

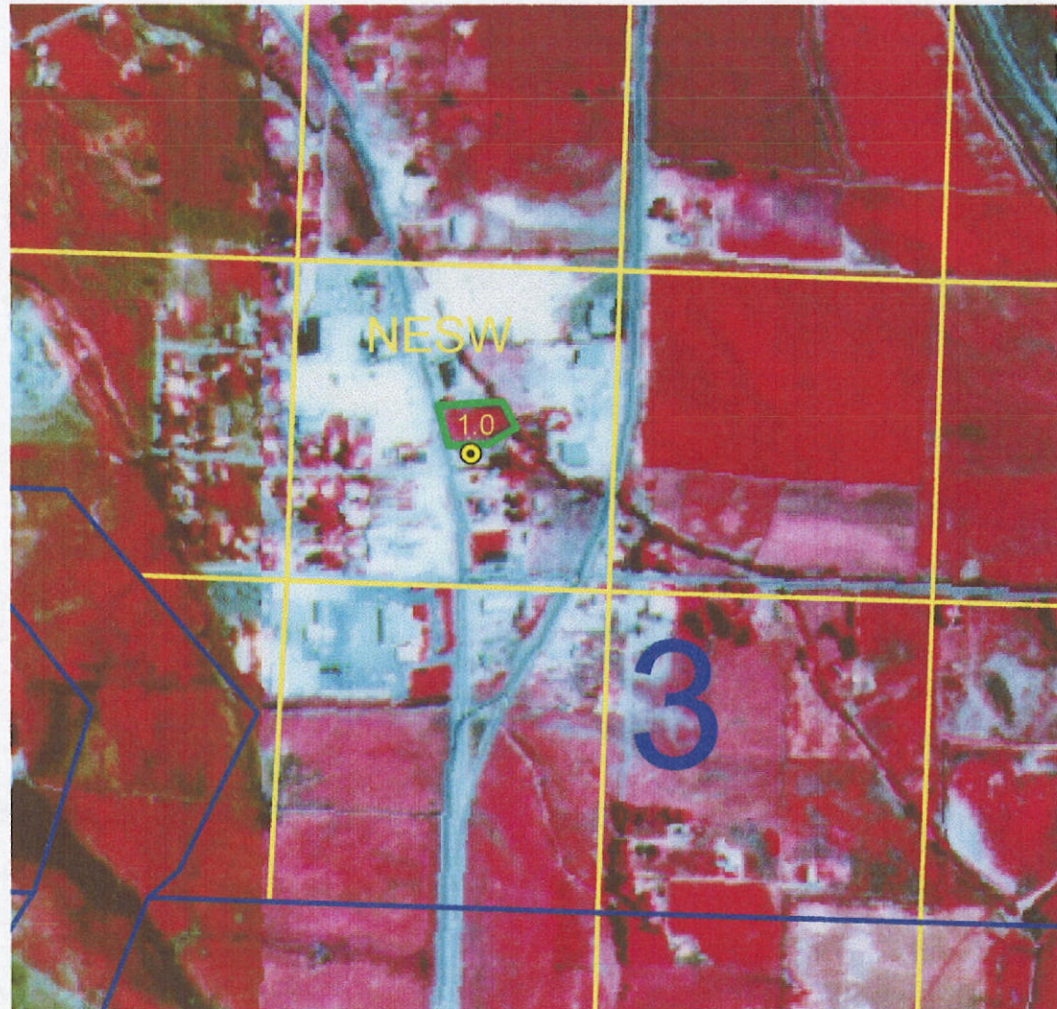
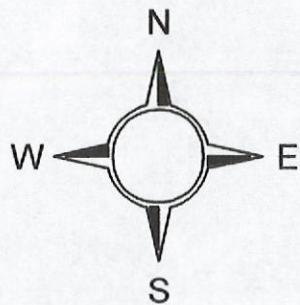
Idaho Department of Water Resources

