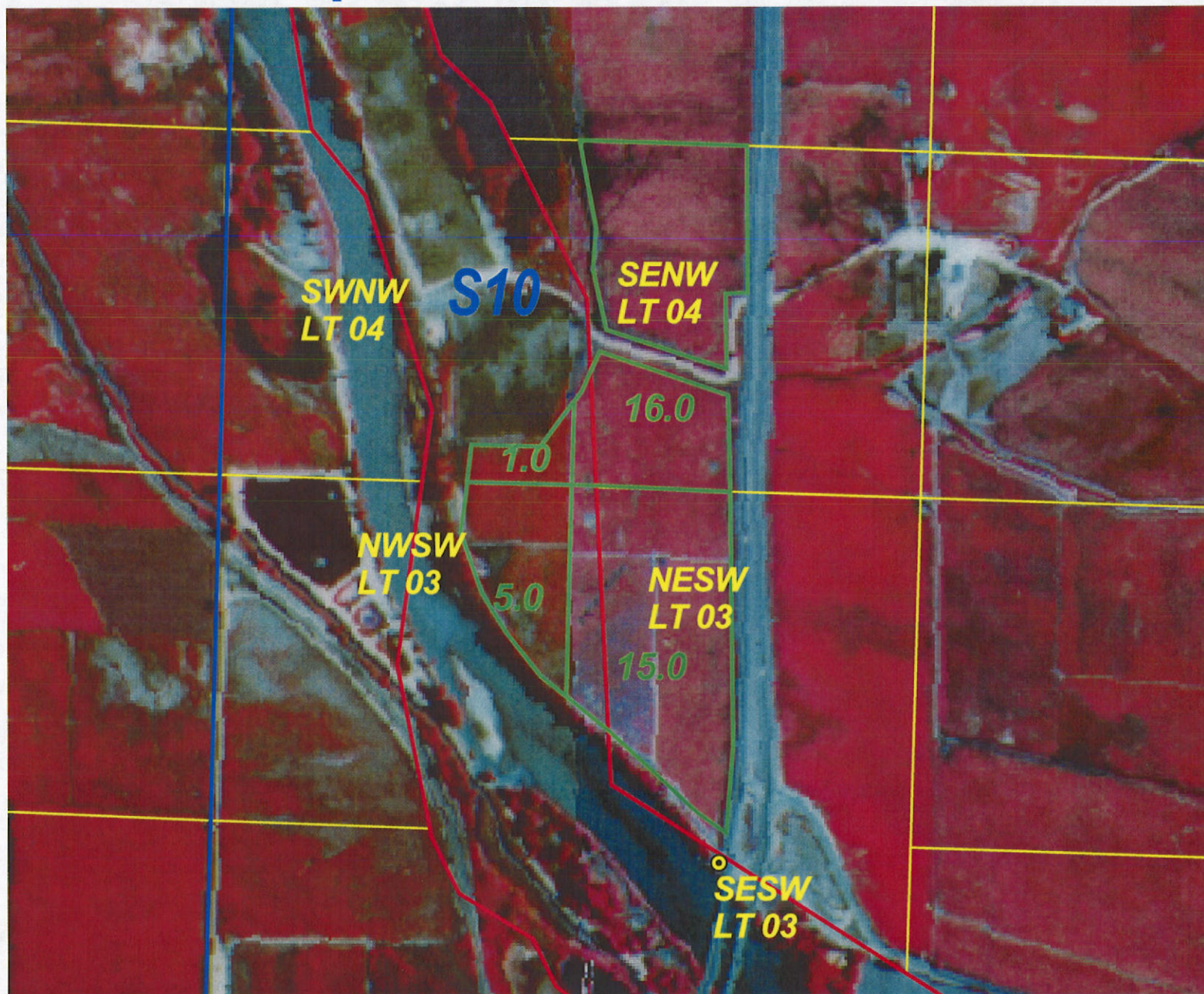
 **SECTION**

 **1/4 1/4**

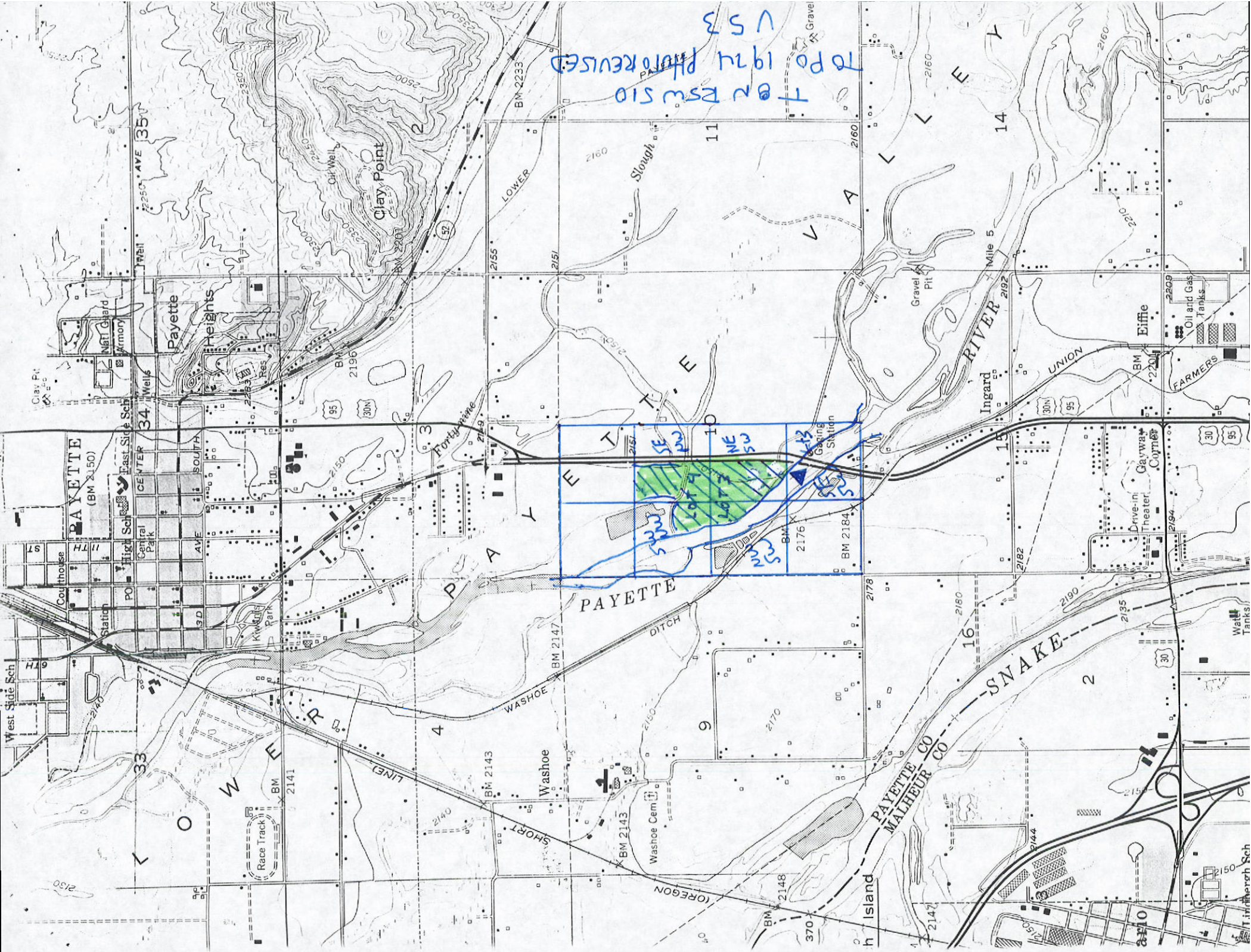
37 Acres



1987 NAPP



0 0.25 0.5 0.75 Miles



Yraguen, Patsy
Walker, Charles

Yangen, D. R.
Horne, D. R.
Cilliotti, Tony

34 Nelson, A. V.
35 Aldrich
36 Hitchman
37 Salterbeck, C. B.
38 Raby, S. J.
39 Salterbeck, Louisa
40 Carpenter, Bette
41 Lertunich & Sons
42 Bracher
43 Lertunich & Sons
45 Carpenter, Belle

Schroeder, E. W.

Seventh Day Adventist
Seventh Day Adventist

73 Maule, R. D.
74 Gehrke, Ed
75 Payette County
76 Hannigan
77, Relhr
78 Crays
79 Terrell, D. A.
80 Bolling, J. R.
81 Drinkwine, W. H
82 Caldwell, R. S.
83 Stroud, F.
84 Calligo
85 Hardin

P

MAP NO.

B-5-A

(Name of Claimant)

claims a right to the diversion

The extent and nature of said claim is as follows:

- (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:
(Both Dates Inclusive)

Use Irrigation 68 Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use AF (Domestic, irrigation, stock, etc.) Period of Use From _____ To _____
(Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: 6.8 Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute. (LOT 3)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. SE $\frac{1}{4}$ ~~SW $\frac{1}{4}$~~
Sec. 10, Twp. 8N, Rge. 5W, 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. Electric pump, concrete ditch for irrigation

- (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 37

- 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 organization. _____

- (9) Remarks *(This when combined w/ 65-0165 shall provide no*

- (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.

2/26/1973
(Date)

Individual

individual
Michael P. Lelkes
(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Hills

Organization
Seal

On this 26 day of Feb, in the year: 1915, before me.

a notary public, personally appeared Michael F. Zettanich
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.

QRT 6-22-78

and § 4/13/77

Bayette

MAP NO.

WATER RIGHT

65-6069

(Name of Claimant)

(Mailing Address)

The extent and nature of said claim is as follows:

- (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:
(Both Dates Inclusive)

