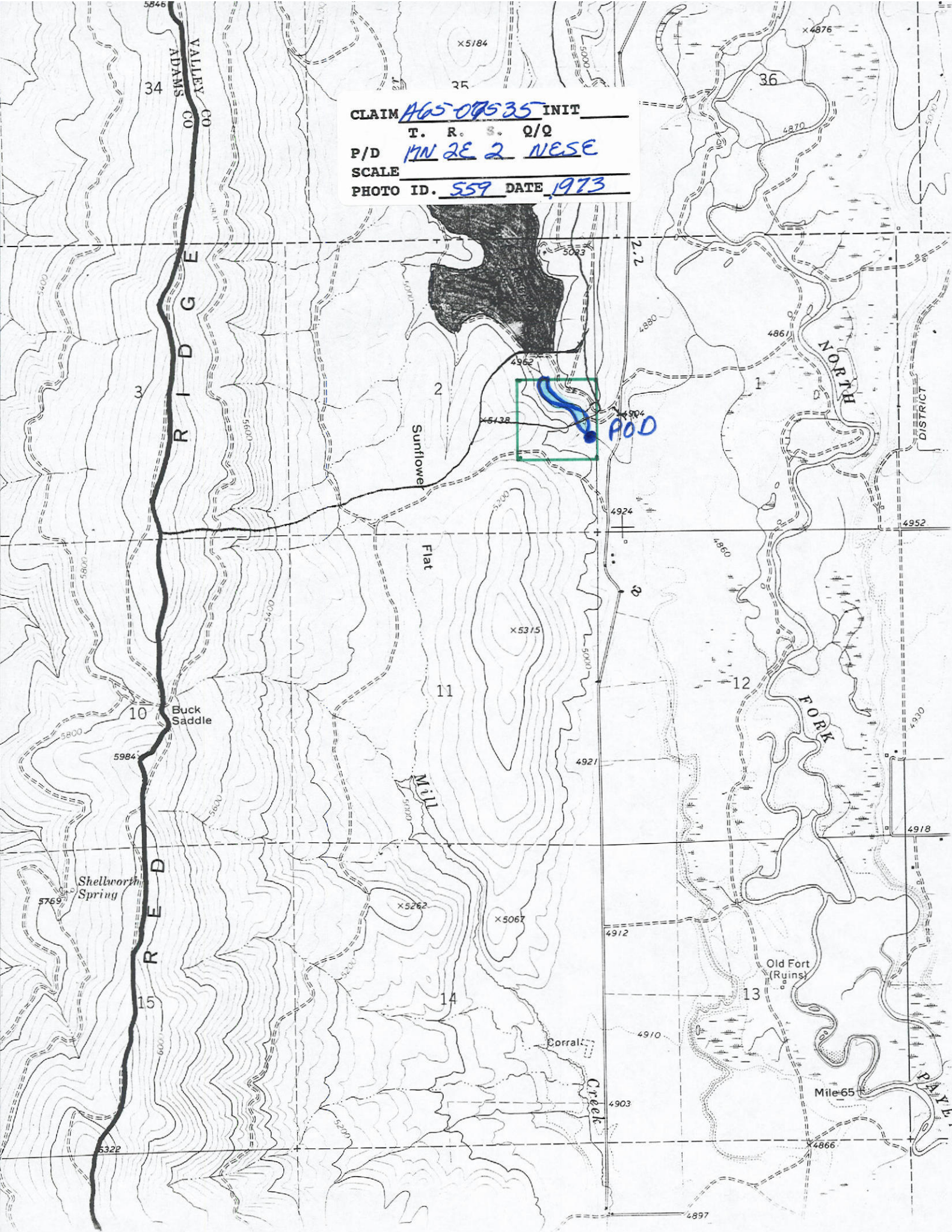


CLAIM AGS 07535 INIT
T. R. S. Q/Q
P/D 1N 2E 2 NESE
SCALE
PHOTO ID. 559 DATE 1973



R 2 E.
67

10' 566

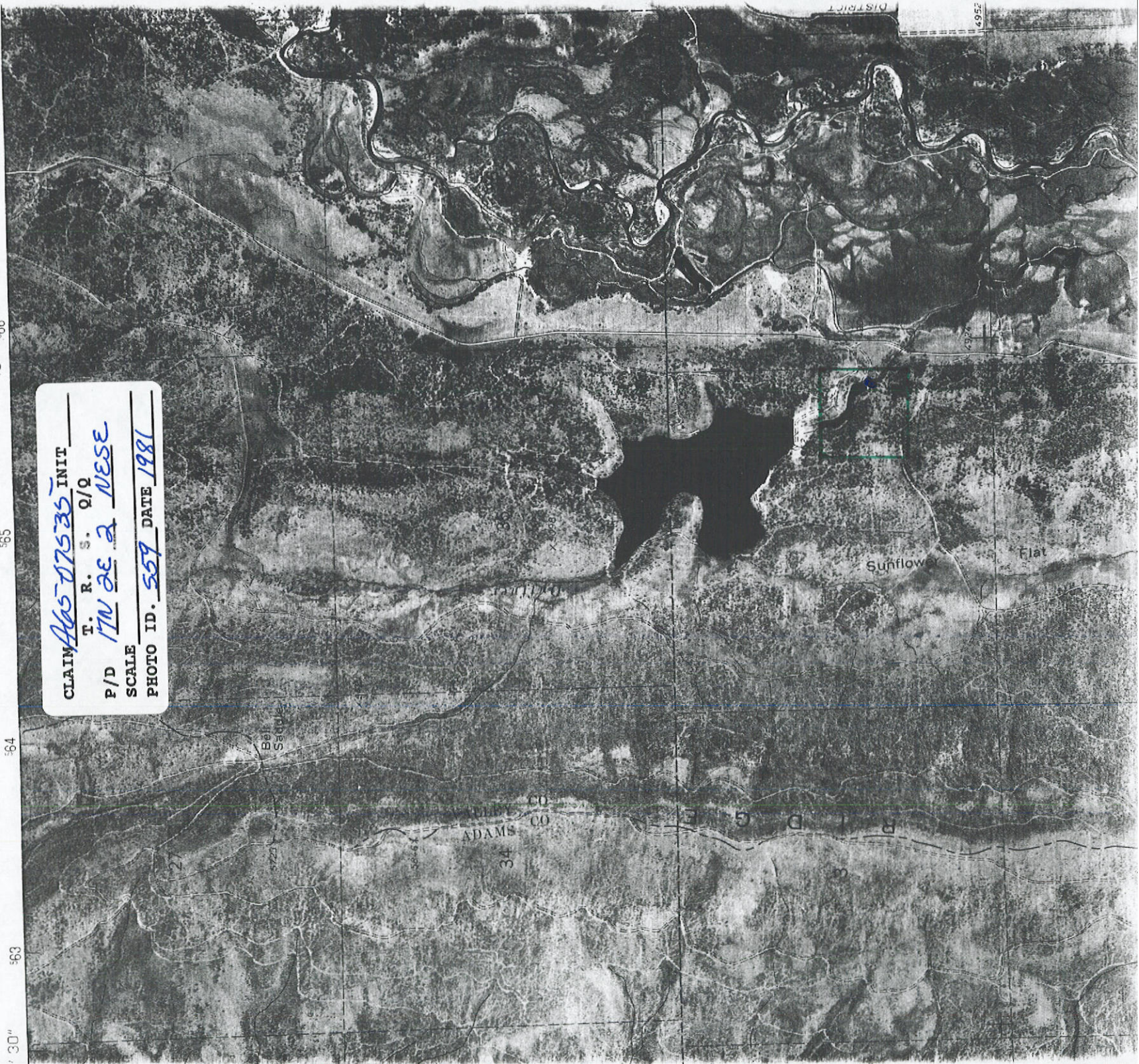
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564

