

Idaho Department of Water Resources

T13N, R03E
S01

Claims: 65-07409
Owner : BROWN
Prepared by:
Ron Howerton
Date: 22 July 99

 Place of use

 POD

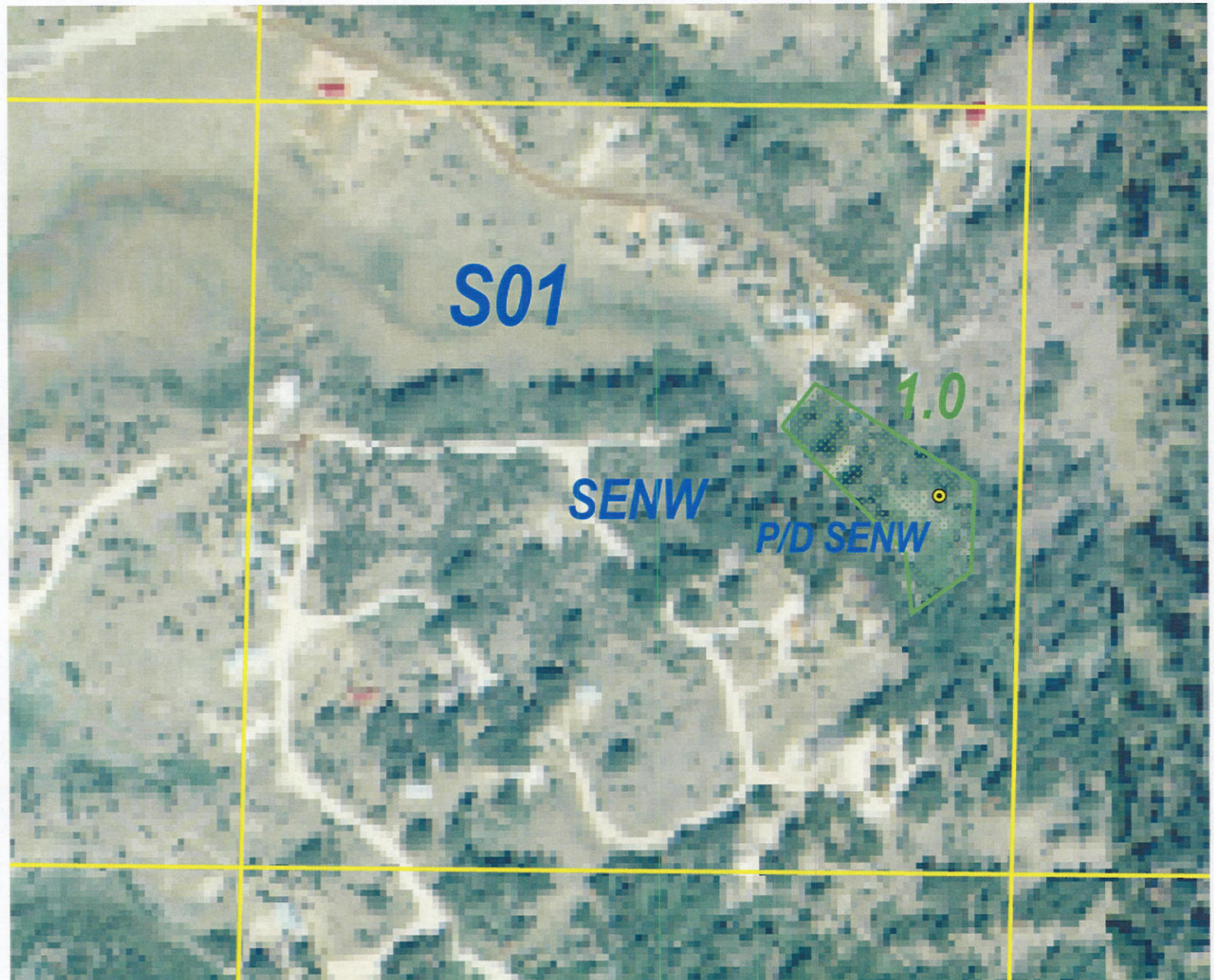
 SECTION LINES

 1/4 1/4 Lines

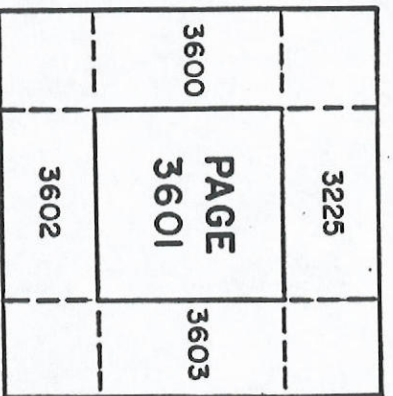
Acres



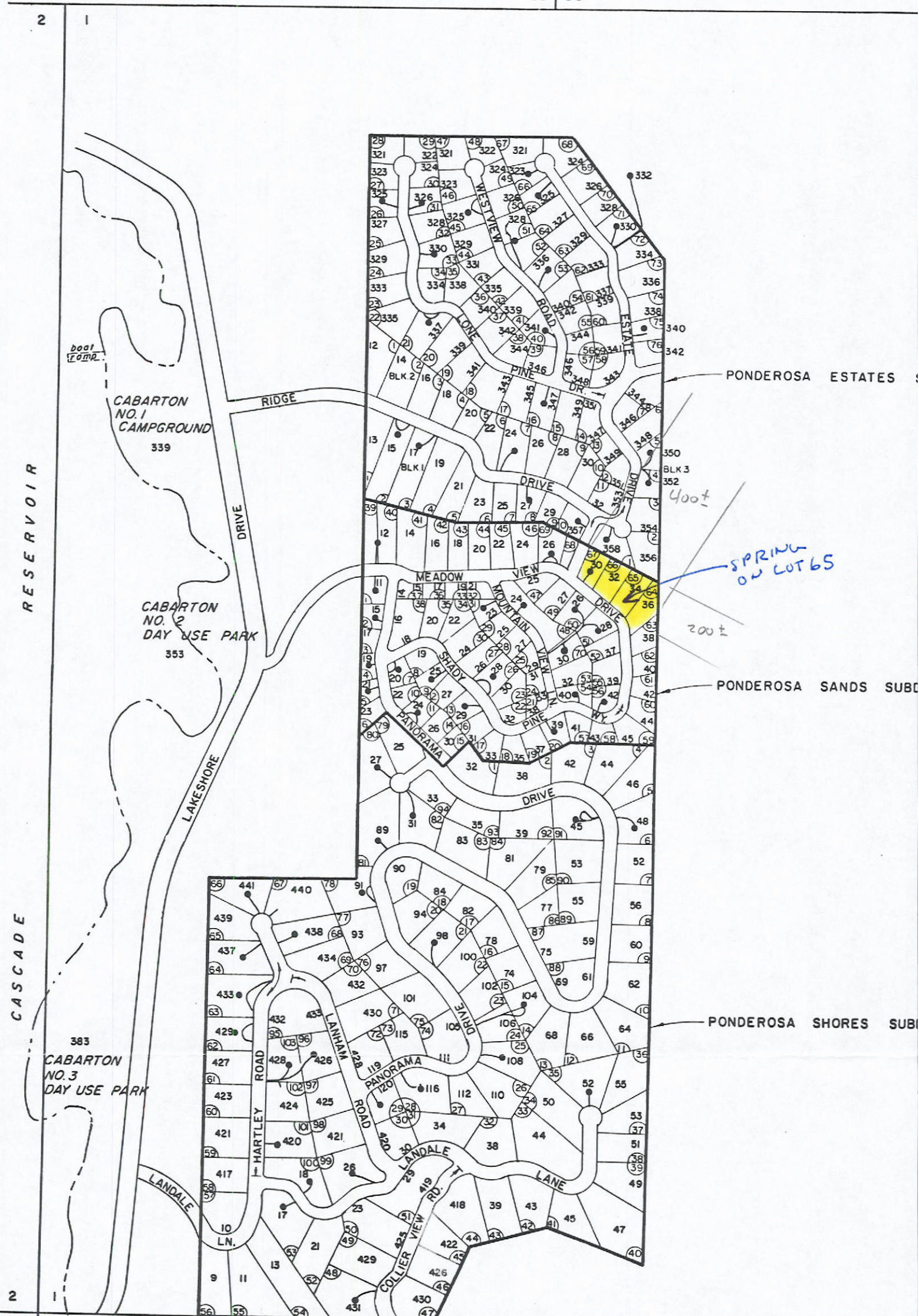
1987 NAPP



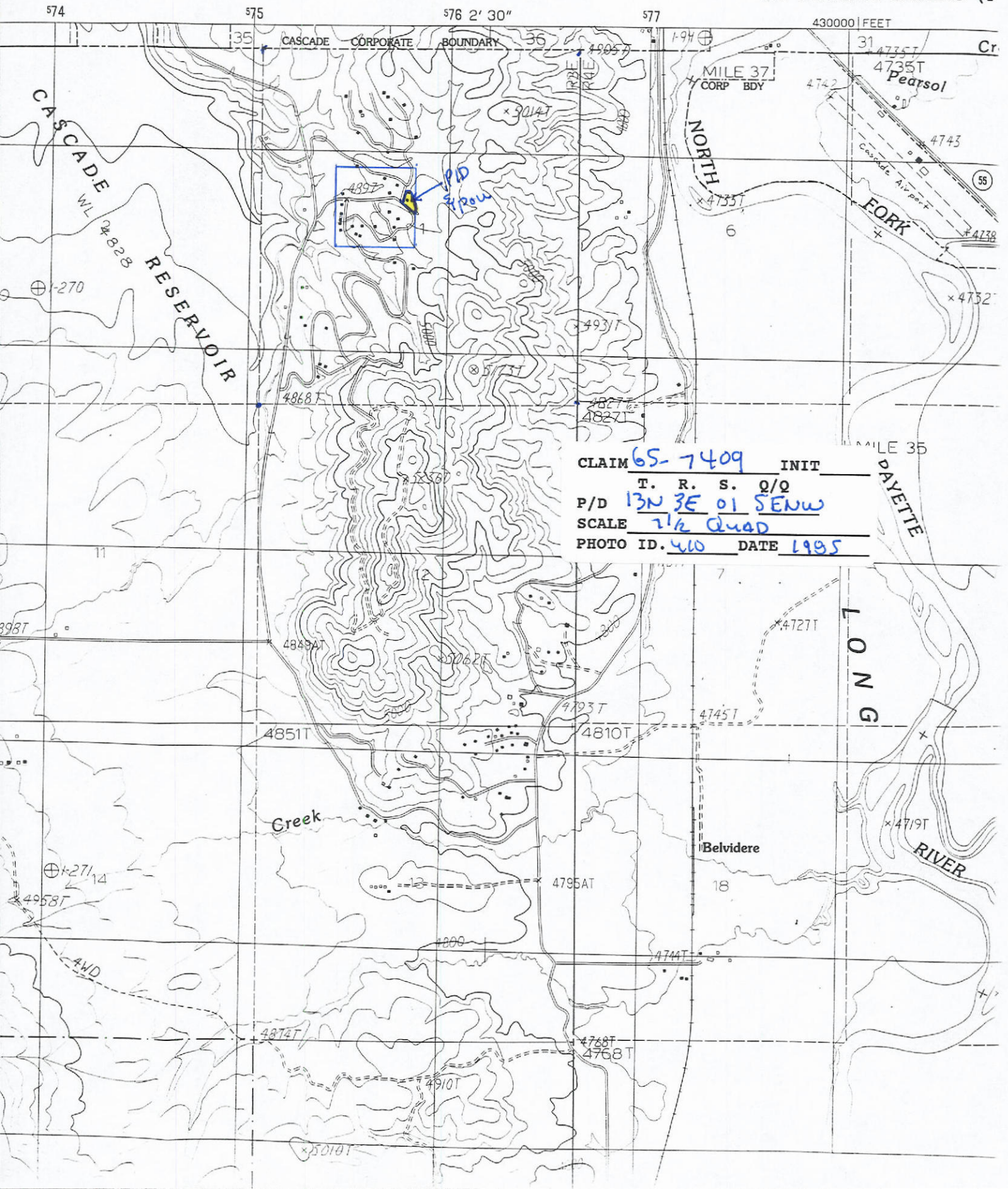
0 0.1 0.2 0.3 Miles



VALLEY COUNTY
ENGINEERING DEPARTMENT

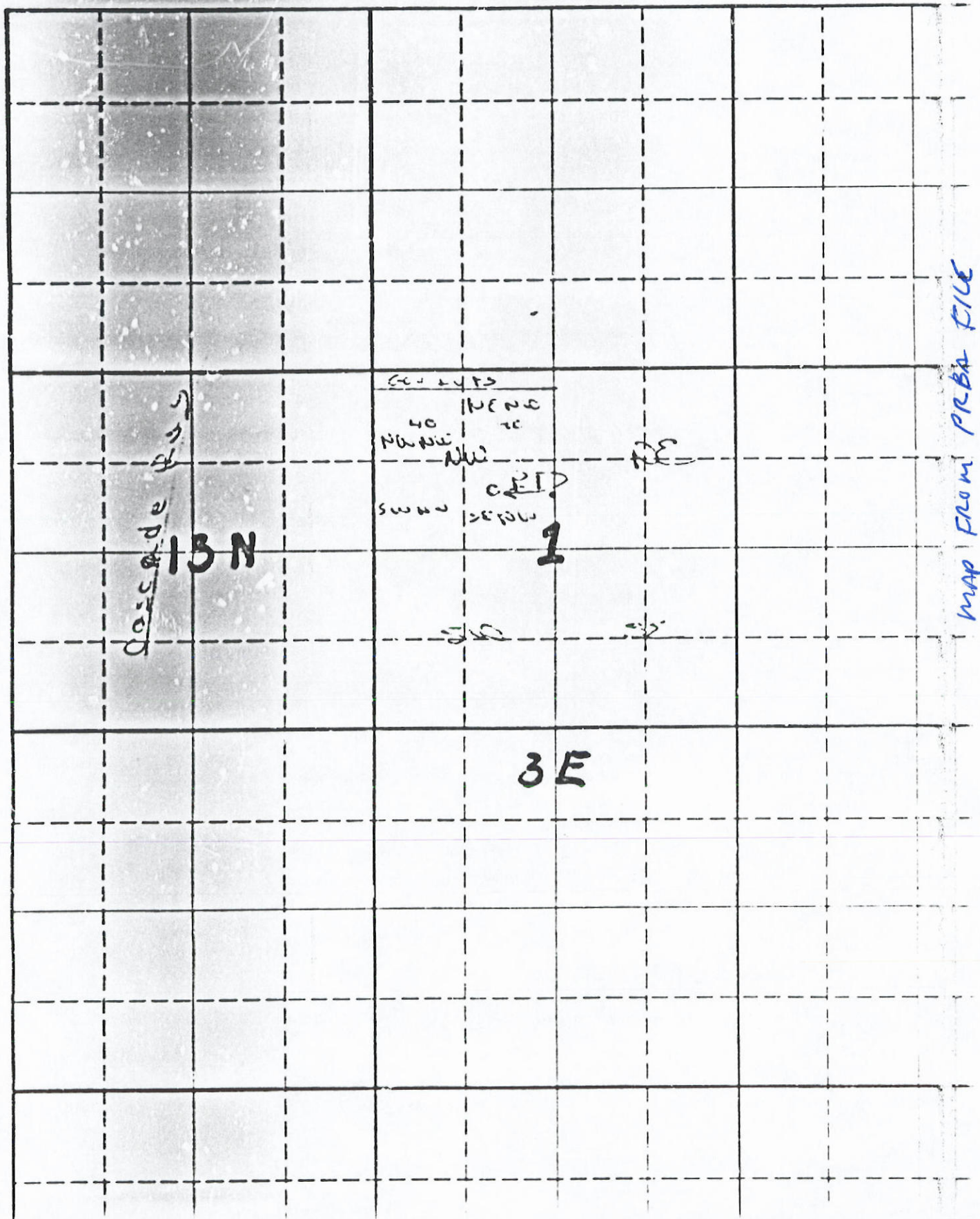


ALPHA QUADR.
IDAHO-VALLEY
7.5 MINUTE SERIES (T



CLAIM 65-7409 INIT
T. R. S. Q/Q
P/D 13N 3E 01 SENEW
SCALE 1 1/2 Quad
PHOTO ID. 410 DATE 1995

11. Map of proposed project: show clearly the proposed point of diversion and range number.



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: A65-07409
Date Received: 11/18/1988
Receipt No: X999999
Received By: DE JA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LELA BROWN 208-466-6110
Address: 128 MCCLURE AVE.
NAMPA, ID 83651

2. Date of Priority: AUG 23, 1973

3. Source: SPRING Trib. to: CASCADE RESERVOIR

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03E	1	SE	NW			VALLEY
			SE	NW			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.020		
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