Use Irrigation 162 AF Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: .68 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. SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 10 ✓, Twp. 8N ✓, Rge. 5W ✓, 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. Electric pump, concrete ditch for irrigation

- (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 ~~37~~ 36

- 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 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

Michael P. Lettner
(Signature of Claimant)

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Hills

On this 26 day of Feb, in the year 1973, before me,
a notary public, personally appeared Michael P. Jettanich
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.

9KN

2/2/78



State of Idaho

DEPARTMENT OF WATER RESOURCES

1000 North Street, Statehouse Mail, Boise, Idaho 83720-9000
7-7900 FAX: (208) 327-7866

6612-4739
Stipulation FAX
Sent 3-2-93
6612-4295 hm.
pm.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 2, 1993

Lettunich & Sons
8800 Highway 95
Payette, ID 83661

RE: Payette Adjudication - (Gem Co. Civil No. 3667)
Stipulation Resolving Objections to Water Right

Dear Claimant:

In response to your telephone call last week, I have enclosed another copy of the Stipulation referenced above. Please review this Stipulation, sign it if it is acceptable and return it to the attention of Dan Steckel at this address. I would certainly appreciate your expediting this because as you can see from the enclosed February 3, 1993 letter, we were expecting your response by February 19, 1993.

Thank you for your cooperation.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf
Enclosures:

Copy of Stipulation Referenced Above
Copy of February 3, 1993 Letter

4-9-93

Called & spoke to Mrs. Milce
Lettunich - she said it's prob
been pushed to back of pile as
they just finished their sale. you.
Gave her my ext. + Don's.

cc in T/F 4-14-93



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 15, 1991

Lettunich & Sons
8800 Highway 95
Payette, ID 83661

Re: Civil Case No. 3667
Frasier, et al Objection 65-06069

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.

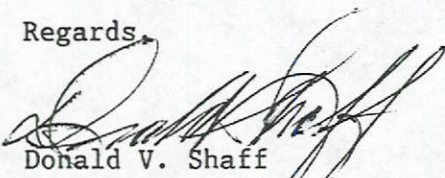
This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (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.