563

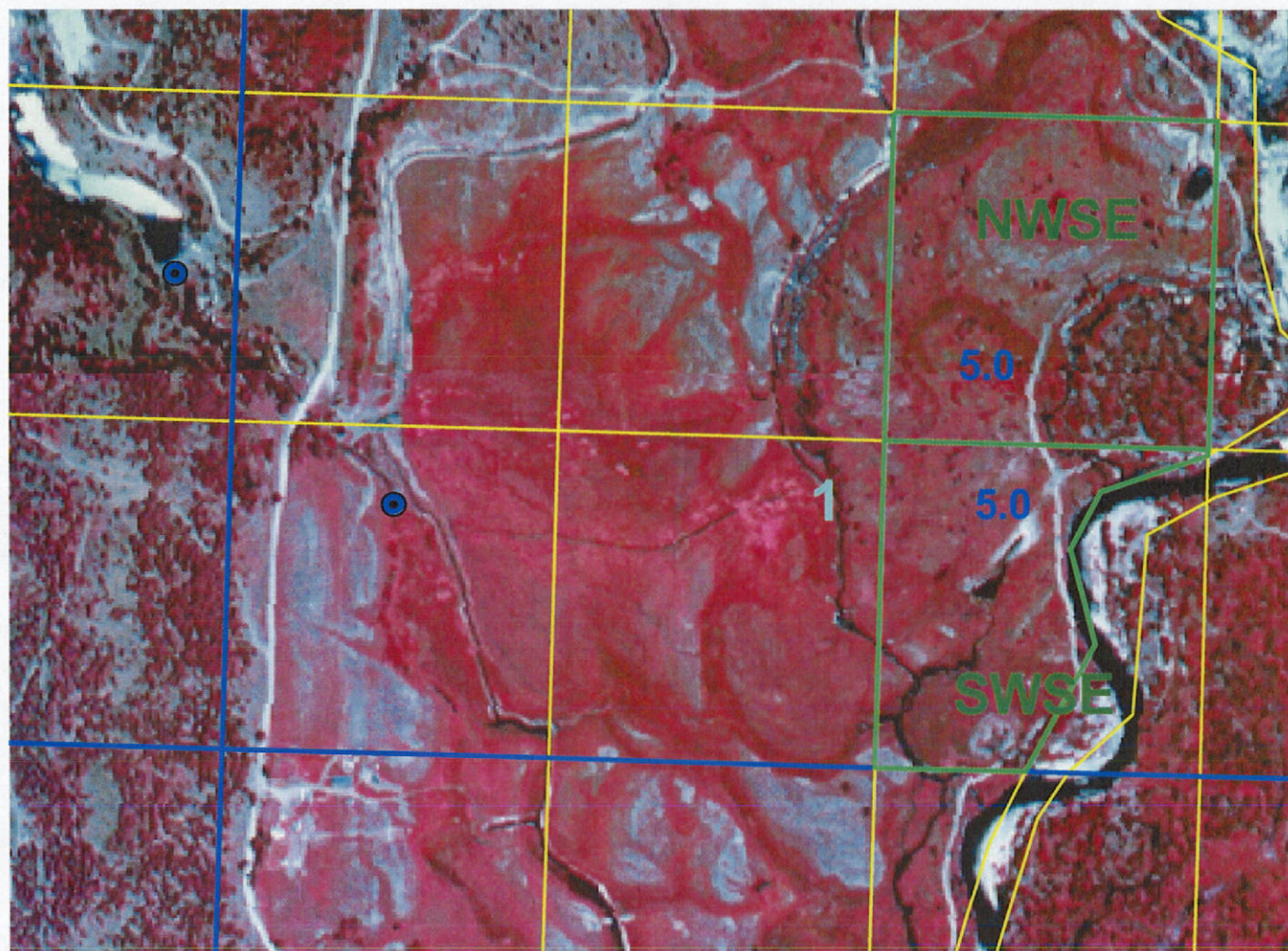
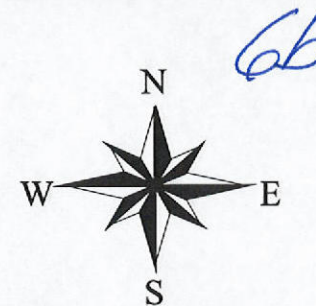
30"