13N	03E	1	SE	NW		IRR	1.0
Section Acres							1.0

A65-07409

Page

1

Date: 12/08/88

MICROFILMED
SEP 23 1992

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: VALLEY

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: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

AJ0749NP
No. R65-07409

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

DATE: 07/22/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LELA BROWN 128 MCCLURE AVE NAMPA ID 83651 (208) 466-6110	08/23/1973	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.020 CFS 0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRING

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T13N R03E S01 SENW

VALLEY 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
13N	03E	1	:																	:	1.0
																				TOTAL ACRES	1.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
13N	03E	1	:																	:	

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-06298	65-06899	65-07712	65-08457	65-08553	65-09674	65-09817	65-17036	65-17196	65-17231
65-17336	65-17576	65-17739	65-17750	65-17884	65-18200	65-19639	65-22079	A65-06298	A65-06899
A65-07409	A65-07712	A65-08457	A65-08553	A65-08663	A65-09674	A65-09817	A65-17036	A65-17196	A65-17231
A65-17336	A65-17576	A65-17739	A65-17750	A65-17884	A65-18200	A65-19639	A65-22079	R65-08663	

Conditions of Approval:

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

Remarks: EXP PROPERTY IS ALSO KNOWN AS LOTS 64, 65, 66 & 67 PONDEROSA SANDS
SUBDIVISION. SPRING IS LOCATED ON LOT 65.

Dates: Exam Made Date: Verified Date: 07/22/1999 Objection Filed Date:

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

WR5809NP
No. 65-07409

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/22/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	W. E. BROWN 128 MCCLURE AVENUE NAMPA ID 83651	08/23/1973	IRRIGATION DOMESTIC	04/15 10/15 01/01 12/31	0.020 CFS 0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRING

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T13N R03E S01 SENW

VALLEY 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	: Lt Ac	Lt Ac	Lt Ac	: SUM	
13N	03E 1	:				:			01	:				:			1.0	
TOTAL ACRES																1.0		

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

Pou County: VALLEY

Dates:	App. Received:	Priority Date:	08/23/1973
	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

Idaho Department of Water Resources

**T13N, R03E
S01**

Claims: 65-07409

Owner : BROWN

Prepared by:

