

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

33

① place of use

T. 9N.

R. 5W B.M.

Scale: 2 inches equal 1 mile

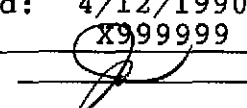
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

COLUMBIA RIVER ASSOCIATES
 (Applicant)

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: A65-07381
Date Received: 4/12/1990
Receipt No: X999999
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VIRGIL FAIRCHILD 208-642-4280
Address: 880 N.W. 11TH AVE.
PAYETTE, ID 83661-0000

2. Date of Priority: JUN 22, 1973

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
09N	05W	33	SW	SE			PAYETTE

5. Description of diverting works:
PUMP IN RIVER W/PIPELINE TO FEEDLOT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.880		36.00

7. Total Quantity Appropriated is:
0.880 C.F.S. (and/or) 36.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 1,000 HD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	05W	33	SW	SE		STOCK	

11. Place of use in counties: PAYETTE

A65-07381

Page 1

Date: 04/12/90

MICROFILMED
SEP 23 1992

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:
TWO POINTS OF DIVERSION IN THE SWSE, SEC. 33, TWP. 09N, RGE. 05W.

15. Basis of Claim: PERMIT

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: 0

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): Virgil Fanzale Date: 4/12/90
_____ Date: _____

State of Idaho)
County of ADA) SS.

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

Seal

Ja. Thute
Notary Public

Residing at Mendham ID
My Commission Expires 9-14-94

01/10/2001

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

RIGHT NUMBER: 65-7381

NAME AND ADDRESS: VIRGIL FAIRCHILD
880 NW 11TH AVE
PAYETTE, ID 83661

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.07 CFS
4.1 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 06/22/1973

POINT OF DIVERSION: T09N R05W S33 LOT 8 SWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.07 CFS 4.10 AFY

PLACE OF USE:

STOCKWATER Within PAYETTE County
T08N R05W S4 NWNE T08N R05W S4 SWNE
T09N R05W S33 LOT 8 SWSE

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STOCKWATER, 300 RANGE CATTLE

AJ0749NP
No. R65-07381

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

DATE: 05/04/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGIL FAIRCHILD 880 NW 11TH AVE PAYETTE ID 836610000 (208) 642-4280	06/22/1973	STOCKWATER	01-01 12-31	0.070 CFS	4.10 AFA
TOTAL DIVERSION:					0.070 CFS	4.10 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T09N R05W S33 *Lot 8* SWSE

PAYETTE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08N	05W	4	:			S		S												:
09N	05W	33	:																	:

S
↓
Lot 8

POU County: PAYETTE

Other Rights: NONE.

Conditions of Approval:

- C18 - 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.
- 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.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

EXP Stockwater 300 Range Cattle

Notary Public residing at Phelan St. & ...

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, ALAN D. WILLIS, hereby assign to VIRGIL FAIRCHILD
of Rt. 1, Box 105, PAYETTE, ID 83661
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 65-7381
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 15 day of September, 19 86.

Alan D. Willis
Permit Holder

Spouse of Permit Holder

State of Idaho

County of Ada) ss.

On this 15th day of Sept., 19 86, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Cindy S. Olt
Notary Public residing at
Boise, Id.

My commission expires:
8-25-92

RECEIVED
SEP 26 1986

Department of Water Resources
Western Regional Office

ok

Identification No. _____

Application No. 65-7381

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant COLUMBIA RIVER ASSOCIATES &/or Alan D. Willis
post office address Route #2, Box 321 Clatskanie, Ore.
- 2 Source of water supply Payette River which is a tributary of Snake River
3. a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33 Township 9N
Range 5W B.M. Payette County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.88 for Stockwater purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.88 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Two 5 hp pumps with stock tanks

- b Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo Day) (Mo Day)
- c Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years
b. Estimated construction cost is \$ 1,500.00.
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 33 Township 9N
Range 5W B.M.
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered 2,500 head of stock