CLAIM 465-07535 INIT
T. R. S. Q/Q
P/D 17N 2E 2 NESE
SCALE
PHOTO ID. 559 DATE 1981



IDAHO DEPARTMENT OF WATER RESOURCES

17N, 02E, S1



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

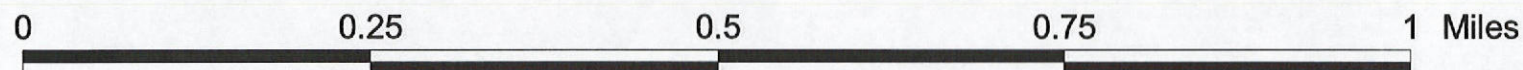
6 SECTION NUMBERS

CLAIM(S): 65-07535

OWNER(S): LB INDUSTRIES

Prepared by Mel Schulte

DATE: MAY 19, 1999



65-7576

20

65-76587

6c

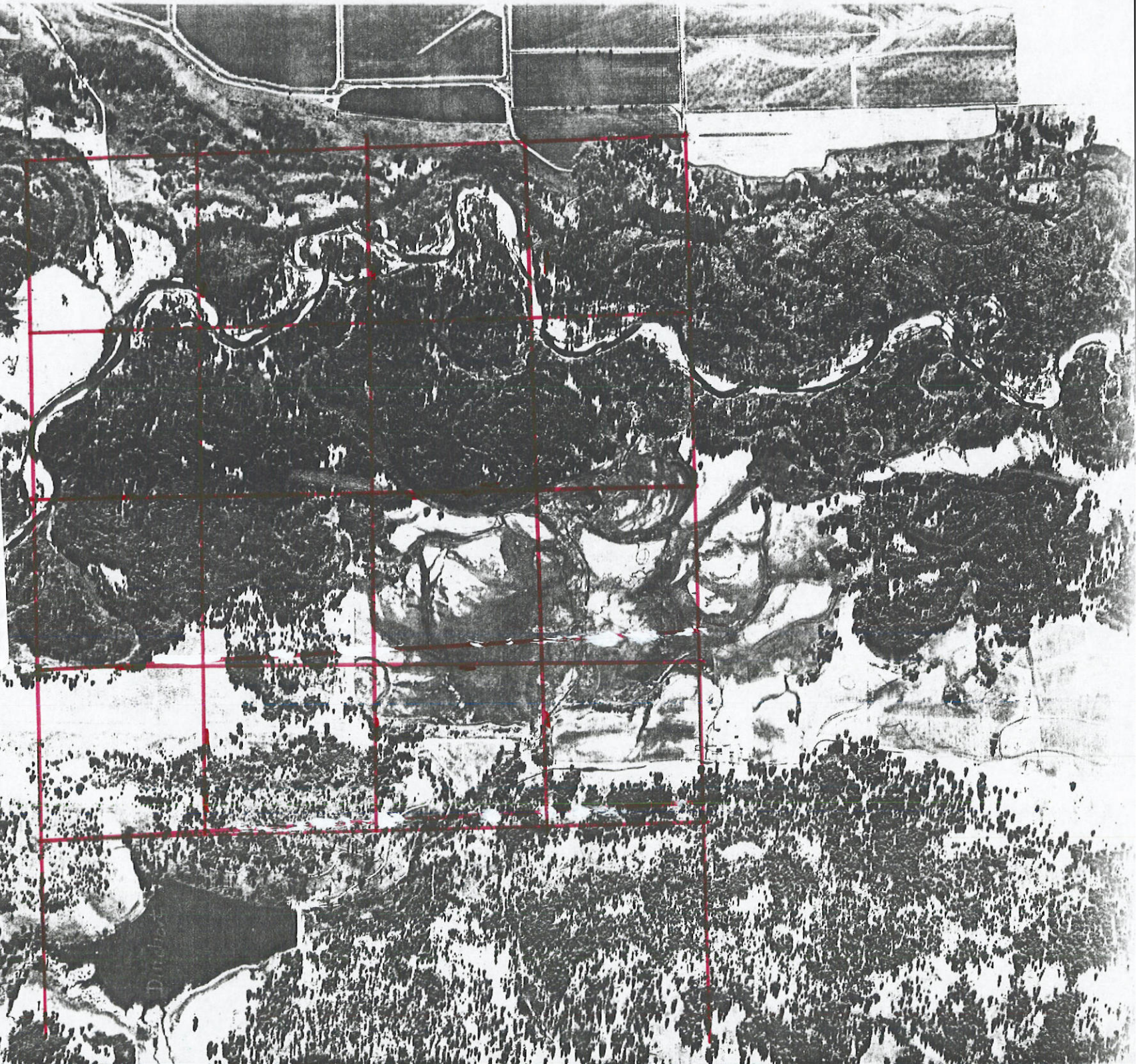
65-7576
20
(35)

CLAIM 465-07535 INSET
T. R. S. Q/Q
P/D 17N 2E 2 NESE
SCALE PRBA map
PHOTO ID# DATE



DH2-2

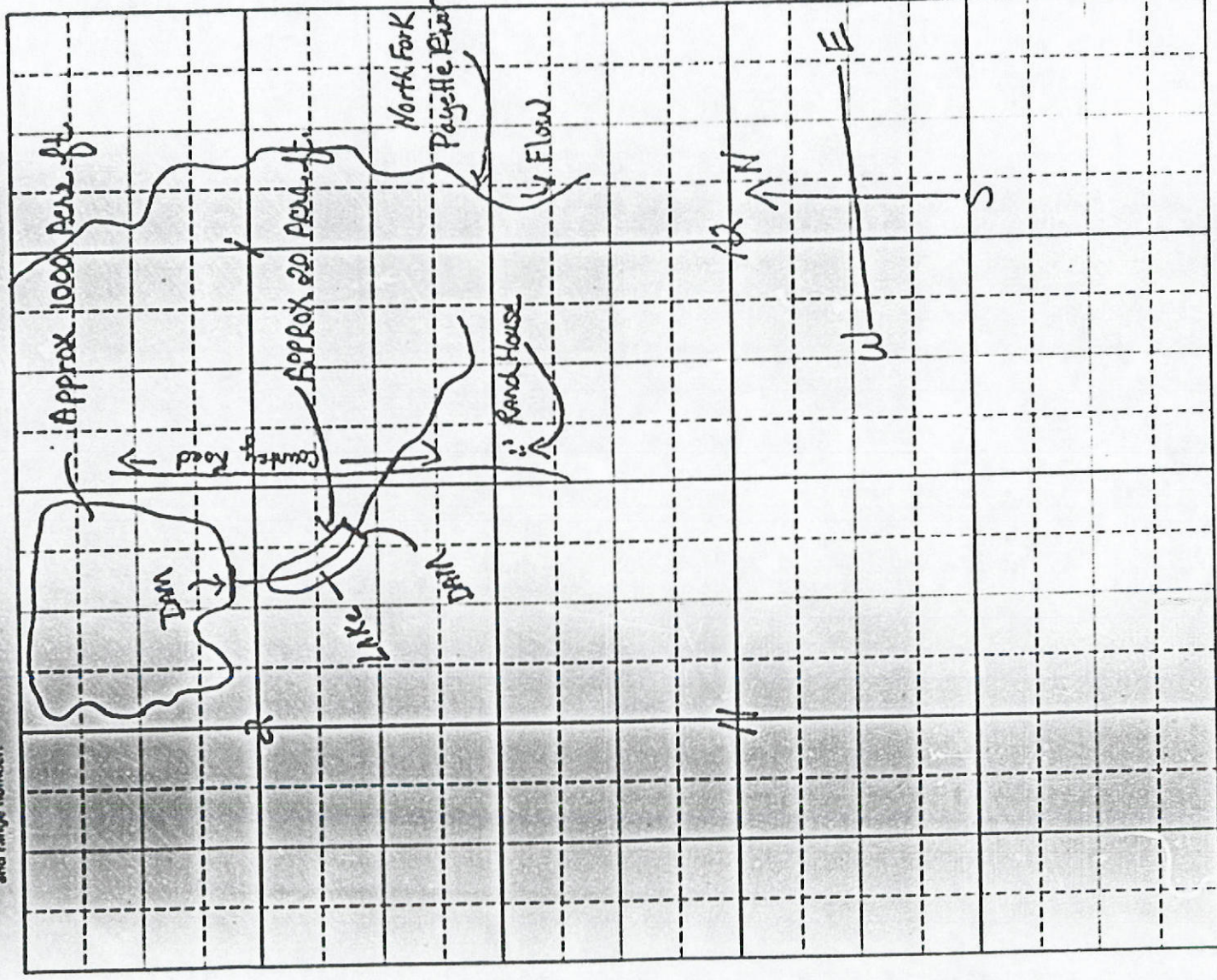
CLAIM 465-07535 - SHEET 6d
T. R. S. Q/Q
P/D 17N 2E 2 NESE
~~SCHE~~ PRBA map
PHOTO ID ASCS DATE 1961