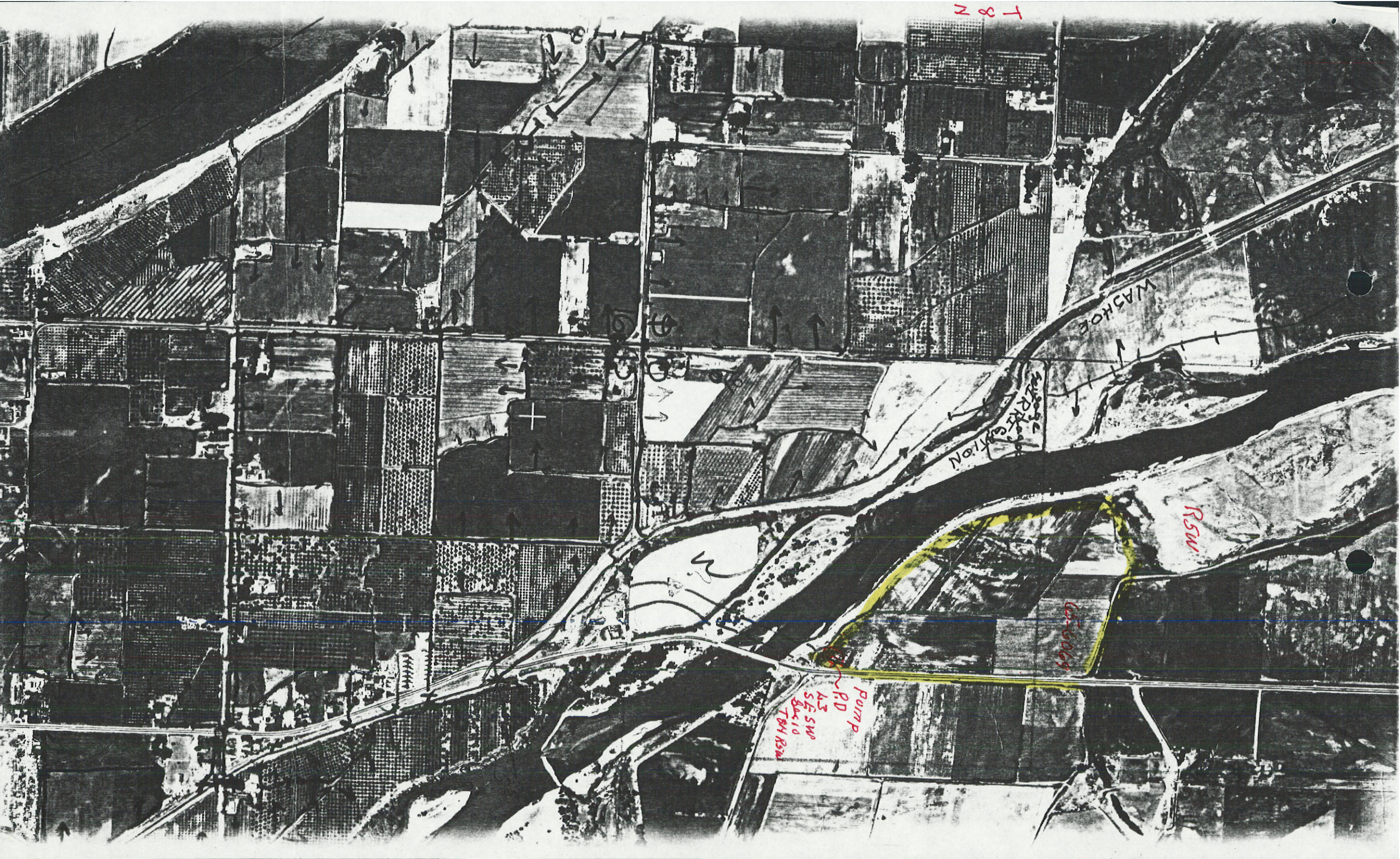
Your water right referenced above was listed in the Proposed Finding with a diversion rate of .68 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in 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



WASHOE

NORTH

R5W

Pump
RD
AS
SE SW
84x10
T24 R5W

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: A65-06069
Date Received: 4/18/1990
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LETTUNICH & SONS 208-642-4295
Address: 8800 HIGHWAY 95
PAYETTE ID 83661

2. Date of Priority: APR 1, 1954

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
08N	05W	10	SE	SW		3	PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.210		

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

8. Total consumptive use is 129.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	10	NE	SW	3	IRR	24.0
			SW	SE	4	IRR	13.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	37.0
					Total Acres	37.0

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:

A DIVERSION RATE OF 0.0327 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

CLAIM AMENDED PER STIPULATION FROM PAYETTE RIVER BASIN ADJUDICATION. KW 5/25/1996

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ 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 _____

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. 65-06069
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Lettunich & Sons stipulate as follows:

1. That water right claim No. 65-06069, 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 Lettunich & Sons withdraw 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 20 day of April, 1993.



AUTHORIZED AGENT
LETTUNICH & SONS

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				
65-06069	LETTUNICH & SONS 8800 HIGHWAY 95 PAYETTE ID 83661	04/01/1954	IRRIGATION	03-15 11-15	1.21 CFS	BENEFICIAL USE
					TOTAL QUANTITY:	1.21 CFS
					CONSUMPTIVE USE:	129.5 AFY
POINT OF DIVERSION:						
T08N R05W S10 LOT 3 (SESW)						
PLACE OF USE: IRRIGATION						
T08N R05W S10 Lot 3 (NESW)24.0 Lot 4 (SWSE)13.0						
37.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .0327 CFS PER ACRE AT THE FIELD HEADGATE IS						
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED						
ABOVE.						

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: A65-06069
Date Received: 4/18/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LETTUNICH & SONS 208-642-4295
Address: 8800 HIGHWAY 95
PAYETTE, ID 83661

2. Date of Priority: APR 01, 1954

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
08N	05W	10		3	PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.680		

7. Total Quantity Appropriated is:
0.680 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
08N	05W	10	SE NW	4	IRR	13.0
			NE SW	3	IRR	24.0

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. No. 65-6069

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

Please type or print clearly:

Name of Claimant(s) Lettunich + Sons

Mailing Address
(include Zip Code) 8800 Highway 95
Payette, Idaho 83661

Phone Number (208) 642-4295 or 3429

MICROFILMED
SEP 23 1992

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: A65-06069
Date Received: ~~4/12/1990~~ 4/18/90
Receipt No: ~~X99999~~
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 19 1990

1. Name: LETTUNICH & SONS
Address: ROUTE 1, BOX 222A
PAYETTE, ID

83661

Department of Water Resources

2. Date of Priority: APR 01, 1954

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
08N	05W	10		3	PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.680		

7. Total Quantity Appropriated is:
0.680 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
08N	05W	10	SE	NW	4	IRR 13.0
			NE	SW	3	IRR 24.0

Section Acres 37.0

10. Place of Use: Continued

Total Acres 37.0

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: 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 Organizations:

I do solemnly swear or affirm that I am PARTNER of
Title

LETTUNICH & SON, that I have signed the foregoing
Organization
document in the space below as PARTNER of
Title

LETTUNICH & SON and that the statements contained in the
Organization
foregoing document are true and correct.

Edward M. Lettunich
Signature of Authorized Agent

Title and Organization

4-18-90
Date

State of Idaho)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of April 19 90

Roberta A. Rask
Notary Public

Seal

Residing at Payette

My Commission Expires 7-8-92

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Letunich CLAIM IDENT. NO. A65-06069DATE RECEIVED 4/18/90 CK # _____ AMOUNT \$ 0

- | | YES | NO | Require Info? |
|--|-------------------------------------|--------------------------|---------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☐ | ☐ | * |
| 3. (a) Is a source entered? | ☐ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☐ | ☐ | * |
| 5. Is there a description of the diverting works? | ☐ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☐ | ☐ | * |
| Is the period of use included? | ☐ | ☐ | |
| Is a quantity claimed for each use? | ☐ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☐ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☐ | ☐ | |
| Is the consumptive use correct? N/A | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☐ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☐ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☐ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☐ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☐ | ☐ | |
| 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.) N/A | ☐ | ☐ | |
| 15. Is the basis of the claim indicated? | ☐ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☐ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? N/A | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: RMF Date: 5/14/90Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)
 Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: _____

MICROFILMED

SEP 23 1992



2
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

LETTUNICH & SONS
PO BOX 608
PAYETTE ID 83661-0608

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 65-2133, 65-6069 & 65-6070
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 or 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
Office Specialist 1
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone number

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



U.S. POSTAGE

00.54

PERMIT NO. 581713

RECEIVED

JUL - 9 2002

Department of Water Resources

NAME AND ADDRESS:

LETTUNICH & SONS
8800 HWY 95
PAYETTE, ID 83661

LETTUNICH & SONS 83661-0608 1401 17 07/03/02
FORWARD TIME EXP RTN TO SEND
LETTUNICH & SONS
PO BOX 608
PAYETTE ID 83661-0608

RETURN TO SENDER

83303-2707

Horizontal bars for postage meter.