Claim Number: 65-06218

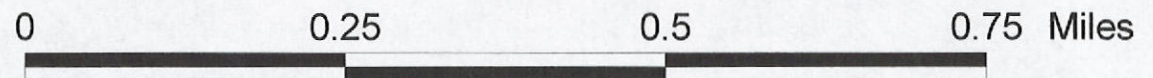
Legal: T08N, R05W, S3

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

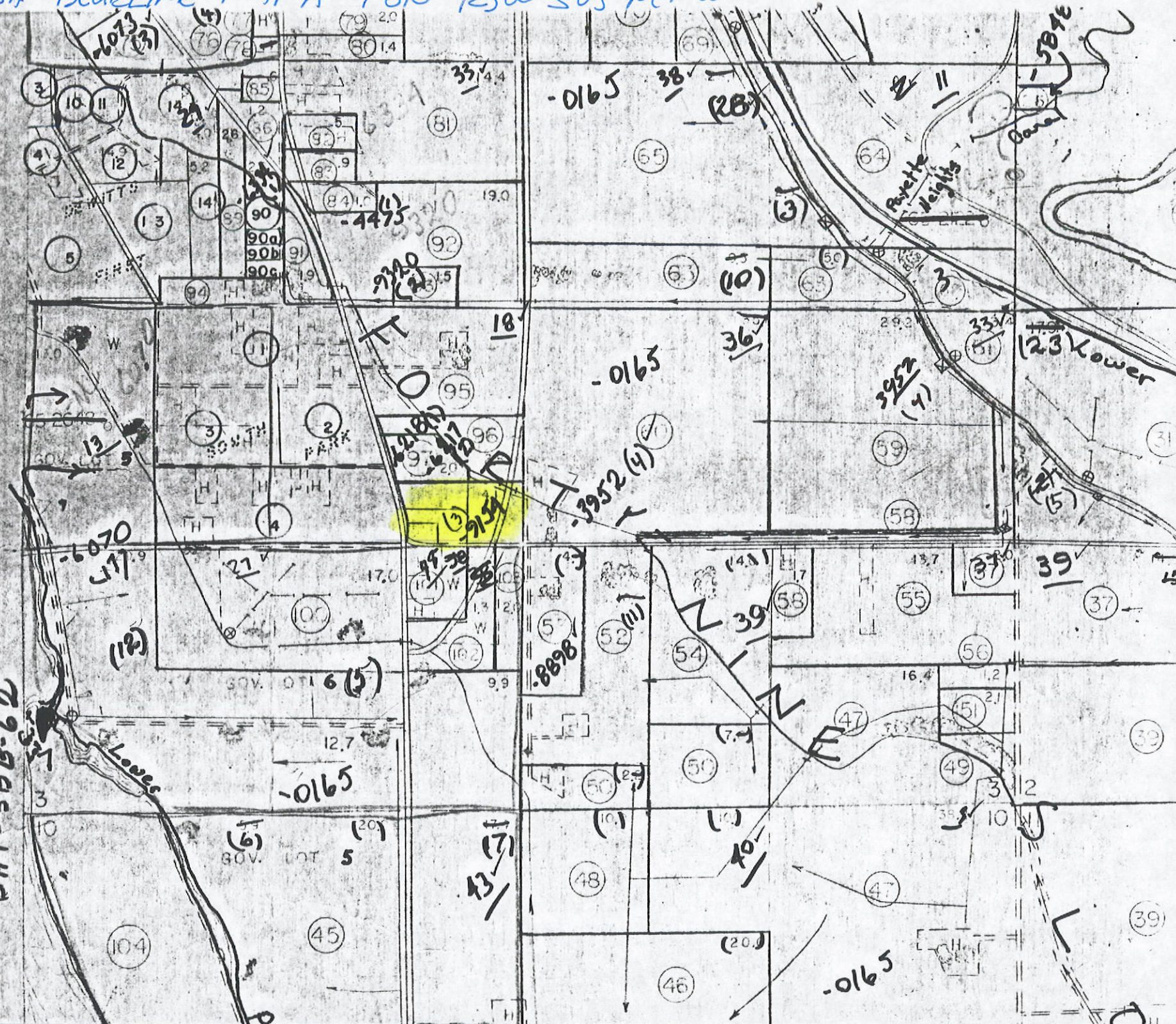


1987 Napp Photo



PRBA BLUELINE MAP "A" T8N R5W S03 NE1/4

DHY-33B-62



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.