A65-07535

Map from Application for Permit 65-07535

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

James M. Hait
(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: A65-07535
Date Received: 11/ 8/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L.B. INDUSTRIES, INC. 208-345-7515
Address: P.O. BOX 2797
1401 SHORELINE DR.
BOISE, ID 83701
2. Date of Priority: MAR 3, 1975
3. Source: DUFFNER CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	02E	1	SW	SW		R	VALLEY
		2	NE	SE			VALLEY

5. Description of diverting works:
DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	04/01	05/01			20.00
IRRIGATION FROM STORAGE	06/01	09/01			20.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 20.00 A.F.A.

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02E	1	NW	SE	8	IRR FS	5.0
			SW	SE	9	IRR FS	5.0

A65-07535

Page 1

Date: 02/06/91

MICROFILMED

SEP 23 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

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:
NONE

14. Remarks:

CLAIMANT'S ID PHONE NUMBER IS: 634-5120. CLAIMANT INDICATED HE DOES OWN THE P/U.

CHANGE IN OWNERSHIP COMPLETED BY L.R.W. ON 2/6/91.

15. Basis of Claim: LICENSE

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 _____

MEMORANDUM OF SALE OF WATER RIGHTS

Pursuant to previously executed and delivered Warranty Deeds, namely Instrument No. 178028, recorded January 8, 1991, and Instrument No., 173995, recorded June 29, 1990, Valley County Records, State of Idaho, between HAIT 1971 CALIFORNIA TRUSTS, Grantor, and L. B. INDUSTRIES, INC., Grantee, all appurtenant water rights were likewise transferred. This memorandum is intended to confirm and ratify the absolute transfer for value of all such rights whether permitted, licensed, or common law, including, but not limited to, the following enumerated rights, to-wit:

- (1) These rights are identified in the manner by which they are identified in the Snake River Basin adjudication (Civil Case No. 39576, Fifth District, County of Twin Falls), to-wit:
 - (a) ✓ A65-07052 w/priority of 9-27-68;
 - (b) ✓ A65-07653B w/priority of 8-24-76;
 - (c) ✓ A65-07576 w/priority of 9-3-75;
 - (d) ✓ A65-02946 w/priority of 5-6-52;
 - (e) ✓ A65-08120 w/priority of 5-1-68;
 - (f) ✓ A65-08121 w/priority of 6-1-50;
 - (g) ✓ A65-07535 w/priority of 5-3-75;
- (2) An approved application for a permit to impound waters, subject to certain conditions for "proving up" the claims within the statutory periods, and compliance with local, state and Federal law applicable to artificial impoundments (Permit No. P65-13131 received 4-16-90).

Grantor shall execute such other and further documents as may be necessary to fully memorialize such transfer, including those utilized by the Idaho Department of Water

Resources in identifying and transferring all permitted rights, the intent of the parties to the prior transfers being to fully convey any and all water rights previously held by Grantor and running to the use and benefit of the lands conveyed, Grantor retaining only certain limited rights utilized in conjunction with the retained residential ten (10) acre parcel lying within the lands conveyed.

DATED this 14th day of January, 1991.

