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Documents
In File

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-06751B
Date Received: 4/17/1990
Receipt No: C016833
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUSAN OFT 503-889-6801
Address: 3761 ALAMEDA DR
ONTARIO OR 97914
AND/OR
Name: TERRY OFT 503-889-6801
Address: 3761 ALAMEDA DR
ONTARIO OR 97914

2. Date of Priority: APR 1, 1873

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	5	SW	SE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

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	5	SW	SE		DOMEST	

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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: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

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State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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AUG 03 1994

AJ0749NP
No. R65-06751B

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

DATE: 05/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUSAN OFT	04/01/1873	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	TERRY OFT					
	3761 ALAMEDA DR					
	ONTARIO OR 97914					
	(503) 889-6801					
				TOTAL DIVERSION:	0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R05W S05

SWSE

PAYETTE County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08N 05W 5	:		:		:		:		:		:		:		:	

POU County: PAYETTE

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 1620.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 05/23/2000 User-ID: RHOWERTO Subject: ASSESSORS NOTE
THIS RIGHT HAD A DUPLICATE FILING, PAYETTE COUNTY ASSESSORS
OFFICE VERIFIED OWNERSHIP AS OFT 5/18/00.

Audit: 05/23/00 RHOWERTO

C18

VERIFIED R00

Ron Howerton
Sr Water Agent

RHL
5/23/00

WR5809NP
No. 65-06751

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VAL BLACK	04/01/1873	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
C	LOIS BLACK					
	6621 LAKESIDE DRIVE			TOTAL DIVERSION:	0.040 CFS	1.20 AFA
	BOISE ID 83703					

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T08N R05W S05

SWSE

PAYETTE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
08N	05W	5	:															:	

Pou County: PAYETTE

Dates:	App. Received:	Priority Date:	04/01/1873
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

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

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

65-6757

RECEIVED
NOV 8 1977
Department of Water Administration
Payette

Notice is hereby given that Vol & Mr Lois Black

(Name of Claimant)

6621 Lakeside Drive, Boise, Idaho 83703

(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, 1873

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

(4) Quantity of water claimed: 04 Cubic Feet Per Second, or 1.2 Acre Feet Per Annum, and/or _____ Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SE 1/4, Sec. 5, 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. Pump from well

(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>8N</u>	<u>5W</u>	<u>5</u>															X		

Total No. of acres _____

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

Domestic 1 household with lawn and garden irrigation

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

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

(9) Remarks Lot 88, Map B, 8N, 5W

(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

November 8, 1973
(Date)

Lois Black
(Signature of Claimant)

State of Idaho

Organization
Seal

Organization

(Signature of _____)

County of Ada

(Signature of Authorized Agent)

On this 7th day of November in the year 1973, before me, a notary public, personally appeared Lois Black 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 June 15, 1977

DD 28/15/77

65-6751
Claim No.

COMMENDED RIGHT

Val &/or Lois Black
6621 Lakeside Drive
Boise, Idaho 83703

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) April 1, 1873
- (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 <u>1.2 A/F</u> | Use <u>Domestic</u> | Period of Use From <u>Jan. 1</u> To <u>Dec. 31</u> |
| <small>(CFS, GPD, A/F)</small> | <small>(Domestic, irrigation, stock, etc.)</small> | <small>(Mo., Day) (Mo., Day)</small> |
| Quantity <u>0.04</u> | Use <u>TOTAL QUANTITY CLAIMED</u> | Period of Use From <u>Jan. 1</u> To <u>Dec. 31</u> |
| <small>(CFS, GPD, A/F)</small> | <small>(Domestic, irrigation, stock, etc.)</small> | <small>(Mo., Day) (Mo., Day)</small> |
- (4) A) Point of Diversion: Give location of point where water is diverted from its source SW SE
Sec. 5 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. Pump from well
- (5) 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	
8N	5W	5																X	

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic 1 household with lawn and garden irrigation Total No. of acres _____
- (7) Effluent, sewage waste, or return water from this use is discharged into septic tank
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks Lot 188, Map B, 8N, 5W
- (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 4/16/79

FIELD EXAMINER WOK



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

June 15, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Terry Oft
Susan Oft
3761 Alameda Dr.
Ontario, OR 97914

CLAIM NO. A65-06751

Dear Claimant(s):

During normal review and filing of the Notice of Claim to a Water Right listed above, we found that two claims have been filed on the same existing water right.

In order to show both claims having been filed for the same existing water right, we have re-numbered your claim with either an A or a B suffix indicated after the original water right number. Enclosed is a computer generated copy of your claim showing this new suffix. Also enclosed is a copy of the other claim filed for this existing water right.

Prior to submitting these claims to the Court for decree, the Department will research and require proof of ownership to determine the present owner of the place of use shown on the existing water right for which these claims were filed. We will contact you at that time for this evidence, however, if the ownership can be clarified at this time, please feel free to contact this office either in writing or by phone.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office

Enclosures

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ADJUDICATION MEMORANDUM

CLAIM NO.: A65-06751A¹ & A65-06751B SUBJECT: Number Change

EMPLOYEE: L. Harris DATE: 6-13-94

These claims have been renumbered due to
duplicate claims.

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1095

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: A65-06751
Date Received: 4/17/1990
Receipt No: C016833
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TERRY OFT 503-889-6801
Address: 3761 ALAMEDA DR.
ONTARIO, OR 97914
AND/OR
Name: SUSAN OFT 503-889-6801
Address: 3761 ALAMEDA DR.
ONTARIO, OR 97914

2. Date of Priority: APR 01, 1873

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	5	SW	SE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

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	5	SW	SE		DOMEST	

A65-06751

Page 1

Date: 05/30/90

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AUG 03 1994

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. A65-06751

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

Please type or print clearly:

Name of Claimant(s) Terry OFT
Susan OFT

Mailing Address 3761 Alameda Drive
(include Zip Code) Ontario, Oregon 97914

Phone Number (503) 889-6801

MICROFILMED

AUG 03 1994

OFF

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: A65-06751
Date Received: 4/17/90
Receipt No: C016833
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VAL BLACK
Address: 6621 LAKESIDE DRIVE
BOISE, ID

83703

Name: LOIS BLACK
Address: 6621 LAKESIDE DRIVE
BOISE, ID

83703

RECEIVED
APR 17 1990

Department of Water Resources

2. Date of Priority: APR 01, 1873

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	5	SW	SE			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

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:

A65-06751

Page 1

Date: 04/05/90

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	5	SW	SE		DOMEST	

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: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Dennis Olt Date: 4-13-90

 Susan Olt Date: 4.13.90

State of Idaho)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of April 19 90

 Jo Ann Nyce
Notary Public

Seal

Residing at Fruitland, Id.

My Commission Expires 12-23-93

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Off CLAIM IDENT. NO. A65-06751DATE RECEIVED 4/17/90 CK # 3209 AMOUNT \$ 7.50

- | | 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) | ☐ | ☐ | |
| 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? | ☐ | ☐ | |
| Is the consumptive use correct? | ☐ | ☐ | |
| 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.) | ☐ | ☐ | |
| 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.) | ☒ | ☐ | |
| 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? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: AMF Date: 5/15/90Claim must be returned to claimant: (Yes) ☒ (No)Claimant must be notified of modifications: (Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by: mark

Sent to claimant by:

Date:

Date:

Date:

Checked by: lat Date: 5/31/90Comments: data entered on M3

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AUG 03 1994