Ron Howerton

Date: 22 July 99

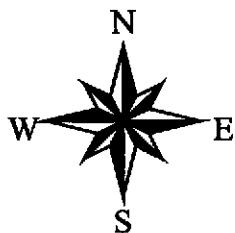
 Place of use

 POD

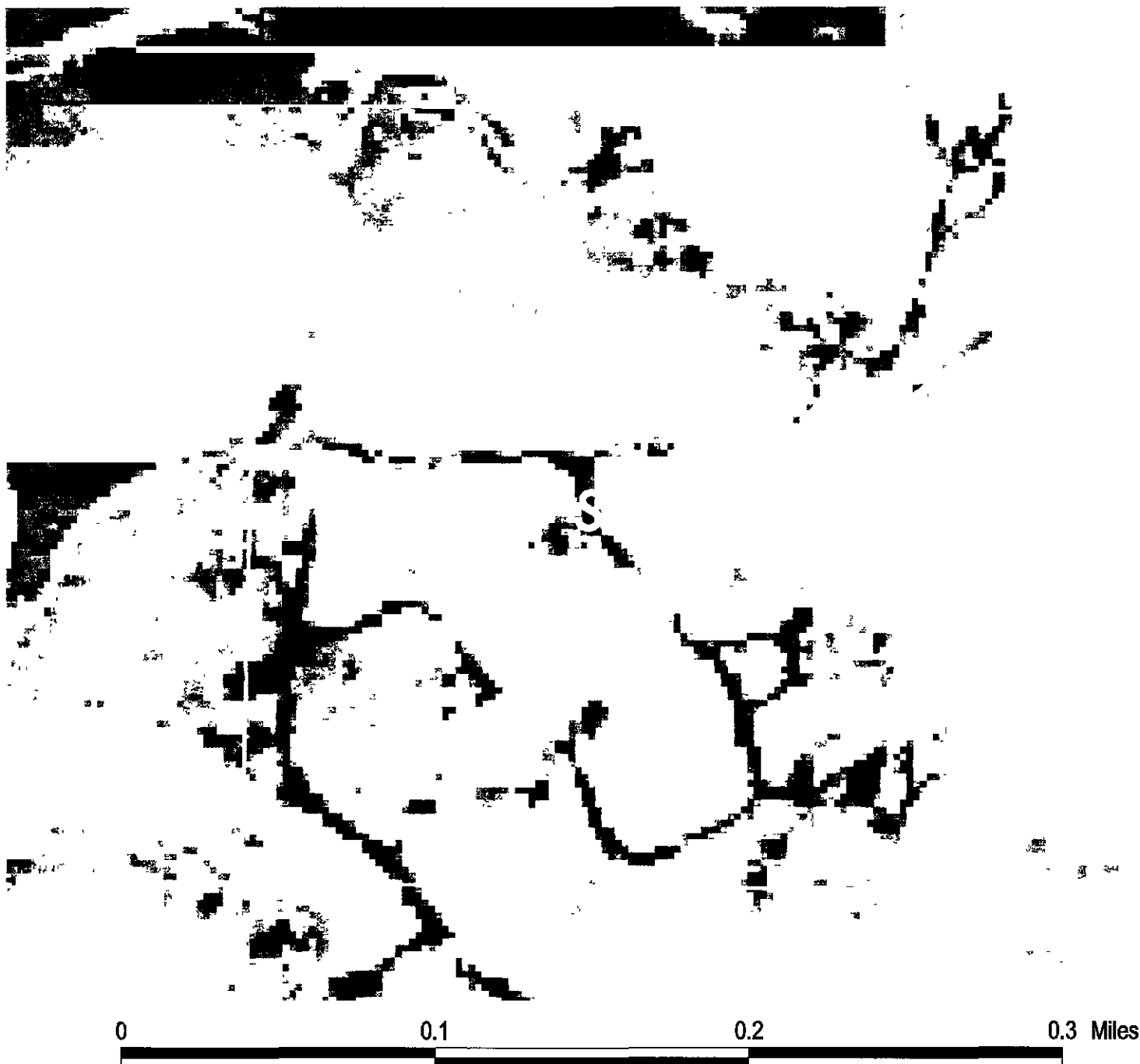
 SECTION LINES

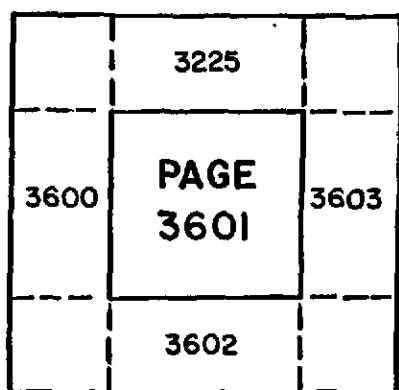
 1/4 1/4 Lines

Acres



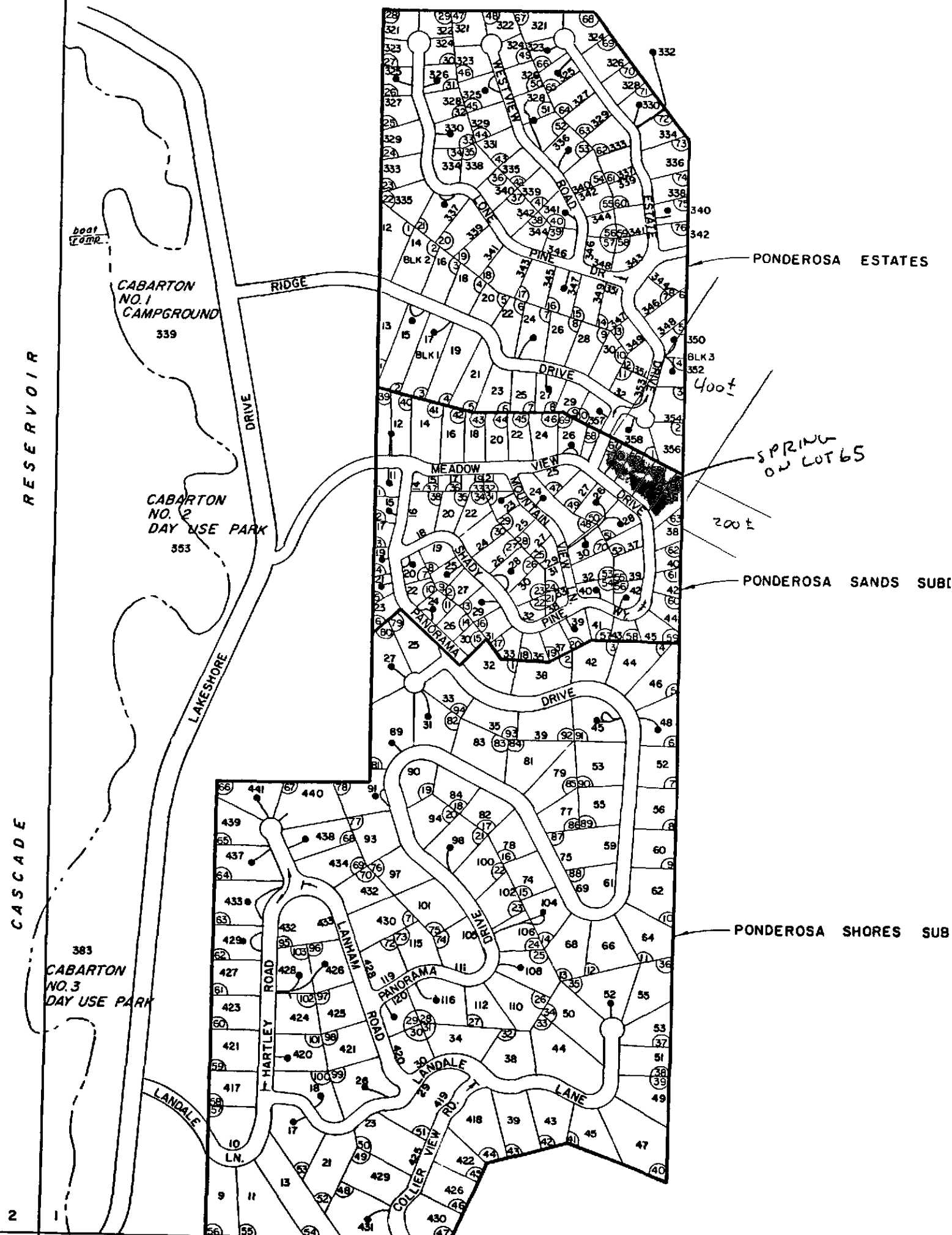
1987 NAPP





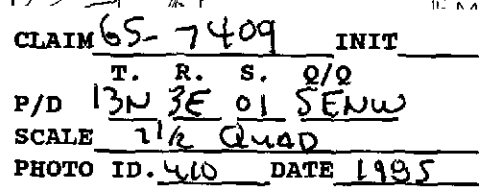
VALLEY COUNTY
ENGINEERING DEPARTMENT

2 1

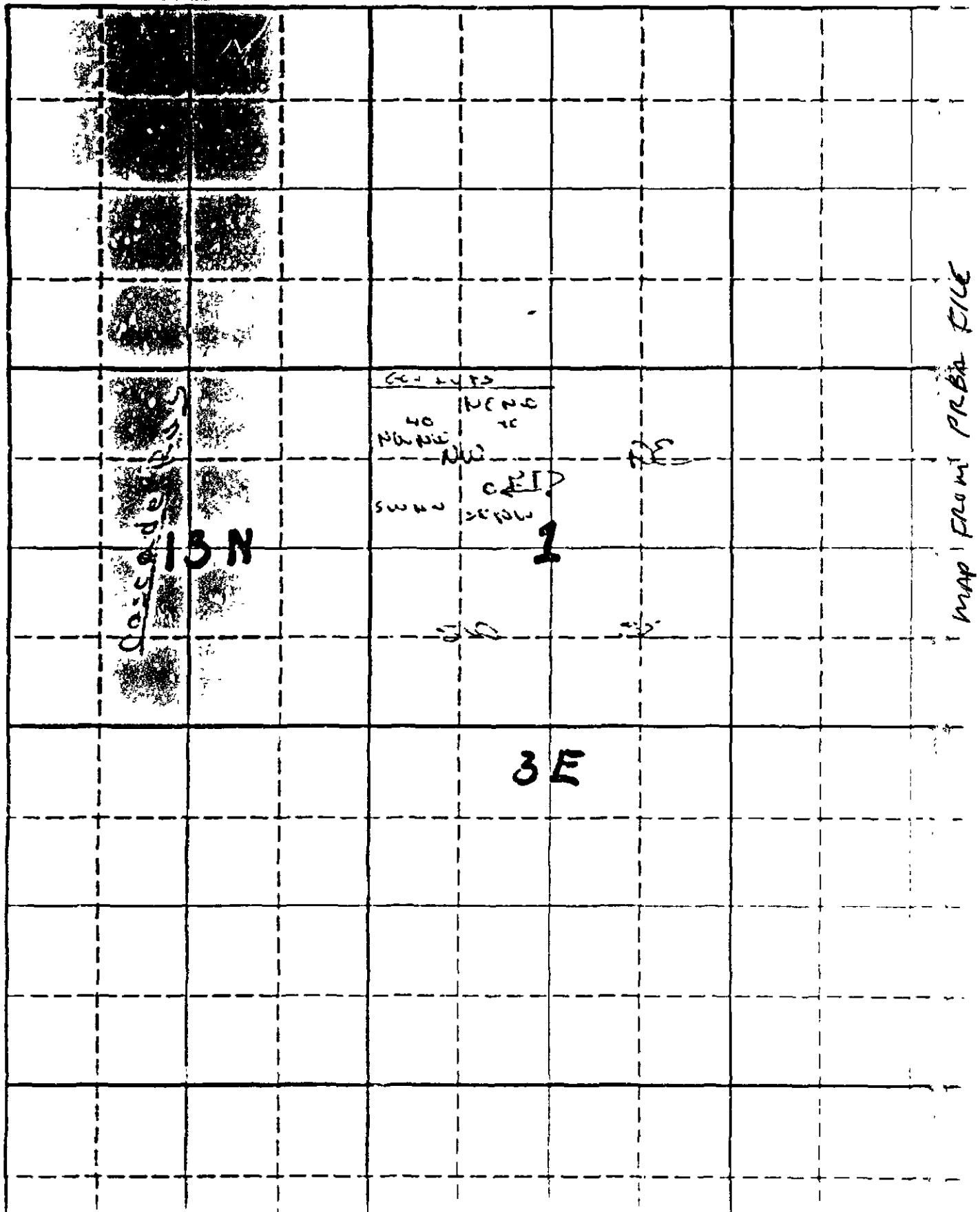


2 11 12

7.5 MINUTE SERIES (T



Map of proposed project: show clearly the proposed point of diversion and range number.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:23:01
07/22/99

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-07409

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		Pdh					Pdh
SOURCE			7/22/99					7/22/99
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME			1st office					
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:23:01
07/22/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-07409

LAST: BROWN
ADDRESS: 128 MCCLURE AVENUE
CITY: NAMPA
PHONE NUMBER: 208-000-0000

FIRST: W E
STATE: ID ZIP: 83651

OWNER CODE: O

LAST: BROWN
ADDRESS: 128 MCCLURE AVE
CITY: NAMPA
PHONE NUMBER: 208-466-6110

FIRST: LELA
STATE: ID ZIP: 83651

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/22/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-07409 PRIORITY DATE: 08-23-1973 STAGE: D

B. WR RECORD: # 65-07409 PRIORITY DATE: 08-23-1973 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☒) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