HAIT 1971 CALIFORNIA TRUSTS

By James Merritt Hait T.R.
James Merritt Hait, Trustee

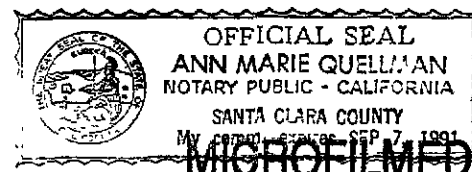
STATE OF CALIFORNIA)
) ss.
County of Santa Clara)

On this 14th day of January, 1991, before me, Ann Marie Quellan a Notary Public in and for said State, personally appeared JAMES MERRITT HAIT, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same in his capacity as Trustee of the HAIT 1971 CALIFORNIA TRUSTS.

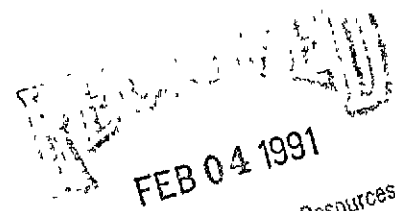
IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal the day and year in this Certificate first above written.

Ann Marie Quellan
Notary Public for California
Residing at: 3115 High Meadows
San Jose, CA

My Commission Expires: September 7, 1991



SEP 23 1992


FEB 04 1991
Department of Water Resources
Western Regional Office

WARRANTY DEED

FOR VALUE RECEIVED, the HAIT 1971 CALIFORNIA TRUSTS, the grantor, does hereby grant, sell and convey unto L. B. INDUSTRIES, INC., whose address is 1401 Shoreline Drive, P.O. Box 2297, Boise, Idaho, 83701, the following described premises, to-wit:

Lot 11 in SW 1/4; Section 30, Township 18 North, Range 3 East, B.M., Valley County, Idaho.

Lot 1; SW 1/4; N 1/2 SE 1/4; SW 1/4 SE 1/4; excluding property in above described areas west of county road, Section 25, Township 18 N., Range 2 East, B.M., Valley County, Idaho.

A parcel of alluvion land, but not limited to said land, which is located in the NE 1/4 NE 1/4 of Section 36, Township 18 North, Range 2 East and in the NW 1/4 NW 1/4 of Section 31, Township 18 North, Range 3 East, B.M., Valley County, Idaho, said land lies South of the South Section lines of said Section 25, Township 18 North, Range 2 East and said Section 31, Township 18 North, Range 3 East, but North of the high water mark of the North fork of the Payette River.

Lot 2; Lot 3; Lot 6; Lot 7; N 1/2 NW 1/4; SW 1/4 NW 1/4; excluding that property lying west of county road; Section 36, Township 18 N., Range 2 E., B.M., Valley County, Idaho.

Lot 2; Lot 3; Lot 4; Lot 5; Lot 8; Lot 9; S 1/2 NW 1/4; SW 1/4, excluding that property lying west of county road; Section 1, Township 17 N., Range 2 E., B.M., Valley County, Idaho.

Lot 2; Lot 3; Lot 6; NW 1/4; NW 1/4 SW 1/4; excluding that property lying west of county road Section 12, Township 17 N., Range 2 E., B.M., Valley County, Idaho;

SAVE and EXCEPT an irregular shaped parcel of land located in the South 1/2 of Section 12, Township 17 N., Range 2 E., B.M., Valley County, Idaho, lying South of the following described 60 foot wide non-exclusive easement, but North of the existing fence line which runs East-West approximately along the North boundary line of the

South half of the Southwest Quarter (S 1/2 SW 1/4)
Section 12, Township 17 N., Range 2 E., B.M.,
Valley County, Idaho.

SUBJECT to a 60 foot wide non-exclusive Easement
located in the S 1/2 of Section 12, Township 17
N., Range 2 E., B.M., Valley County, Idaho; which
lies 30 feet on either side of the following
described center line;

Beginning at a point on an existing fence line
which is located approximately at the NW corner of
the SW 1/4 of the SW 1/4 of Section 12, Township
17 N., Range 2 E., B.M., Valley County, Idaho;
thence North 30 feet along the East boundary line
of the county road right-of-way the Real Point of
Beginning: Thence East 800 feet parallel with the
existing fence line to a point, which fence line
runs East-West, thence North 60° East a distance
of 500 feet to a point; thence East 350 feet to a
point; thence South 45° East to a point on the
existing fence line which runs East-West
approximately along the North line of the SE 1/4
SW 1/4 of Section 12, Township 17, N., Range 2 E.,
B.M., Valley County, Idaho, which point is the end
of the above described Easement.

SUBJECT TO:

1. General taxes for the year 1990, a lien, not yet
due or payable.
2. A Powerline Easement for maintenance and incidental
purposes as set forth in Instrument No. 74129 recorded
July 11, 1971, records of Valley County, Idaho.
3. Any adverse claim to any portion of the land
described herein, which lies below the line of mean
high water.
4. Any and all easements or restrictions of record or
in use.