Address chg letter
sent 7-10-02



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

September 28, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LETTUNICH & SONS
PO BOX 608
PAYETTE ID 83661-0608

*Response
11-13-01
R*

RECEIVED

NOV 19 2001

WATER RESOURCES
WESTERN REGION

Re: Snake River Basin Adjudication (SRBA)
Water Rights #65-2133, 6025, 65-6069, 65-6071 and 65-6072
Change of Address *Ron*

Dear Water Right Holders:

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 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 water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by October 12, 2001. 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 the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

RECEIVED
SEP 26 2001

65-2133
65-6069
65-6071
65-6075
65-6072

IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St
P O Box 83720
Boise, ID 83720-0098
(208) 327-7900

TO

LETTUNICH & SONS
8800 HWY 95
PAYETTE ID 83661

LETT800* 836612001 1401 07 09/22/01
FORM 3547

LETTUNICH & SONS
PO BOX 608
PAYETTE ID 83661-0608



First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

fee due 60¢

U.S. POSTAL SERVICE
PS FORM 3547



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.

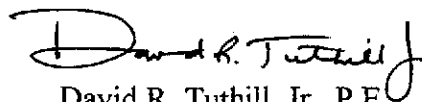
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without 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

11/22/2000

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

RIGHT NUMBER: 65-6069

NAME AND ADDRESS: LETTUNICH & SONS
8800 HIGHWAY 95
PAYETTE, ID 83661

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.21 CFS

A DIVERSION RATE OF .0327 CFS PER ACRE AT THE FIELD
HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF
USE DESCRIBED ABOVE.

PRIORITY DATE: 04/01/1954

POINT OF DIVERSION: T08N R05W S10 LOT 3 SESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	1.21 CFS

PLACE OF USE:

<u>IRRIGATION Within PAYETTE County</u>							
T08N R05W S10	LOT 4	SWNW	1	T08N R05W S10	LOT 4	SENW	16
T08N R05W S10	LOT 3	NESW	15	T08N R05W S10	LOT 3	NWSW	5

37 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 - Beneficial Use

DATE: 11/22/00
PAGE: 1

POW VERIFIED BY PRBA BLUELINE
CLARIFIED GOVT LOTS INTO $\frac{1}{4}$ $\frac{1}{4}$ TRACTS
FOR POD & POW.

**T08N R05W
S10**

Idaho Department of Water Resources

Claims: 65-06069

Prepared By:

RON HOWERTON

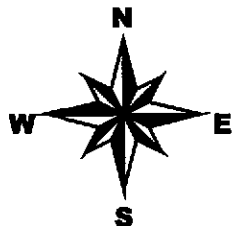
Date: 22 NOV 00

 **Place of use**

● **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



**T08N R05W
S10**

Idaho Department of Water Resources

Claims: 65-06069

Prepared By:

RON HOWERTON

Date: 22 NOV 00

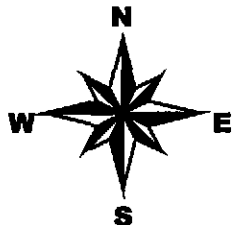
 **Place of use**

● **POD**

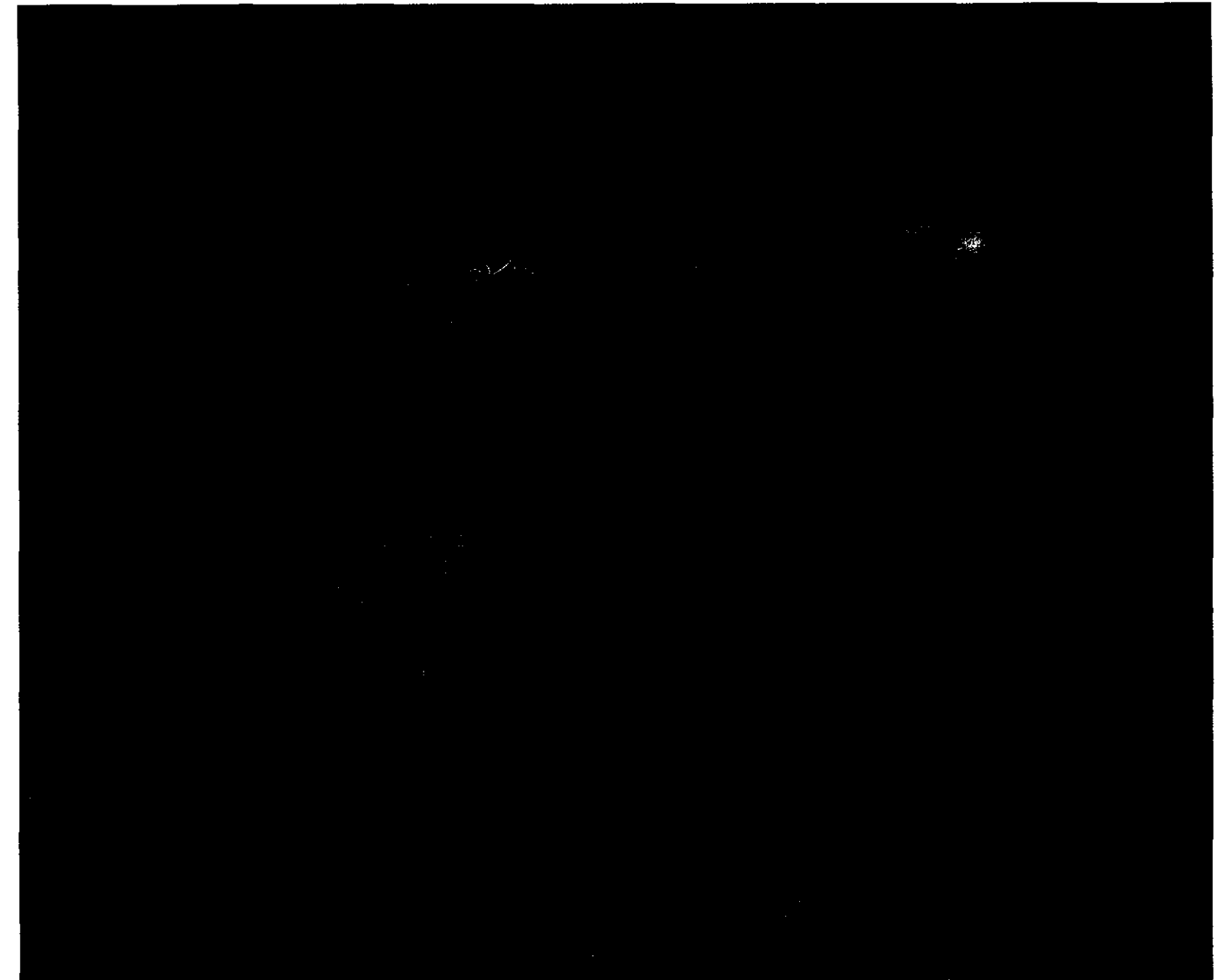
 **SECTION**

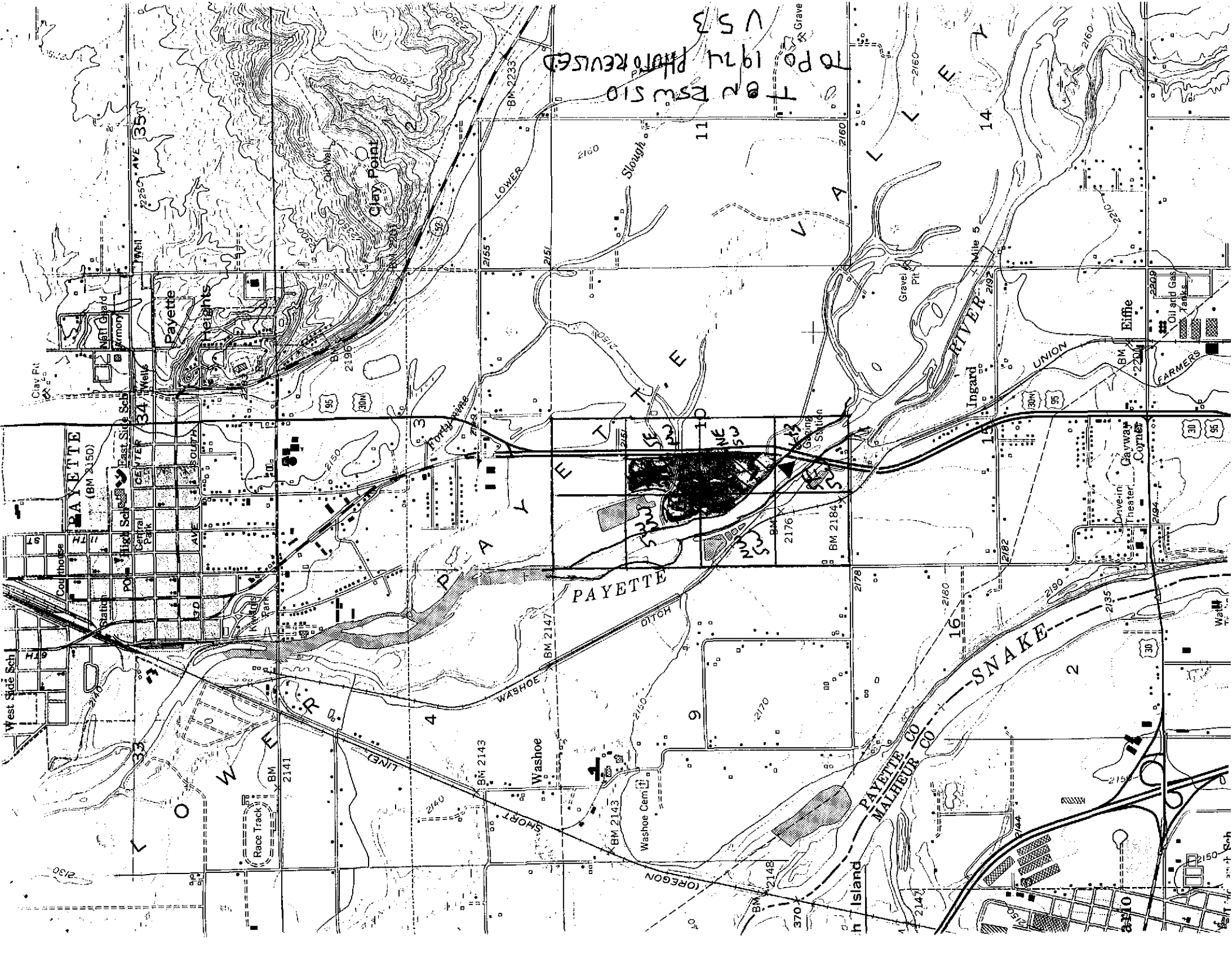
 **1/4 1/4**

37 Acres



1987 NAPP





Yraguen, Patsy

Walker, Charles

Yangen, D. R.

Horne, D. R.

0111 - TỖ V

34 Nelson, A. V.
35 Albrich
36 Hinchman
37 Salterbeck, C. B.
38 Raby, S. J.
39 Salterbeck, Louisa
40 Carpenter, Bette
41 Lettunich & Sons
42 Brucher
43 Lettunich & Sons
44 Carpenter, Belle

Hogg, R. G.

Schroeder, E. W.

Seventh Day Adventist
Seventh Day Adventist

73 Maule, R. D.
74 Gehrke, Ed.
75 Payette County
76 Hannigan
77, Belhr
78 Crays
79 Terrell, D. A.
80 Bolling, J. R.
81 Drinkwine, W. H.
82 Caldwell, R.
83 Stroud

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				
65-06069	LETTUNICH & SONS 8800 HIGHWAY 95 PAYETTE ID 83661	04/01/1954	IRRIGATION	03-15 11-15	1.21	CFS BENEFICIAL USE
					TOTAL QUANTITY:	1.21 CFS
					CONSUMPTIVE USE:	129.5 AFY
POINT OF DIVERSION:						
T08N R05W S10 LOT 3 (SESW)						
PLACE OF USE: IRRIGATION						
T08N R05W S10 Lot 3 (NESW)24.0 Lot 4 (SWSE)13.0						
37.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .0327 CFS PER ACRE AT THE FIELD HEADGATE IS						
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED						
ABOVE.						