MAP NO.

65-6218

B-5-A

Notice is hereby given that HOWARD K. RUSSELL

(Name of Claimant)

Star Route, Payette, Idaho

(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 1, 1953

(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)

1.2 Use Domestic 02 . 04 Period of Use From Jan. 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

4.5 Use Irrigation 04 . 02 Period of Use From March 15 To Nov. 15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

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

(4) Quantity of water claimed: 06 . 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 NE $\frac{1}{4}$ Sw $\frac{1}{4}$, Sec. 3, Twp. 8 N., Rge. 5 W., B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Drilled well, electric pump

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				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 $\frac{1}{4}$	
<u>8 N.</u>	<u>5 W.</u>	<u>3</u>									<u>1</u>								<u>1</u>

Total No. of acres 1

☒ If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic for one household

(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 when combined w/ 65-6217 and 65-6465 shall provide no more than .02 cfs/acre nor 4 $\frac{1}{2}$ AFA/acre. Payette Ditch Co water rights 9-8-78 5-18 SW

(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

March 21, 1973
(Date)

Howard K. Russell
(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Ada

On this 21st day of March, in the year 1973, before me,

a notary public, personally appeared HOWARD K. RUSSELL known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

Notary Public residing at _____

My commission expires May 26, 1974

wd 5/3/77

Jaw

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: A65-06218
Date Received: 4/06/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD K. RUSSELL 208-642-2824
Address: 1393 HWY 95 S.
PAYETTE, ID 83661

2. Date of Priority: APR 01, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	3	NE	SW			PAYETTE

5. Description of diverting works:
DRILLED WELL & PUMP.

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		1.20
IRRIGATION	03/15	11/15	0.020		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 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	3	NE	SW		IRR	1.0

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: 3956
Ident. No. A65-06218

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

Please type or print clearly:

Name of claimant(s) HOWARD K. RusseH

Mailing Address
(including zip code) 1393 HiWAY 95. S.
Payette, Idaho 83661

Phone Number (208) 642-2824

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: 65-06218
DATE RECEIVED: 4-6-90
RECEIPT NO: X999999
RECEIVED BY: -----

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 6 1990

1. NAME: HOWARD K. RUSSELL
ADDRESS: STAR ROUTE
PAYETTE, ID

83661

Department of Water Resources

2. DATE OF PRIORITY: APR 01, 1953

3. SOURCE: GROUNDWATER

TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
08N	05W	3		NE	SW		PAYETTE

5. DESCRIPTION OF DIVERTING WORKS:
DRILLED WELL & PUMP.

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		1.20
IRRIGATION	03/15	11/15	0.020		

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR)

1.20 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	3	NE	SW		IRR	1.0
SECTION ACRES							1.0

11. PLACE OF USE IN COUNTIES: PAYETTE, PAYETTE

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH CO.
& 65-6218 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

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 X 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): Howard J. Russell DATE: 4-03-90

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE
_____ 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 Payette) SS.
_____)

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 3rd DAY
OF April 19 90

NOTARY PUBLIC

SEAL

RESIDING AT Payette, Idaho

MY COMMISSION EXPIRES 4-14-92
DATE: 01/23/90 4676

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Russell CLAIM IDENT. NO. AC05-06218