TO HAVE AND TO HOLD the said premises, with their
appurtenances unto the said Grantee, and its assigns
forever. And the Grantor does hereby covenant to and with
the said Grantee, that it is the owner in fee simple of said
premises; that said premises are free from all encumbrances,
and that it will warrant and defend the same from all lawful
claims whatsoever.

DATED: 6/29, 1990.

HAIT 1971 CALIFORNIA TRUSTS

By: James Merritt HAIT TP
James Merritt HAIT, Trustee

STATE OF IDAHO)
) ss.
County of Valley)

On this 29 day of JUNE, 1990, before me, a Notary Public in and for said State, personally appeared JAMES MERRITT HAIT, known or identified to me to be the person whose name is subscribed to the within and foregoing and acknowledged to me that he executed the same in his capacity as Trustee of the HAIT 1971 CALIFORNIA TRUSTS.

IN WITNESS WHEREOF, I have hereunto set my hand and notary seal the day and year in this Certificate first above written.

Michael R. Anderson
Notary Public for Idaho
Residing at: McCall
Commission Expires: Oct. 9, 1992

1 / 3 9 9 5
RECEIVED BY
PROCESSED
JUN 29 3 21 PM '90
McCall
9.00

MICROFILMED

SEP 23 1992

FEB 04 1991

Department of Water Resources
Washington, D.C. 20004

WARRANTY DEED

FOR VALUE RECEIVED, THE HAIT 1971 CALIFORNIA TRUSTS, the Grantor, does hereby grant, sell and convey unto L. B. INDUSTRIES, INC., whose address is 1401 Shoreline Drive, P. O. Box 2297, Boise, Idaho 83701, the Grantees, the following described premises, to-wit:

The South Half of the Southeast Quarter, (S 1/2 SE 1/4) of Section 35; Township 18 North, Range 2 East, B.M., Valley County, Idaho:

A tract of land located in the SE 1/4 SW 1/4 of Section 35; Township 18 North, Range 2 East, B.M., Valley County, Idaho, being more particularly described as follows: Commencing at the standard South 1/4 corner of Section 35, Township 18 North, Range 2 East, B.M., Valley County, Idaho, which is the true point of Beginning; thence South 89°54'32" West, 1333.56 feet to a point; thence North 0°16'39" East, 1321.97 feet to a point; thence North 89°56'34" East, 1328.95 feet to a point; thence South 0°04'40" West, 1321.16 feet to the true Point of Beginning.

A Tract of Land located in Section 36, Township 18 North, Range 2 East, B.M., Valley County, Idaho; beginning at the S 1/16 corner common to Sections 35 and 36, Township 18 North, Range 2 East, B.M., Valley County, Idaho; thence easterly 256 feet more or less to the center line of a County Road; thence northerly along the center line of said County Roadway, a like distance of 256 feet more or less; thence back in the Southwesterly line to the Point of Beginning. Subject to said County Road.

A tract of land located in Lot 7, Section 36, Township 18 North, Range 2 East, B.M., Valley County, Idaho, being that portion of property lying West of the County road.

That portion of property located in Section 1 and Section 12, Township 17 North, Range 2 East, B.M., Valley County, Idaho, lying West of the County Road.

Lot 1, Lot 2, Lot 3; Section 2 (4th Std. parallel north) Township 17 North Range 2 East, B.M., Valley County, Idaho.

A tract of land located in the SE 1/4 NW 1/4 and the SW 1/4 NE 1/4 of Section 2; Township 17 North, Range 2 East, B.M., Valley County, Idaho, being more particularly described as follows:

Commencing at the Center East 1/16 corner of Section 2, Township 17 North, Range 2 East, B.M., which point is the true Point of Beginning; thence North $41^{\circ}24'58''$ West, 794.43 feet to a point; thence North $89^{\circ}47'29''$ West, 1481.67 feet to a point; thence North $0^{\circ}29'18''$ East, 726.0 feet to a point; thence South $89^{\circ}54'00''$ East, 674.11 feet to a point; thence South $89^{\circ}44'13''$ East, 1332.28 feet to a point; thence South $0^{\circ}14'15''$ West, 1319.85 feet to the true Point of Beginning.

SE 1/4 NE 1/4; NE 1/4 SE 1/4; E 1/2 SE 1/4 SE 1/4;
Section 2, Township 17 North, Range 2 East, B.M.,
Valley County, Idaho.

E 1/2 NE 1/4 NE 1/4; Section 11, Township 17 North,
Range 2 East, B.M., Valley County, Idaho.