08-23-1973

REVIEWED BY Rdh

DATE 7/22/99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-07409	13N	03E	1		SE	NW			VALLEY		
A65-07409	13N	03E	1		SE	NW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
* **

WR RECORDS IN SAME 40 ACRE TRACT

65-06298
65-06868
65-06899
65-07712
65-08457
65-08553
65-08663
65-09674
65-09817

* 19 A PREFIX CLAIMS WITH THIS POD
** 19 R PREFIX CLAIMS WITH THIS POD

SOURCE: SPRING

TRIB: CASCADE RESERVOIR

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-07409	13N	03E	1		SE	NW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-06298
65-06868
65-06899
65-07712
65-08457
65-08553
65-08663
65-09674
65-09817

***** 19 A PREFIX CLAIMS IN SAME 40 ACRE TRA
***** 19 R PREFIX CLAIMS WITH THIS POD

SOURCE: SPRING

TRIB: CASCADE RESERVOIR

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(/) N()

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

N/A() Y(/) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

Y() N(/)

F. IS THE CLAIMED SOURCE 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 SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM SEE ATTACHED LIC)

Y(☒) N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: CUS MAPS PHOTO'S, W/O TOPO

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
13N	03E	1		SE	NW			VALLEY		
~~13N~~	~~03E~~	~~1~~		~~SE~~	~~NW~~			~~VALLEY~~		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: SPRING