DATE RECEIVED 4-6-90 CK # _____ AMOUNT \$ exempt YES ☒ NO ☐ Required Info? ☐

- 1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Required Info? ☐
- 2. Is a priority date entered? ☐ YES ☐ NO ☐ Required Info? ☐
Is the priority date acceptable in view of mandatory filing dates? ☐ YES ☐ NO ☐ Required Info? ☐
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ YES ☐ NO ☐ Required Info? ☐
- 3. (a) Is a source entered? ☐ YES ☐ NO ☐ Required Info? ☐
(b) Is a tributary to entered? (if required) ☐ YES ☐ NO ☐ Required Info? ☐
- 4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO ☐ Required Info? ☐
- 5. Is there a description of the diverting works? ☐ YES ☐ NO ☐ Required Info? ☐
- 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. ☐ YES ☐ NO ☐ Required Info? ☐
Is the period of use included? ☐ YES ☐ NO ☐ Required Info? ☐
Is a quantity claimed for each use? ☐ YES ☐ NO ☐ Required Info? ☐
- 7. Is a total quantity claimed entered? ☐ YES ☐ NO ☐ Required Info? ☐
- 8. If required is a consumptive use entered? ☐ YES ☐ NO ☐ Required Info? ☐
Is the consumptive use correct? ☐ YES ☐ NO ☐ Required Info? ☐
- 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. ☐ YES ☐ NO ☐ Required Info? ☐
- 10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO ☐ Required Info? ☐
- 11. Is (are) the county(ies) entered? ☐ YES ☐ NO ☐ Required Info? ☐
- 12. Is the ownership of p.u. checked? ☐ YES ☐ NO ☐ Required Info? ☐
- 13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO ☐ Required Info? ☐
- 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.) ☐ YES ☐ NO ☐ Required Info? ☐
- 15. Is the basis of the claim indicated? ☐ YES ☐ NO ☐ Required Info? ☐
- 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☐ Required Info? ☐
- 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Required Info? ☐
- 18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Required Info? ☐
- 19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Required Info? ☐
- 20. Is the fee enclosed correct? ☐ YES ☐ NO ☐ Required Info? ☐
- 21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO ☐ Required Info? ☐
- 22. Should this claim be data entered? ☐ YES ☐ NO ☐ Required Info? ☐

Claim checked by: RAO Date: 5-10-90

Claim must be returned to claimant: ☐ (Yes) ☒ (No)

Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: [Signature] Date: 5/30/90
Sent to claimant by: [Signature] Date: 5/29

Comments: _____

MICROFILMED

SEP 23 1992

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: 65-6218

HOWARD K RUSSELL

1393 HWY 95 S

PAYETTE ID 83661

Telephone Number: (208)642-2824

RECEIVED**MAY 09 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: 4-11-201

SIGNATURE: Howard K. Russell

Please print your name: Howard K. Russell

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

1. Danny O'Leary
2. Deanna L. Kottig

11/29/2000

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

RIGHT NUMBER: 65-6218
NAME AND ADDRESS: HOWARD K RUSSELL
1393 HWY 95 S
PAYETTE, ID 83661

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
1.2 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH
CO. SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1953

POINT OF DIVERSION: T08N R05W S3 NESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC 1 HOMES	1-01 12-31	0.04 CFS 1.2 AFY
IRRIGATION	3-15 11-15	0.02 CFS

PLACE OF USE:

DOMESTIC Use same as IRRIGATION
IRRIGATION Within PAYETTE County T08N R05W S3 1
NESW

1 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LOWER PAYETTE
DITCH CO.

10:15:28
05/26/00
531

CLAIM NUMBER: A65-06218

C 18
N 10
N 12
1-Home

WR5809NP
No. 65-06218

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/04/00
PAGE: 25

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOWARD K. RUSSELL STAR ROUTE PAYETTE ID 83661	04/01/1953	IRRIGATION DOMESTIC	03/15 11/15 01/01 12/31	0.020 CFS 0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R05W S03

NESW

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
08N	05W	3	:																	1.0
TOTAL ACRES																			1.0	

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

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
65-00165X 65-06217 65-09154 65-11413

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH CO.
& 65-6217 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: App. Received: *NOT CLAIMED* Priority Date: 04/01/1953
Proof Due Date: *DIF* Proof Made Date:
Exam Made Date: *SOURCE* Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