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. NONE

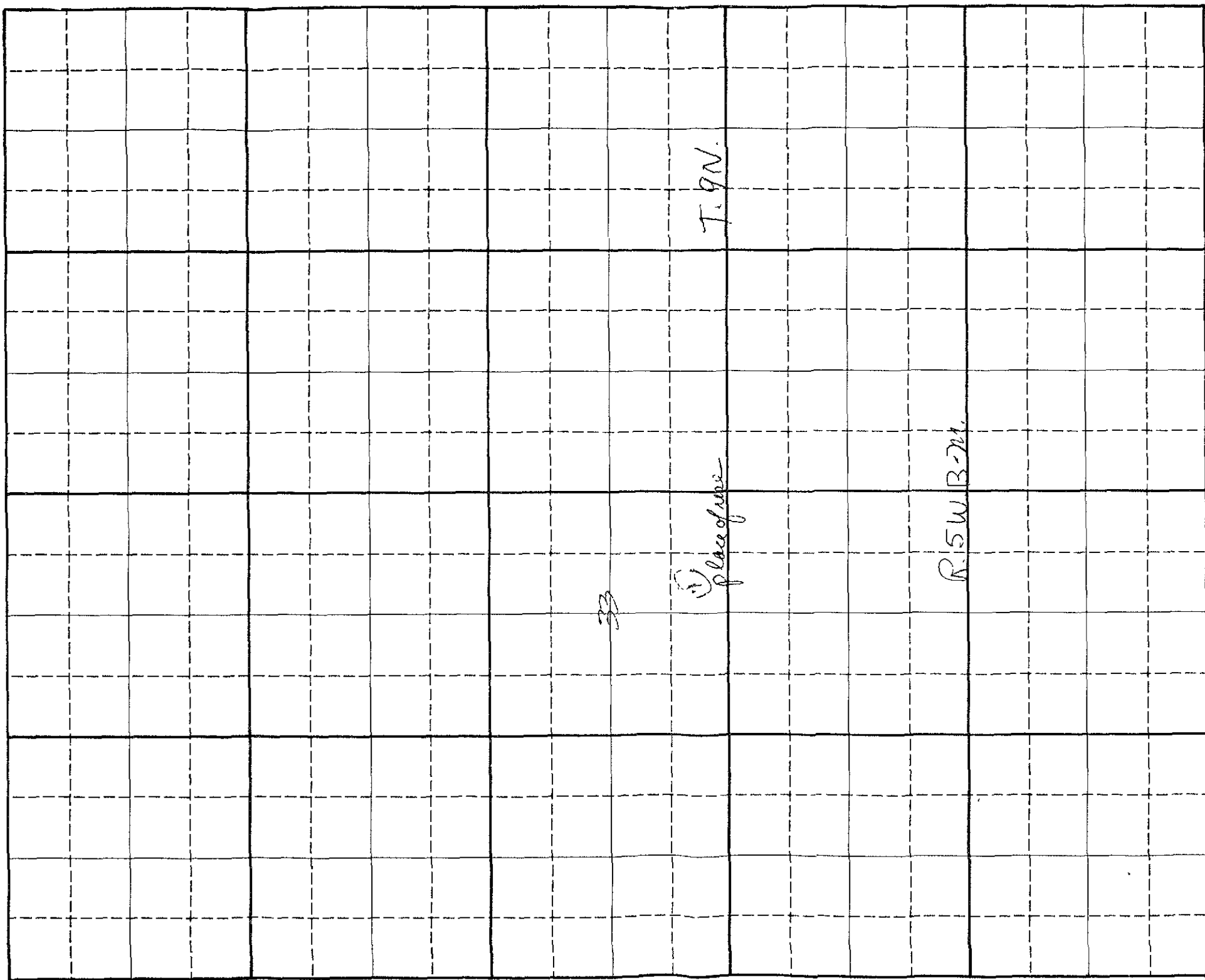
9 a. Who owns the property at the point of diversion APPLICANT

b. Who owns the land to be irrigated or place of use APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10 Remarks _____

11. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

COLUMBIA RIVER ASSOCIATES
(Signature)
(Applicant)

WR5809NP
No. 65-07381

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/08/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGIL FAIRCHILD 880 N.W. 11TH AVE. PAYETTE ID 836610000	08/15/1973	STOCKWATER	01/01 12/31	0.070 CFS	4.10 AFA
TOTAL DIVERSION:					0.070 CFS	4.10 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 4.220 CFS

Point(s) of Diversion: T09N R05W S33 Lot 08(SWSE)

PAYETTE County

Place of use Legal Description for: STOCKWATER

				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	:
08N	05W	4	:					S	S	:												:
09N	05W	33	:							:												:

Pou County: PAYETTE

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.

Remarks: GEN Stockwater is for 300 cattle.

Dates:	App. Received:	06/22/1973	Priority Date:	08/15/1973	(Priority Date Advanced.)
	Proof Due Date:		Proof Made Date:	09/24/1978	(Proof Received Late.)
	Exam Made Date:	06/01/1989	Exam Sent to S.O.:		
	Licensed Date:	04/29/1991			

Misc: Water District Number: 65 Field Exam Fee: N (Not Required)

State of Idaho
Department of Water Resources

MAY 13 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07381

Department of Water Resources
Western Regional Office

Priority: August 15, 1973

Maximum Diversion Rate: 0.07 CFS
Maximum Diversion Volume:¹ 4.1 AF

This is to certify, that VIRGIL FAIRCHILD
880 N.W. 11TH AVE.

PAYETTE, ID 836610000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 22, 1973; and
has submitted Proof of Beneficial Use on September 24, 1978. An examination indicates
that the works have a diversion capacity of 4.220 cfs of water from:

PAYETTE RIVER tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.07 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 8(SWSE), Sec. 33, Township 09N, Range 05W
PAYETTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08N 05W 4 NWNE SWNE
09N 05W 33 LOT 8(SWSE)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 65
7. Stockwater is for 300 cattle.

MICROFILMED

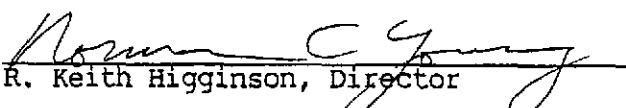
SEP 23 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07381

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 29TH
day of APRIL, 1991.

Acting for 
R. Keith Higginson, Director

MICROFILMED

SEP 23 1992

State of Idaho
Department of Water Resources

RECEIVED
APR 19 1991

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07381

Department of Water Resources

Date of Priority: August 15, 1973

Maximum Diversion Rate: 0.07 CFS
Maximum Diversion Volume: 4.1 AF

Comes now VIRGIL FAIRCHILD
976 N. 10TH AVE.
PAYETTE, ID 836610000

and represents to the Director of the

APPROVED

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-07381, and requests that the permit be changed as follows:

Source: PAYETTE RIVER tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.07 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 8(SWSE), Sec. 33, Township 09N, Range 05W
PAYETTE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

08N 05W 4	NWNE	SWNE
09N 05W 33	LOT 8(SWSE)	

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Virgil Fairchild this 16 day of April, 1991.

Payette Id.

Virgil Fairchild
(Signature)

MICROFILMED

SEP 23 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07381

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$20.00 Received by 127 Date 4/18/91

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07381 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. Use of water under this water right is subject to control by the watermaster of State Water District No. 65
7. Stockwater is for 300 cattle.

Witness my hand this 29TH day of April, 1991.

R. Keith Higginson
R. Keith Higginson, Director
Acting for

MICROFILMED

SEP 23 1992