TRIB: CASCADE RESERVOIR

REVIEWED BY: RLH

DATE: 7/22/99

SYSTEM DESCRIPTION: DESCRIBED BELOW (☒) , SEE LICENSE FILE (), OR SEE ATTACHMENT ()

SPRING BOX, GRAVITY FLOW (FROM PRBA CLAIM)

A. ROOT WATER RIGHT NUMBERS: A65-07409

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	03E	1	SE	NW		BROWN, LELA	A65-07409 /	1.0 65-07409 /	1.0		
			SE	NW		SCHLERF, RONALD C	A65-08663 /	65-08663 /			
			SE	NW		SPIERS, MARSHA	A65-17739 /	- /			
			SE	NW		MARTENSEN, CHARLES A	65-17336 /	- /			
			SE	NW		DONNELLY, WILLIAM H	A65-17196 /	- /			
			SE	NW		TAYLOR, JIMMIE R	A65-17231 /	- /			
			SE	NW		MARTENSEN, CHARLES A	A65-17336 /	- /			
			SE	NW		MUIR, JACK	A65-17576 /	- /			
			SE	NW		CHILD (CHESTER), BARBARA J	A65-17750 /	- /			
			SE	NW		MARTIN, R RAY	A65-07712 /	65-07712 /			
			SE	NW		BARTON, O J	A65-17884 /	- /			
			SE	NW		HEIKES, BILL	A65-18200 /	- /			
			SE	NW		JACOBSEN, DAN A	A65-06939 /	65-06939 /			
			SE	NW		PAUL NAULT, SHARON L	65-09674 /	65-09674 /			
			SE	NW		OVERGAARD, W E	A65-08457 /	65-08457 /			
			SE	NW		BENNETT, PATRICIA ANN	A65-06899 /	65-06899 /			
			SE	NW		GRIMAUD, PETE A.	A65-06298 /	65-06298 /			
			SE	NW		BARTON, O J	65-17884 /	- /			
			SE	NW		SCHOENHUT, MARILYN L	65-19639 /	- /			
			SE	NW		POSTMA, KENNETH J	A65-22079 /	- /			
			SE	NW		MUIR, MYRNA	65-17576 /	- /			
			SE	NW		MARTIN, R RAY	65-07712 /	- /			
			SE	NW		HEIKES, BILL	65-18200 /	- /			
			SE	NW		SPIERS, KEITH	65-17739 /	- /			
			SE	NW		SCHOENHUT, MARILYN L	A65-19639 /	- /			
			SE	NW		JACOBSEN, DAN A	65-06939 /	- /			
			SE	NW		BODILY, LA THARE N	A65-09817 /	65-09817 /			
			SE	NW		BENNETT, PATRICIA ANN	65-06899 /	- /			
			SE	NW		BEER, MAURICE D	A65-08553 /	65-08553 /			
			SE	NW		PAUL NAULT, SHARON L	A65-09674 /	- /			
			SE	NW		OVERGAARD, W E	65-08457 /	- /			
			SE	NW		POSTMA, KENNETH J	65-22079 /	- /			
			SE	NW		BEER, WILLADEAN	65-08553 /	- /			
			SE	NW		BODILY, JEANINE T	65-09817 /	- /			
			SE	NW		CHILD, BARBARA J	65-17750 /	- /			
			SE	NW		GRIMAUD, PETE A	65-06298 /	- /			
			SE	NW		SCHLERF, RONALD C	R65-08663 /	- /			
			SE	NW		DONNELLY, WILLIAM H	65-17196 /	- /			
			SE	NW		TAYLOR, JIMMIE R	65-17231 /	- /			
			SE	NW	6	BELL, DONALD C	A65-17036 /	- /			
			SE	NW	6	BELL, DONALD C	65-17036 /	- /			
			SE	NW		HUGHES, LEROY		65-06868 /			

Subdivision

ADDITIONAL POU FOUND

POU COUNTY: VALLEY

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-07409	DOMESTIC	BROWN, LELA	FROM 01-01 TO 12-31	0.040 CFS	
A65-08663	DOMESTIC	SCHLERF, RONALD C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-17739	DOMESTIC	SPIERS, MARSHA	FROM 01-01 TO 12-31	0.040 CFS	
65-17336	DOMESTIC	MARTENSEN, CHARLES A	FROM 01-01 TO 12-31	0.040 CFS	
A65-17196	DOMESTIC	DONNELLY, WILLIAM H	FROM 01-01 TO 12-31	0.040 CFS	
A65-17231	DOMESTIC	TAYLOR, JIMMIE R	FROM 01-01 TO 12-31	0.040 CFS	
A65-17336	DOMESTIC	MARTENSEN, CHARLES A	FROM 01-01 TO 12-31	0.040 CFS	
A65-17576	DOMESTIC	MUIR, JACK	FROM 01-01 TO 12-31	0.040 CFS	
A65-17750	DOMESTIC	CHILD (CHESTER), BARBARA J	FROM 01-01 TO 12-31	0.040 CFS	
A65-07712	DOMESTIC	MARTIN, R RAY	FROM 01-01 TO 12-31	0.040 CFS	2.40 AF/A
A65-17884	DOMESTIC	BARTON, O J	FROM 01-01 TO 12-31	0.040 CFS	
A65-18200	DOMESTIC	HEIKES, BILL	FROM 01-01 TO 12-31	0.040 CFS	
A65-06939	DOMESTIC	JACOBSEN, DAN A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-09674	DOMESTIC	PAUL NAULT, SHARON L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08457	DOMESTIC	OVERGAARD, W E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-06899	DOMESTIC	BENNETT, PATRICIA ANN	FROM 01-01 TO 12-31	0.010 CFS	
A65-06298	DOMESTIC	GRIMAUD, PETE A.	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-17884	DOMESTIC	BARTON, O J	FROM 01-01 TO 12-31	0.040 CFS	
65-19639	DOMESTIC	SCHOENHUT, MARILYN L	FROM 01-01 TO 12-31	0.040 CFS	
A65-22079	DOMESTIC	POSTMA, KENNETH J	FROM 01-01 TO 12-31	0.040 CFS	
65-17576	DOMESTIC	MUIR, MYRNA	FROM 01-01 TO 12-31	0.040 CFS	
65-07712	DOMESTIC	MARTIN, R RAY	FROM 01-01 TO 12-31	0.040 CFS	2.40 AF/A
65-18200	DOMESTIC	HEIKES, BILL	FROM 01-01 TO 12-31	0.040 CFS	
65-17739	DOMESTIC	SPIERS, KEITH	FROM 01-01 TO 12-31	0.040 CFS	
A65-19639	DOMESTIC	SCHOENHUT, MARILYN L	FROM 01-01 TO 12-31	0.040 CFS	
65-06939	DOMESTIC	JACOBSEN, DAN A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-09817	DOMESTIC	BODILY, LA THARE N	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-06899	DOMESTIC	BENNETT, PATRICIA ANN	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08553	DOMESTIC	BEER, MAURICE D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-09674	DOMESTIC	PAUL NAULT, SHARON L	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08457	DOMESTIC	OVERGAARD, W E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-22079	DOMESTIC	POSTMA, KENNETH J	FROM 01-01 TO 12-31	0.040 CFS	
65-08553	DOMESTIC	BEER, WILLADEAN	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-09817	DOMESTIC	BODILY, JEANINE T	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-17750	DOMESTIC	CHILD, BARBARA J	FROM 01-01 TO 12-31	0.040 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
65-06298	DOMESTIC	GRIMAUD, PETE A	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-08663	DOMESTIC	SCHLERF, RONALD C	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-17196	DOMESTIC	DONNELLY, WILLIAM H	FROM 01-01 TO 12-31	0.040 CFS	
65-17231	DOMESTIC	TAYLOR, JIMMIE R	FROM 01-01 TO 12-31	0.040 CFS	
A65-17036	DOMESTIC	BELL, DONALD C	FROM 04-01 TO 11-30	0.020 CFS	
65-17036	DOMESTIC	BELL, DONALD C	FROM 04-01 TO 11-30	0.020 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()