N 10

N 12

1-HOME

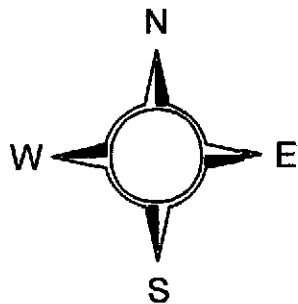
Idaho Department of Water Resources

Claim Number: 65-06218

Legal: T08N, R05W, S3

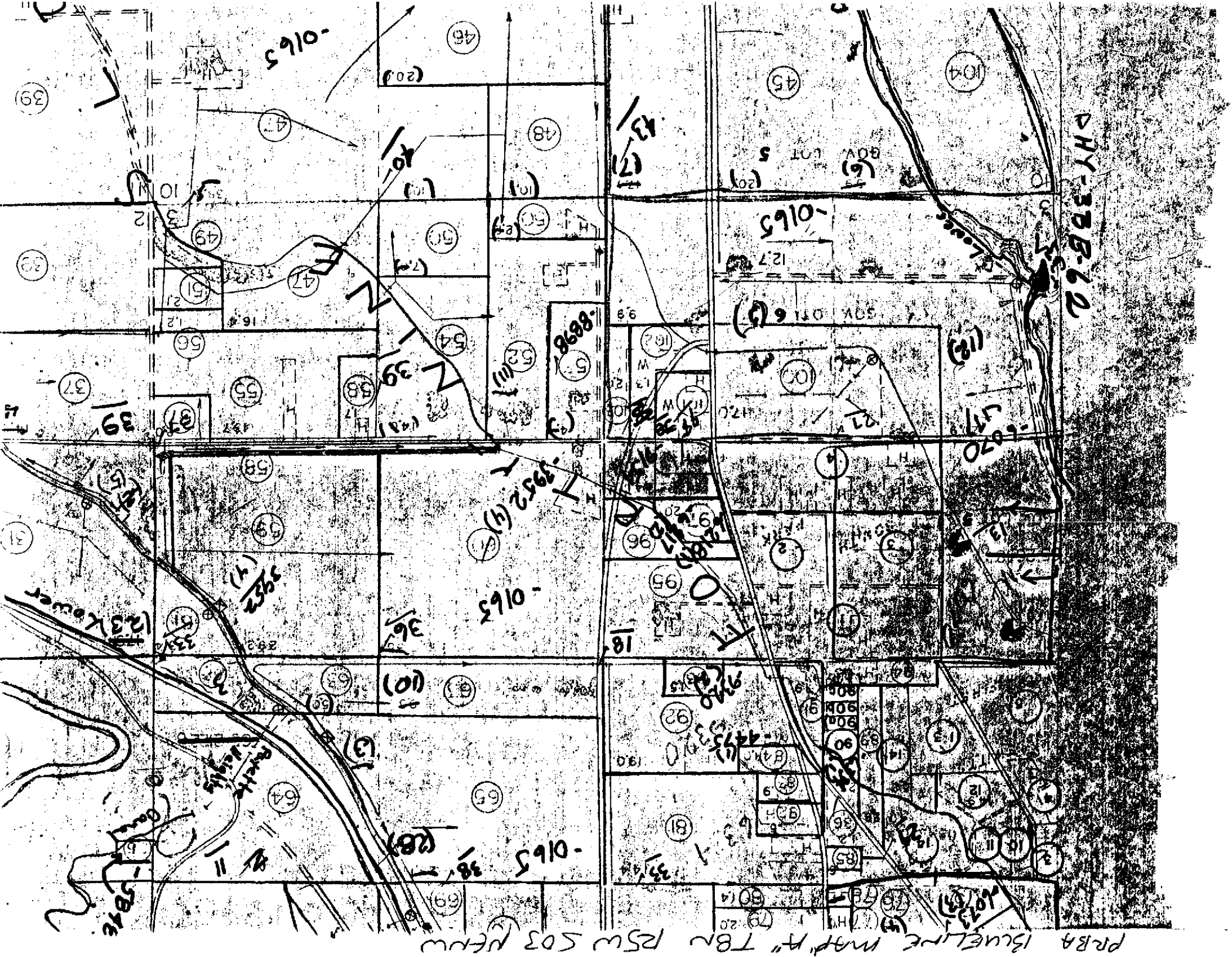
Reviewed By:

- Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo





A. ROOT WATER RIGHT NUMBERS: A65-06218

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	05W	3	NE	SW		RUSSELL, HOWARD K	A65-06218 / 1.0	65-06218 / 1.0	29.0		
			NE	SW		LOWER PAYETTE DITCH CO	A65-07882 / 18.0	- /			
			NE	SW		MAY TRUCKING CO	A65-05004 /	65-05004 /			
			NE	SW		LAMBETH, BILL	65-04716 /	65-04716 /			
			NE	SW		BREWER, VERNON E	A65-04476 /	65-04476 /			
			NE	SW		NORRIS, BETTIE L	A65-21394 /	- /			
			NE	SW		LOWER PAYETTE DITCH CO	A65-00165A / 18.0	- /			
			NE	SW		LOWER PAYETTE DITCH CO	A65-00165B / 18.0	- /			
			NE	SW		LOWER PAYETTE DITCH CO	A65-00165C / 18.0	- /			
			NE	SW		LOWER PAYETTE DITCH CO	A65-00165X / 18.0	65-00165X / 18.0			
			NE	SW		LOWER PAYETTE DITCH CO	A65-11413 / 18.0	65-11413 / 18.0			
			NE	SW		BARTON, BILL C	A65-05949 /	65-05949 /			
			NE	SW		BREWER, VERNON E	65-04476 /	- /			
			NE	SW		ANDERSON, MICHAEL D	A65-04158 /	65-04158 /			
			NE	SW		LAMBETH, BILL	A65-04716 /	- /			
			NE	SW		BARTON, BILL C	65-05949 /	- /			
			NE	SW		NELSON, ELMO G	65-06042 /	65-06042 /			
			NE	SW		MAY TRUCKING CO, ATTN C MARVINA	A65-04874 /	65-04874 /			
			NE	SW		MAY TRUCKING CO, ATTN C MARVINA	A65-18511 /	- /			
			NE	SW		MAY TRUCKING CO, ATTN C MARVINA	A65-18512 /	- /			
			NE	SW		MAY TRUCKING CO, ATTN C MARVIN	65-04874 /	- /			
			NE	SW		LOWER PAYETTE DITCH CO	R65-00165B / 18.0	- /			
			NE	SW		LOWER PAYETTE DITCH CO	R65-00165C / 18.0	- /			
			NE	SW		LOWER PAYETTE DITCH CO	R65-00165X / 18.0	- /			
			NE	SW		NELSON, ELMO G	A65-06042 /	- /			
			NE	SW		INOUE, TAD	A65-21383 /	- /			
			NE	SW		LOWER PAYETTE DITCH COMPANY	A65-02927H / 18.0	- /			
			NE	SW		MAY TRUCKING CO	A65-21346 /	- /			
			NE	SW		NORRIS, BETTIE L	65-21394 /	- /			
			NE	SW		MAY TRUCKING CO	65-18511 /	- /			
			NE	SW		MAY TRUCKING CO	65-18512 /	- /			
			NE	SW		MAY TRUCKING CO, ATTN C MARVIN	65-21346 /	- /			
			NE	SW		INOUE, TAD	65-21383 /	- /			
			NE	SW		ANDERSON, MICHAEL D	65-04158 /	- /			
			NE	SW		LOWER PAYETTE DITCH CO	R65-00165A / 18.0	- /			
			NE	SW		WEAR, WILLIAM A.		65-03991 /			
			NE	SW		BALL, EARL R.		65-04104 /			
			NE	SW		REED, EDWIN		65-04151 /			
			NE	SW		FLIPPO, CLYDE		65-04159 /			
			NE	SW		GAMER, RAYMOND F.		65-04275 /			
			NE	SW		MC GARY, H. E.		65-04328 /			
			NE	SW		RHINEHART, CHUCK		65-04395 /			
			NE	SW		RUSSELL, HOWARD K.		65-06217 / 2.0			
			NE	SW		MC GARY, H. E.		65-09154 / 3.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NE	SW		STEINIKER, ARDEN W.		65-11200 /			
ADDITIONAL POU FOUND											