MEMORANDUM

A65-06069

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

A. ROOT WATER RIGHT NUMBERS: A65-06069
R65-06069

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	05W	10	NE	SW	3	LETTUNICH & SONS	A65-06069 / 24.0	65-06069 / 24.0	33.0		
			NE	SW		SWANSON, BEULAH F	A65-21535 /	- /			
			NE	SW	3	SWANSON, VERNE B	A65-11061 / 2.0	65-11061 / 2.0			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-07882 / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-00165A / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-00165B / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-00165C / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-00165X / 21.0	65-00165X / 21.0			
			NE	SW	3	LOWER PAYETTE DITCH CO	A65-11413 / 21.0	65-11413 / 21.0			
			NE	SW	3	LETTUNICH & SONS	R65-06069 / 24.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	R65-00165A / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	R65-00165B / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	R65-00165C / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH CO	R65-00165X / 21.0	- /			
			NE	SW	3	LOWER PAYETTE DITCH COMPANY	A65-02927H / 21.0	- /			
08N	05W	10	SW	SE	4	LETTUNICH & SONS	A65-06069 / 13.0	- /	36.0		
			SW	SE	2	SWANSON, VERNE B	A65-11061 / 13.0	65-11061 / 13.0			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-07882 / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-00165A / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-00165B / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-00165C / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-00165X / 18.0	65-00165X / 18.0			
			SW	SE	2	LOWER PAYETTE DITCH CO	A65-11413 / 18.0	65-11413 / 18.0			
			SW	SE	2	LOWER PAYETTE DITCH CO	R65-00165A / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	R65-00165B / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	R65-00165C / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH CO	R65-00165X / 18.0	- /			
			SW	SE	2	LOWER PAYETTE DITCH COMPANY	A65-02927H / 18.0	- /			
			SW	SE	4	LETTUNICH & SONS	R65-06069 / 13.0	- /			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-06069	37.00	24.00	69.00
-------------	-----------	-------	-------	-------

POU COUNTY: PAYETTE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-06069	PAYETTE RIVER	LETTUNICH & SONS	1.210	0.032		
R65-00165A	PAYETTE RIVER	LOWER PAYETTE DITCH CO	63.320	0.005		
A65-00165A	PAYETTE RIVER	LOWER PAYETTE DITCH CO	63.320	0.005		
R65-00165B	PAYETTE RIVER	LOWER PAYETTE DITCH CO	37.630	0.003		
A65-00165B	PAYETTE RIVER	LOWER PAYETTE DITCH CO	37.630	0.003		
A65-00165C	PAYETTE RIVER	LOWER PAYETTE DITCH CO	59.230	0.005		
R65-00165C	PAYETTE RIVER	LOWER PAYETTE DITCH CO	59.230	0.005		
A65-00165X	PAYETTE RIVER	LOWER PAYETTE DITCH CO	122.120	0.011		
R65-00165X	PAYETTE RIVER	LOWER PAYETTE DITCH CO	122.120	0.011		
A65-02927H	PAYETTE RIVER, NORTH FORK	LOWER PAYETTE DITCH COMPANY			10000.00	0.90
R65-06069	PAYETTE RIVER	LETTUNICH & SONS	1.210	0.032		
A65-07882	GRAVEYARD GULCH WASTEWAY	LOWER PAYETTE DITCH CO	30.000	0.002		
A65-11061	SLOUGH	SWANSON, VERNE B	0.300	0.020		
A65-11413	GRAVEYARD GULCH WASTEWAY	LOWER PAYETTE DITCH CO	60.000	0.005		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-21535	DOMESTIC	SWANSON, BEULAH F	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-06069 Date: 2-10-00

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	8N	5W	10								04 13	03- 24								37
GIS											17	20								37
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 238, 239

POD_ID #(s): 183

Total Claimed Acres: 37

Total GIS Acres: 37

COMMENTS:

7

MAP NO.

B-5-A

(Name of Claimant)

claims a right to the diversion

(Mailing Address)

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) April 1, 1954

- (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:
(Both Dates Inclusive)

Use Irrigation 68 Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use AF (Domestic, irrigation, stock, etc.) Period of Use From _____ To _____
(Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: 68 Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute. (LOT 3)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. SE 1/4 SW 3/4, Sec. 10, Twp. 8N, Rge. 5W, 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. Electric pump, concrete ditch for irrigation

- (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 37

- 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 organization. _____

- (9) Remarks *This is a new compound w/ 45.0% shallarovic no*

- (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

individual
Michael P. Lerner
(Signature of Claimant)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

County of Alameda

Organization
Seal

(Signature of Authorized Agent)

On this 26 day of Feb, in the year 1913, before me,
a Notary public, personally appeared Michael F. Lettanich
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

DET 6-22-78

and § 4/13/77

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

IDENT. NO.

MAP NO.

TO A
WATER RIGHT

65-6069

Notice is hereby given that

LETTUNICH & SONS

(Name of Claimant)

Route #1, Box 222A Payette, Idaho 83661

(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) April, 1954
- (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: (Both Dates Inclusive)
- Use Irrigation 162 AF Period of Use From 3/15 To 11/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- (4) Quantity of water claimed: 68 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 SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, Twp. 3N, Rge. 5W, 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. Electric pump, concrete ditch for irrigation
- (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 $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
☒	☒	☒							7	7	17	5	8						37 36
									1	1									
									4	3									

Total No. of acres 37 36

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 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.

7/26/1973
(Date)
State of Idaho
County of Ada
On this 26 day of Feb in the year 1973, before me, a notary public, personally appeared Michael P. Lettunich 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.

My commission expires 7/29/1975

Individual

Michael P. Lettunich
(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

Notary Public residing at Payette, Idaho

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. 65-06069
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Lettunich & Sons stipulate as follows:

1. That water right claim No. 65-06069, 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 Lettunich & Sons withdraw 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 20 day of April, 1993.



AUTHORIZED AGENT
LETTUNICH & SONS

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				
65-06069	LETTUNICH & SONS 8800 HIGHWAY 95 PAYETTE ID 83661	04/01/1954	IRRIGATION	03-15 11-15	1.21	CFS BENEFICIAL USE
					TOTAL QUANTITY:	1.21 CFS
					CONSUMPTIVE USE:	129.5 AFY
POINT OF DIVERSION:						
T08N R05W S10 LOT 3 (SESW)						
PLACE OF USE: IRRIGATION						
T08N R05W S10 Lot 3 (NESW)24.0 Lot 4 (SWSE)13.0						
37.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .0327 CFS PER ACRE AT THE FIELD HEADGATE IS						
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED						
ABOVE.						

State of Idaho

DEPARTMENT OF WATER RESOURCES

1000 North 10th Street, Statehouse Mail, Boise, Idaho 83720-9000
7-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 2, 1993

642-4730
Stipulation FAX
3-2-93
642-4295 hm.
on.

Lettunich & Sons
8800 Highway 95
Payette, ID 83661

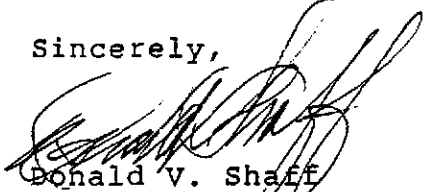
RE: Payette Adjudication - (Gem Co. Civil No. 3667)
Stipulation Resolving Objections to Water Right

Dear Claimant:

In response to your telephone call last week, I have enclosed another copy of the Stipulation referenced above. Please review this Stipulation, sign it if it is acceptable and return it to the attention of Dan Steckel at this address. I would certainly appreciate your expediting this because as you can see from the enclosed February 3, 1993 letter, we were expecting your response by February 19, 1993.