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(☒)

NOTES:

IONS: _____

TOTAL ACRES: 1.3 N/A()

REVIEWED BY: Rch DATE: 7/22/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-07409 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	
A65-07409 DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		0.040 CFS	1.20 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-07409 IRRIGATION	FROM 04-15 TO 10-15	0.020 CFS	
65-07409 DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		0.040 CFS	1.20 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

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

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☒) Y(☐) N(☐)

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.040 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.040 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1.20 AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS
RECOMMEND SAME AS DECIDED
IRR .02
Dum .04

0.04
1.2 AFA
1.2 AFA

NOTES:

WR RECORD CONDITIONS/REMARKS:

WONK

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (/)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION DOMESTIC	04-15	10-15	DATABASE 0.020	EXAMINER	DATABASE	EXAMINER	DATABASE 0.0	EXAMINER
	01-01	12-31	0.040		1.20		0.0	
TOTAL FOR THIS RIGHT			0.040		1.20		0.0	

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: Rch

DATE: 7/22/99

FLAG: _____

STANDARD CONDITIONS (CODE):

N10 N12

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

J01 LOTS 64, 65, 66 & 67 PONDEROSA SANDS SUBD.
SPRING IS LOCATED ON LOT 65,

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-07409

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.040 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-07409	0.040	-		65-07409	0.040
TOTAL CFS		0.040				0.040

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE Y FIELD EXAMINER Y() N()

NO SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE: Ron Jawetz DATE: 7/22/99

NAME OF FIELD EXAMINER: Ron Jawetz

Sr Water Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1985</u> IDWR ID NO. <u>U10</u>	Y(☒) N()
☒ MAP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER <u>CLAIM</u>	DATE <u>ORIGINAL PRBA CLAIM</u>	Y(☒) N()
☒ OTHER <u>PROFILE</u>	DATE <u>WR RECORDS</u>	Y(☒) N()
☒ OTHER <u>MAP</u>	DATE <u>MAP FROM PRBA FILE</u>	Y(☒) N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>MAP</u>	DATE _____	_____	<u>SUBDIVISION MAP</u>
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:24:53
07/22/99
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-07409

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LELA BROWN	08/23/1973	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.020 CFS 0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRING

Tributary to: CASCADE RESERVOIR

Stage: DECREED

Point(s) of Diversion: T13N R03E S01 SENW SENW VALLEY 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
13N	03E	1	:																	:	1.0
																				TOTAL ACRES	1.0

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

POU County: VALLEY

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

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
-----------------	---------------------	------------------	-----	-----------------------	------------------------	--------------------	-----------------------------	--------------------

SOURCE: LAKE FORK CREEK

Prior 65-2952 CRUZEN, EDWARD A. 06-02-1962 IRRIGATION 05-01 09-15 900.00 AFA SWNW S09 LICENSE
BROWN, WARREN H. FROM STOR T18N R04E
BROWN, JAYNE J.
DONNELLY, ID 83615
REMARKS: STORAGE IN BROWNS POND.
P/U: T17N R03E S16 NESW(36) SESW(24) NWSE(36) SWSE(39) SESE(39)
S20 NENW(35) NWNW(38) SWNW(39) SENW(25) NESW(15) NWSW(39)
SWSW(38) SESW(15) NESE(39) NWSE(28) SWSE(29) SESE(36)
NENE(36) NWNE(29) SWNE(32) SENE(34)
S21 NENE(25) NWNE(38) SWNE(37) SENE(31) NENW(34) NWNW(36)
SWNW(27) SENW(37) NESW(38) NWSW(34) SWSW(30) SESW(31)
NESE(15) NWSE(35) SWSE(20) SESE(15)
S28 NWNE(10) NENW(32) NWNW(36) SWNW(39) SENW(20)
S29 NENE(39) NWNE(36) SWNE(33) SENE(39) NESE(39) NWSE(30)
SWSE(14) SESE(14)
P/U: T18N R03E S21 SESW(35)
S28 NWNE(40) NENW(35) NWNW(17) SWNW(37) NESW(39) NWSE(26)
* 1774 ACRES*

Ron 65-2729 BROWN, WARREN H. 04-15-1963 IRRIGATION 04-15 10-15 4.50 CFS NWSW S13 SESW(35) LICENSE
BOX 791 T18N R03E S21 T18N R03E
MC CALL ID 83638 NWNE(40) NENW(35)
NWNW(17) SWNW(37)
NESW(39) NWSE(26)
S28 T18N R03E
* 229 ACRES*

REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAKE IRRIGATION DISTRICT
SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

RECEIVED

FEB 12 1987

FILE

APR 07 1986

Department of Water Resources

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

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

Civil No. 3667

ORDER AND PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b)

Helsmar R. Kolitz

The foregoing Stipulation, of Lake Irrigation District, Edward A. Cruzen and the Department of Water Resources, having come duly and regularly before the Court and good cause appearing therefore,

IT IS ORDERED AND DECREED that the water rights, priority dates, uses, periods of use, quantification of rights, diversion points, places of use and basis of claim identified in Exhibit A attached hereto and incorporated herein by reference are adopted by this Court, and the Proposed Finding of Water Rights in the Payette River Drainage Basin (hereinafter "Proposed Finding") shall be amended accordingly. Some of the rights listed in Exhibit A were previously decreed by the court in its judgment of January 21, 1986. They are included here to provide a complete listing of all rights on Lake Fork Creek. Claim No. 65-10095, a reserved right claimed by the Forest Service, is not included because the State of Idaho and the United States are currently planning to become engaged in negotiations concerning federal reserved water right claims.

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED

FEB 24 1987

COMPARED

INDEXED-DIRECT

INDEXED INDIRECT

Department of Water Resources

filed by Lake Irrigation District and Edward A. Cruzen against the water rights adopted by this Court in the preceeding paragraph are dismissed with prejudice.