TOTAL ACRES	A65-06218	1.00	1.00	29.00
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
A65-06218	GROUNDWATER	RUSSELL, HOWARD K	0.040	0.040	1.20	1.20
A65-00165A	PAYETTE RIVER	LOWER PAYETTE DITCH CO	63.320	0.005		
R65-00165A	PAYETTE RIVER	LOWER PAYETTE DITCH CO	63.320	0.005		
A65-00165B	PAYETTE RIVER	LOWER PAYETTE DITCH CO	37.630	0.003		
R65-00165B	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		
R65-00165X	PAYETTE RIVER	LOWER PAYETTE DITCH CO	122.120	0.011		
A65-00165X	PAYETTE RIVER	LOWER PAYETTE DITCH CO	122.120	0.011		
A65-02927H	PAYETTE RIVER, NORTH FORK	LOWER PAYETTE DITCH COMPANY			10000.00	0.90
A65-07882	GRAVEYARD GULCH WASTEWAY	LOWER PAYETTE DITCH CO	30.000	0.002		
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
A65-06218	DOMESTIC	RUSSELL, HOWARD K	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-06218	IRRIGATION	RUSSELL, HOWARD K	FROM 03-15 TO 11-15	0.020 CFS	0.00 AF/A
A65-05004	DOMESTIC	MAY TRUCKING CO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05004	INDUSTRIAL	MAY TRUCKING CO	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
65-04716	DOMESTIC	LAMBETH, BILL	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-04476	DOMESTIC	BREWER, VERNON E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-21394	DOMESTIC	NORRIS, BETTIE L	FROM 01-01 TO 12-31	0.040 CFS	
A65-05949	DOMESTIC	BARTON, BILL C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-04476	DOMESTIC	BREWER, VERNON E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-04158	DOMESTIC	ANDERSON, MICHAEL D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-04716	DOMESTIC	LAMBETH, BILL	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-05949	DOMESTIC	BARTON, BILL C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-06042	DOMESTIC	NELSON, ELMO G	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-04874	DOMESTIC	MAY TRUCKING CO, ATTN C MARVIN	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-18511	DOMESTIC	MAY TRUCKING CO, ATTN C MARVIN	FROM 01-01 TO 12-31	0.020 CFS	
A65-18512	DOMESTIC	MAY TRUCKING CO, ATTN C MARVIN	FROM 01-01 TO 12-31	0.020 CFS	
65-04874	DOMESTIC	MAY TRUCKING CO, ATTN C MARVIN	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-06042	DOMESTIC	NELSON, ELMO G	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-21383	DOMESTIC	INOUE, TAD	FROM 01-01 TO 12-31	0.040 CFS	
A65-21346	DOMESTIC	MAY TRUCKING CO	FROM 01-01 TO 12-31	0.020 CFS	
65-21394	DOMESTIC	NORRIS, BETTIE L	FROM 01-01 TO 12-31	0.040 CFS	
65-18511	DOMESTIC	MAY TRUCKING CO	FROM 01-01 TO 12-31	0.020 CFS	
65-18512	DOMESTIC	MAY TRUCKING CO	FROM 01-01 TO 12-31	0.020 CFS	
65-21346	DOMESTIC	MAY TRUCKING CO, ATTN C MARVIN	FROM 01-01 TO 12-31	0.020 CFS	
65-21383	DOMESTIC	INOUE, TAD	FROM 01-01 TO 12-31	0.040 CFS	
65-04158	DOMESTIC	ANDERSON, MICHAEL D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-06218 Date: 1-7-00

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	8N	5W	3									01								1
GIS												1								1
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 153

POD_ID #(s): 95

Total Claimed Acres: 1

Total GIS Acres: 1

COMMENTS:

per PRBA blueprints

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.

RECEIVED
65-6218 8-5-A

Notice is hereby given that HOWARD K. RUSSELL

(Name of Claimant)

Star Route, Payette, Idaho

(Mailing Address)

23641

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 1, 1953

(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)

1.2 Use Domestic (02) .04 Period of Use From Jan. 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

4.5 Use Irrigation (04) .02 Period of Use From March 15 To Nov. 15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)

5.7 AF Use AF Period of Use From To
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (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 NE 1/4 Sec. 3, Twp. 8 N., Rge. 5 W., B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Drilled well, electric pump

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>8 N.</u>	<u>5 W.</u>	<u>3</u>									<u>1</u>								<u>1</u>

Total No. of acres 1

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

(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 when combined w/ 65-6217 and 65-6465 shall produce 9.2 cfs (see 9-2-77 5-18-77)

(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.