Thank you for your cooperation.

Sincerely,


Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf

Enclosures:

Copy of Stipulation Referenced Above
Copy of February 3, 1993 Letter

4-9-93

Called & spoke to Mrs. Milce
Lettunich - she said it's prob
been pushed to back of pile as
they just finished their sale. per.
Gave her my ext. + Dan's.

cc in T/F 4-14-93

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LETTUNICH & SONS 8800 HIGHWAY 95 PAYETTE ID 83661 (208) 642-4295	04/01/1954	IRRIGATION	03-15 11-15	1.21 CFS	
					TOTAL DIVERSION:	1.21 CFS
					CONSUMPTIVE USE:	129.5 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R05W S10 Lot03(SESW)

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	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
08N	05W	10	:								:						:						:				
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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

April 29, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Lettunich & Sons
8800 Highway 95
Payette, ID 83661

Re: Civil Case No. 3667 - Frasier, et al Objection 65-06069

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 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 the water rights were decreed on January 21, 1986 and in subsequent partial decrees.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 0.68 cubic feet per second (cfs). Having reviewed the data submitted by the parties and data and evidence obtained by the Department, the Department recommends a diversion rate of 1.21 cfs. If the amount of water is not proposed to change, data and/or evidence indicated a change was not justified.

The Department has made an effort to determine a fair and accurate diversion rate for each of the parties. If you disagree with the proposal above, please contact us by May 15, 1992. We hope to resolve any disputes that may exist before going to the court asking for a decree of your water right through a Motion for Summary Judgment.

A summary judgment allows the judge to make a decision without the time or expense of a trial when the facts are not disputed. Notice of this motion and the accompanying hearing will be provided to you 28 days before the hearing.

Regards,

Donald V. Shaff
Manager, Adjudication Section

DIVERSION RATE CALCULATIONS

Water Right No. 65-06069

Date 4/20/92

Initials JP

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>37</u>	x	0.034	=	<u>1.26</u>
Letha	<u>-</u>	x	0.029	=	<u>-</u>
Other	<u>-</u>	x	0.02	=	<u>-</u>
Total	<u>37</u>				<u>1.26</u>

Conveyance Loss (see attached) = -

TOTAL DIVERSION RATE = ~~1.26~~ 1.21

Comments:

LIMITED TO MEASURED CAPACITY
SEE FILE

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 273

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
65-2543	MACGREGOR LAND & LIVESTOCK CO. BOX 5128, BOISE, IDAHO 83701	6/24/1951	IRRIGATION	3/15 11/15	--- AFA 1.80 CFS	LOT 1 S25 T 7N R 1W	NENE(38) LGT 1(11) S25 T 7N R 1W LGT 7(11) LOT 6(37) LOT 5(15) LGT 4(4) S24 T 7N R 1W *116*	LICENSE
65-6069	PLETTUNICH & SONS ROUTE 1, BOX 222A, PAYETTE, IDAHO 83661	4/ 1/1954	IRRIGATION	3/15 11/15	--- AFA .68 CFS	LOT 3 S10 T 8N R 5W	LOT 3(24) LOT 4(13) S10 T 8N R 5W *37*	BENEFICIAL USE
65-2590	GOSLIN, BEN R. & GOSLIN, AVIS V. HORSESHOE BEND, IDAHO 83629	4/19/1954	IRRIGATION	4/ 1 11/ 1	--- AFA 1.70 CFS	LOT 1 S25 T 7N R 1E	LGT 1(25) S24 T 7N R 1E LOT 2(40) LGT 1(20) S25 T 7N R 1E *85*	LICENSE
65-10503	SMITH, ELMER & SMITH, MARY JANE ROUTE 1, HORSESHOE BEND, IDAHO 83629	6/ 1/1954	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SWNW S 2 T 7N R 2E	SWNW S 2 T 7N R 2E	BENEFICIAL USE
65-0225	MC DONOUGH, GEORGE ROUTE 1, HORSESHOE BEND, IDAHO 83629	2/16/1955	IRRIGATION	4/ 1 11/1	--- AFA .84 CFS	LOT 1 S23 T 7N R 1E	NESW(13) SESW(5) NWSE(2) SWSE(8) SESE(1) S14 T 7N R 1E *29*	BENEFICIAL USE
65-2694	WATSON, CLAYTON & ROBERTS, KENNETH L. & ROBERTS, GLORIA Y. HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2448 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/ 7/1955	IRRIGATION	4/ 1 11/ 1	--- AFA .46 CFS	LOT 8 S23 T 7N R 2E	SENW(11) LOT 8(14) S23 T 7N R 2E *25*	LICENSE
65-10842	TURNER, HERBERT L. & TURNER, ESTER M. ROUTE 1, BOX 2818, EMMETT, IDAHO 83617	7/ 1/1955	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	NWSE S27 T 7N R 2E	NWSE S27 T 7N R 2E	BENEFICIAL USE
65-2614	SHOEMAKER, DONALD E. & SHOEMAKER, DORTHA L. HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2366 & 65-3402 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/24/1956	IRRIGATION	4/ 1 11/ 1	--- AFA .80 CFS	LOT 4 S32 T 7N R 2E	LGT 8(1) S31 T 7N R 2E LGT 3(21) LOT 4(12) S32 T 7N R 2E *34*	LICENSE

To

Date

D
7-1-91

Time

302

A.M.
P.M.

WHILE YOU WERE OUT

of

Mr. Lettinich
Frazier Obj.

Phone

AREA CODE

NUMBER

EXTENSION

Telephoned	☒	Please call	☐
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message

65-06069

Has SCS man there - doesn't
feel he's getting enough water.
Will call u if he needs to.
I gave him DU & P/D to help
him. Was most ~~to~~ courteous.

Signed



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

Lettunich & Sons
8800 Highway 95
Payette, ID 83661

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Civil Case No. 3667
Frasier, et al Objection 65-06069

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 .68 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

CONVERSATION MEMORANDUM

DATE 8/21/86

FILE 65-6069

NAME OF PARTY Letturnick & Sons

EMPLOYEE _____

RE: Measured Letturnick pumping plant
7/10/86. Measured water in a concrete
ditch. It appeared to me that ^{the} pump inside
to be worked on as water was ~~by~~ passing
the outlet pipe. Measured 1.207 cfs with
a pygmy meter

I.J. 200
- 63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 7/10 1964 DISCHARGE MEASUREMENT NOTES

Gazette R

River at Snake R.