IT IS FURTHER ORDERED AND DECREED that the Proposed Finding of Fact No. 10 and Conclusion of Law No. 6 as set out in the foregoing Stipulation and Finding of Fact No. 4 and Conclusion of Law No. 3 as set out in Exhibit B of the foregoing Stipulation are amended by said Stipulation.

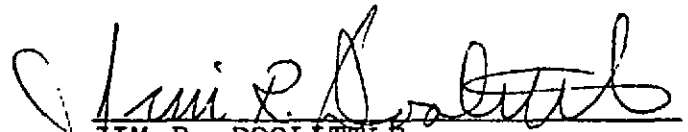
IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo and Tyee Creeks and other less distinctive sources between the old site of the gauging station and the present site, unless modified by order of this Court due to changes in the measured flows.

IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K, reference may be made to the decree of Paul Michelson et al v. M. H. Williams et al (7th Judicial District, Valley County, 1928) for a period of five years following the date of this order, to answer questions arising as to the distribution of water rights listed in Exhibit A. The director of the Department of Water Resources, pursuant to his authority under Chapter 6, Title 42, Idaho Code, will initially

determine any distribution questions. The elements of the Michelson decree that are used in any orders or instructions to the watermaster during this five year term shall be made a permanent part of the water district file for Lake Fork Creek and shall be considered by the director in any future orders or instructions to the watermaster.

IT IS FURTHER ORDERED AND DECREED that jurisdiction is reserved by the Court, upon 10 days notice to the parties hereunto, to make corrections of clerical errors, inadvertences or omissions in the listing of water rights of Exhibit A to the foregoing Stipulation, and the reservation of jurisdiction for this purpose will date one year from the date of this Order.

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

With respect to the issues determined by the above judgment, it is hereby CERTIFIED, in accordance with the Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does direct that the above partial decree shall be a final judgment upon which execution may issue and appeal may be taken as provided by the Idaho Appellate Rules.

STATE OF IDAHO)
County of Gem) ss.

DATED this 28th day of March, 1986.

I certify that the foregoing
is a true and correct copy
of the original on file in
this office.


JIM R. DOOLITTLE
District Judge

DATED 3-5-87
Thelma R. Kolodziej, Clerk

By: Loc. 1 ORDER AND PARTIAL DECREE, Page 3

WESTERN REGION

OWNER (S):

Brown

CLAIM NUMBERS:

7409

AGENT: RON HOWERTON

DATE 8/29/99

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

POLYGON CREATED ON 803

POLYGON # () () () () UPDATED BY rdh

ATTRIBUTES OF B65-POU.SHP (844) () () () ()

ATTRIBUTES OF B65-POD.SHP (810) () () () ()

 B65-DBPOU.DBF UPDATED BY rdh

 B65-DBPOD.DBF UPDATED BY rdh

NOTES:

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.

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

Please type or print clearly:

Name of Claimant(s) Mrs. Lela Brown (Mrs. W. E. Brown)

Mailing Address 128 McClure Ave.
(include Zip Code) Nampa, Idaho 83651

Phone Number (208) 466 - 6110

Department of Public Resources
Western Regional Office

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: 65-07409

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

RECEIVED

NOV 13 1988

No ✓

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE L.W.

1. NAME: W. E. BROWN
ADDRESS: 128 MCCLURE AVENUE
NAI, PA, IL

8651

2. DATE OF PRIORITY: AUG 23, 1973

3. SOURCE: SPRING

TRIB. T.: CASCADE RESERVOIR

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
13N	05E	1	S	NW			VALLEY
			SE	NW			VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/15	10/15	0.020		
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
13N	05E	1	SE	NW		IRR	1.0

SECTION ACRES 1.0

10. PLACE OF USE: CONTINUED

TOTAL ACRES

1.0

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

A J C CORP., ET AL.
VS DECREE DEFENDANT

MICROFILMED
SEP 23 1992

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: 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): *Sela Brown* DATE: 11/15/88

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 Canyon) ss.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 17th DAY
OF November 1988

Richard H. Pearson
NOTARY PUBLIC

SEAL

RESIDING AT Nampa, Idaho

MY COMMISSION EXPIRES May 21, 1992.

CS-07409

PAGE

3

DATE: 09/30/88

261

MICROFILMED
SEP 23 1992

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Willis E. &/or Lela L. Brown

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 15 to October 15	at 0.02 cfs and	3.9 acre feet
Fire Prot.	from January 1 to December 31	at 0.04 cfs and	N/A
Domestic	from January 1 to December 31	at 0.04 cfs and	1.2 acre feet

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 5.1 acre feet per year, said waters to be diverted within the SE 1/4 Sec. 1, Twp. 13N, Rge. 3E, B. M. in the County of Valley

Description and location of place of use:

[illegible]

Total number of acres irrigated 1.3

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of February, 19 78.

MICROFILMED

SEP 23 1992

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	
13 N	3 E	1								1.3									1.3

Total number of acres to be irrigated 1.3

c. Describe any other water rights used for the same purposes as described above. None for irrigation, well for domestic

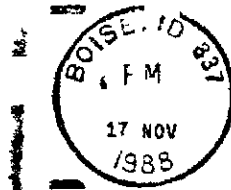
9. a. Who owns the property at the point of diversion Applicant
 b. Who owns the land to be irrigated or place of use Applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Ponderosa Sands Subdivision, Lot 64, 65, 66, 67, Spring is located on Lot 65.

MICROFILMED

SEP 23 1992

Mrs. Lela Brown
128 McClure Ave.
Nampa, Idaho 83651



IDWR, Western Region

2735 Airport Way

Boise, Idaho 83705



MICROFILMED
SEP 23 1992

10/4/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Brown, W. E. CLAIM IDENT. NO. 65-07409

DATE RECEIVED 11-18-88 CK # Exempt AMOUNT \$

	YES	NO
1. Is the name and address complete with zip code?	☒	☐
2. Is a priority date entered?	☒	☐
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.		
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, each household must file a separate claim. See Adjudication Memo # 4.	☐	☐
10. Is (are) the place(s) of use entered?	☐	☐
11. Is (are) the county(ies) entered?	☐	☐
12. Is the ownership of p.u. checked?	☐	☐
13. Are other water rights listed or "none" checked?	☐	☐
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 checked?	☐	☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	☐	☐
Has the claim been signed, sealed, and dated by a notary?	☐	☐
Was this claim filed on time, or was an extension granted?	☐	☐
Is the fee enclosed correct?	☐	☐
If this claim is based on an existing water right, has the identification number been entered?	☐	☐
Should this claim be receipted and data entered?	☐	☐

Claim checked by: JD

Comments: Name change

MICROFILMED
SEP 23 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED
MAY 11 2001
WATER RESOURCES
WESTERN REGION

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

LELA BROWN
~~102 N. W. 1st Ave~~

Ran

01 1409

DECEASED, NOT
AT THIS ADDRESS!

5/01

R

83705-5082 06





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