March 21, 1973

(Date)

Individual

Howard K. Russell

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Ada

ss.

Organization Seal

On this 21st day of March, in the year 1973, before me,

a notary public, personally appeared HOWARD K. RUSSELL 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 Boise, Idaho

My commission expires May 26, 1974

wd 5/3/77

01 Water Right Number - 65-6218 02 Old (D) Number - Adj. Flag Translation: STANDARD WATER RIGHT NUMBER

03001 - RUSSELL LAST NAME 04001 - HOWARD K. FIRST NAME 05001 - C ORIG. OWNER

06 Add Line 1 - STAR ROUTE 07 Add Line 2 -

08 Add Line 3 - 09 City - PAYETTE 10 State - ID 11 ZIP - 83661

12 Stage - D DECREE 13 Status -

14001 - SOURCE, GROUNDWATER 15001 - TRIBUTARY OF

16 Diversion Means - DRILLED WELL & PUMP. 17 County - 75 PAYETTE

18 Diversion Capacity - .000 19 Total Diversion Rate - .040 20 Total Diversion Volume - 1.20

21 Water District - 65

Tract	Sec	Tw	Rng	Lot	Rflg	Stream	Index	Fields
22001 - NESW	23001 - 03	24001 - 08N	25001 - 05W	26001 - 27001 -	28001 - 0	0.0	0.0	0.0
						0.0	0.0	0.0

29 Non-Irrigation Use -

Use Code / Use	Tw	Rng	Sec	Tract	Acres	Lot
30001 - 01 IRRIGATION	31001 - 08N	32001 - 05W	33001 - 03	34001 - NESW	35001 - 01	36001 -
						Total Acres: 1

Period From	Period To	Use Code / Use	Diversion Rate	Diversion Volume
37001 - 0101	38001 - 1231	39001 - 43 DOMESTIC	40001 - 0.040	41001 - 1.20
37002 - 0315	38002 - 1115	39002 - 01 IRRIGATION	40002 - 0.020	41002 - 0.00

42 Decree Plaintiff Name - STATE OF IDAHO

43 Decree Defendant Name - A & C CORP., ET AL.

REMARKS

44001 - THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH CO.

44002 - & 65-6217 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Approval Conditions: 45001 -

46 Other Rights for Same Use -

DATE S	DATE S	FLAGS
47 Priority - 1-Apr-1953	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 -

APR 23 1987

FILED

WRR100
65-6218

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
2-Apr-1987 16:14:24

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
51	Protested -	59	Start Work -	67	Flag_3 -
52	Hearing -	60	Order Show Cause -		
53	Verified -	61	Date_1 -		
54	Last Update - 19-Jun-1986	62	Date_2 -		

4/1/1

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 1953
- (2) Describe source of water: (Name of stream, lake, spring, etc., or groundwater) 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:
- | | | | |
|-------------------------------------|---|---|--------------------------|
| Quantity .041.2AF
(CFS, GPD, AF) | Use Domestic
(Domestic, irrigation, stock, etc.) | Period of Use From Jan. 1
(Mo., Day) | To Dec. 31
(Mo., Day) |
| Quantity .02
(CFS, GPD, AF) | Use Irrigation
(Domestic, irrigation, stock, etc.) | Period of Use From March 15
(Mo., Day) | To Nov. 15
(Mo., Day) |
| Quantity
(CFS, GPD, AF) | Use
(Domestic, irrigation, stock, etc.) | Period of Use From
(Mo., Day) | To
(Mo., Day) |
- (4) .06 c.f.s. TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 SW 1/4, Sec. 3, Twp. 8 N, Rge. 5 W, B.M.; additional points:
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. Drilled well, electric pump
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 1

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
- (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 Handy 6527
- (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 the Idaho Department of Water Administration.

DATE OF EXAM

FIELD EXAMINER