TJKW

Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
						At point	Mean in vertical			
0+00	EW									
0+5		.5		40	62					
1+4		.9		40	52					
2+0		.5		40	31					
2+8	EW									
Pygmy flow meter										
System needs repair										
work on motor & pump										
P.D. = SE SW Sec 10 T8N R5W										
Note: See printout for total QSS.										

MEASUREMENT FOR PAYETTE R. TR. SNAKE R

PAGE 1

MEASUREMENT LOCATION PUMP IN RIVER TO CONC. DITCH LEGAL DESCRIPTION SESW SEC 10 TWP 08N R10G 05W
 MEASURED BY JKN ON 07/10/86 V = .956N + .046

DISTANCE FROM INITIAL POINT	DEPTH	AREA	REVOLUTIONS	TIME	VELOCITY	DISCHARGE
FEET	FEET	SQ. FT.		SEC.	FT/SEC.	CFS.
.000	.000	.000	0	.000	.000	.000
.500	.500	.350	40	62.000	.663	.232
1.400	.900	.675	40	52.000	.781	.527
2.000	.500	.350	40	31.000	1.280	.448
2.800	.000	.000	0	.000	.000	.000
TOTALS		1.375				1.207

$$\frac{1.207}{844}$$

$$\begin{aligned} d x_2 &= 0.5 \\ b(x-1) &= 1.4 \\ b(x+1) &= 2.8 \\ V x_2 &= \frac{12}{40} = 0.3 \\ z &= 2 \end{aligned}$$

$$1.527$$

$$\begin{aligned} d x_2 &= 0.9 \\ b(x-1) &= 0.5 \\ b(x+1) &= 2.0 \\ V x_2 &= 1.781 \\ z &= 2 \end{aligned}$$

$$1.232$$

$$\begin{aligned} d x_1 &= 0.5 \\ b(x-1) &= 0.0 \\ b(x+1) &= 1.4 \\ V x_1 &= 1.663 \\ z &= 1 \end{aligned}$$

$$V x = \frac{2}{b(x+1) - b(x-1)} d x$$



201

NORTH

SOUTH

PUMP

AS SW

8410

7013W

WRR100
65-6069

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
8-MAY-1986 19:27:14

01 WATER RIGHT NUMBER - 65-6069

02 OLD (D) NUMBER -

LAST NAME
03001 - LETTUNICH & SONS

FIRST NAME
04001 -

ORIG. OWNER
05001 - C

06 ADD LINE 1 - ROUTE 1, BOX 222A

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - PAYETTE

10 STATE - ID

11 ZIP - 83661

12 STAGE - D DECREE

13 STATUS -

SOURCE
14001 - PAYETTE RIVER

TRIBUTARY OF
15001 - SNAKE RIVER

16 DIVERSION MEANS -

17 COUNTY - 75 PAYETTE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .680

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT - 65

TRACT				SEC		TWN		RNG		DIVERSION POINTS		STREAM INDEX FIELDS													
										LOT		RFLG													
22001 -				23001 - 10		24001 - 08N		25001 - 05W		26001 - 03		27001 -													
										28001 - 0		0.0 0.0		0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0											

29 NON-IRRIGATION USE -

USE CODE / USE		TWN		RNG		PLACE OF USE		SEC		TRACT		ACRES		LOT	
30001 - 01 IRRIGATION		31001 - 08N		32001 - 05W		33001 - 10		34001 - NESW		35001 - 24		36001 - 03			
30002 - 01 IRRIGATION		31002 - 08N		32002 - 05W		33002 - 10		34002 - SENW		35002 - 13		36002 - 04			
														TOTAL ACRES: 37	

PERIOD FROM		PERIOD TO		USE CODE / USE		WATER USE		DIVERSION RATE		DIVERSION VOLUME	
37001 - 0315		38001 - 1115		39001 - 01 IRRIGATION		40001 -		0.680		41001 - 0.00	

42 DECREE PLAINTIFF NAME - STATE OF IDAHO

43 DECREE DEFENDANT NAME - A & C CORP., ET AL.

REMARKS
44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

D A T E S				D A T E S				F L A G S			
47	PRIORITY	-	1-APR-1954	55	LICENSE	-		63	TRANSFER/AMENDED	-	
48	PROOF DUE	-		56	APPL RECEIVED	-		64	DLE/CAREY ACT	-	
49	PROOF MADE	-		57	FIELD EXAM MADE	-		65	FLAG_1	-	
50	APPROVE/DENIED	-		58	DECREE	-	21-JAN-1986	66	FLAG_2	-	
51	PROTESTED	-		59	START WORK	-		67	FLAG_3	-	
52	HEARING	-		60	ORDER SHOW CAUSE	-					
53	VERIFIED	-		61	DATE_1	-					

WRR100
65-6069

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
8-MAY-1986 19:27:14

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 8-MAY-1986

62 DATE_2 -

5/12/86
VERIFIED JKN

CONVERSATION MEMORANDUM

DATE 12/23/85FILE 65- ~~6069~~ 6069NAME OF PARTY Gene Gray & Ed LettauichEMPLOYEE David ShawRE: Reason right was not decreed.

I explained the Frazier objection and that all rights in the same category had been held out until that objection is resolved. When that objection is resolved we will contact all water users ~~in the area~~ with the same type of lands and make similar recommendations for them.

Mr. Lettauich seemed agreeable. I suggested he might want to ask the SCS to make some measurements if he felt more water than 1"/acre was used. He said he might contact them.

MEMO

TO: 65-6069

FROM: DRT 5/17/78

PERFORM FIELD EXAM TO CHECK SOURCES ON THESE LANDS.

STOP AT BRIDGE ACROSS RIVER @ SESW S.10 T8N R5W.
PER FIELD EXAM/CONVERSATION WITH ONE OF THE LETTUNICH
SONS ON 6/20/78, THESE LANDS ARE NOT IRR BY
LOWER PAYETTE DITCH WATER. THE RT DESCRIBED DY -6069
IS THE ONLY ONE USED.

C
O
P
Y

March 29, 1977

Lettunich & Sons
Route 1, Box 222A
Payette, Idaho 83661

Gentlemen:

Payette
After reviewing Claim #65-6069 and the aerial photographs, it appears that the property irrigated is inconsistent with land you now own. Also since the property claimed lies on each side of the Boise River, there would have to be a ditch on each side of the river to furnish water to the referenced property.

At your convenience, please contact this office or come in to clarify this question. Your cooperation will assist us in accurately making a recommendation concerning your water rights.

Sincerely,

ROBERT HOWARD
Water Resource Agent

RH:lp

~~at ASCS Property.~~

17	NE	SW
5	NW	SW
7	SW	NW
7	SE	NW
		36

met with Mr. Lettman &
located acres irrigated from

Pumps - 2/2/78

P₄

JKN