SAVE AND EXCEPT a parcel of land situate in Govt. Lot 1, Section 2, Township 17 North, Range 2 East; and in the South 1/2 of the Southeast 1/4, Section 35, Township 18 North, Range 2 East, Boise Meridian, Valley County, Idaho; more particularly described as follows:

Beginning at the Northeast corner of the above described Section 2, thence North $70^{\circ}27'28''$ West, 364.18 feet to the Northeast corner of the parcel, and the REAL POINT OF BEGINNING;

Thence West, 627.61 feet to a point on the high water line of the Hait Reservoir and the Northwest corner of the parcel;

Thence continuing along the high water line, South $8^{\circ}01'56''$ West, 22.24 feet to a point;

Thence South $13^{\circ}33'16''$ West, 84.36 feet to a point;

Thence South $25^{\circ}36'38''$ West, 60.27 feet to a point;

Thence South $17^{\circ}50'17''$ West, 69.32 feet to a point;

Thence South $4^{\circ}25'56''$ West, 60.25 feet to a point;

Thence South $4^{\circ}28'07''$ East, 59.25 feet to a point;

Thence South $5^{\circ}13'48''$ East, 80.72 feet to a point;

Thence South $17^{\circ}40'52''$ East, 47.04 feet to a point;

Thence South $25^{\circ}06'19''$ East, 47.74 feet to a point;

Thence South $44^{\circ}17'20''$ East, 55.50 feet to a point;

Thence South $29^{\circ}11'20''$ East, 76.21 feet to a point;

Thence South $11^{\circ}29'06''$ East, 42.66 feet to a point, the Southwest corner of the parcel;

Thence departing from the high water line, East, 571.50 feet to a point, the Southeast corner of the parcel;

Thence North, 660.00 feet to the Northeast corner of the parcel, and the REAL POINT OF BEGINNING.

Containing 10.0000 acres.

RESERVING a non-exclusive easement for ingress and egress along the existing roads that lead to Mr. Haits' residence, or along any adequate replacement of these same roads, from the county road to the East.

SUBJECT TO:

1. General taxes for the year 1991, a lien, not yet due or payable.
2. A Powerline Easement for maintenance and incidental purposes as set forth in Instrument No. 74129 recorded July 11, 1971, records of Valley County, Idaho.
3. Any adverse claim to any portion of the land described herein, which lies below the mean high water.
4. Any and all easement or restrictions of record or in use.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED: 1/3, 1991

HAIT 1971 CALIFORNIA TRUST

By James Merritt Haits T.R.
James Merritt Haits, Trustee

MICROFILMED

SEP 23 1992

STATE OF CALIFORNIA)
) ss.
County of Santa Clara)

On this 3rd day of January, 1991, before me, Mary Lou Perez a Notary Public in and for said State, personally appeared JAMES MERRITT HAIT, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same in his capacity as Trustee of THE HAIT 1971 CALIFORNIA TRUSTS.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal the day and year in this Certificate first above written.

Mary Lou Perez
Notary Public for California
Residing at: 1789 E Capital Expy S J.
My Commission Expires: SEP 27, 1991



1 7 8 0 2 8
CENTRAL IDAHO TITLE
REQUESTED BY: _____
RECORDED _____
JAN 8 9 32 AM '91
TY L. Perez PCH
LEGAT 11 PM
VALLEY OF THE
BY: S. M. H. ST
FEE: \$10.00

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: A65-07535
Date Received: 11/08/1988
Receipt No: X999999
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES M. HAIT 408-274-9248
Address: 8047 CHARDONAY CT.
SAN JOSE, CA 95135
2. Date of Priority: MAR 03, 1975
3. Source: DUFFNER CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	02E	1	SW	SW		R	VALLEY
		2	NE	SE			VALLEY

5. Description of diverting works:
DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	04/01	05/01			20.00
IRRIGATION FROM STORAGE	06/01	09/01			20.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 20.00 A.F.A.

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02E	1	NW	SE	8	IRR FS	5.0
			SW	SE	9	IRR FS	5.0

Section Acres 10.0

A65-07535

Page 1

Date: 12/08/88

MICROFILMED

SEP 23 1992

10. Place of Use: Continued

Total Acres 10.0

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:
 NONE

14. Remarks:
 CLAIMANT'S ID PHONE NUMBER IS: 634-5120. CLAIMANT INDICATED HE
 DOES OWN THE P/U.

15. Basis of Claim: LICENSE

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 _____

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

Ident. Number: A65-07535

Date Received:

Receipt No:

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER FEDERAL LAW

1. Name: JAMES M. HAIT
Address: P.O. BOX 1201
SAN JOSE, CA

95108

Doc. No. 1003
Filed for Record 10/24/88

2. Date of Priority: MAR 03, 1975

3. Source: DUFFNER CREEK

Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	02E	1	SW	SW		R	VALLEY
		2	NE	SE			VALLEY

5. Description of diverting works:

Dam

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	04/01	05/01			20.00
IRRIGATION FROM STORAGE	06/01	09/01			20.00

7. Total Quantity Appropriated is:

C.F.S. (and/or) 20.00 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
17N	02E	1	NW	SE	8	IRR FS	5.0
			SW	SE	9	IRR FS	5.0

Section Acres 10.0

Total Acres 10.0

A65-07535

Page 1

Date: 10/24/88

MICROFILMED

SEP 23 1992

11. Place of use in counties: VALLEY

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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.

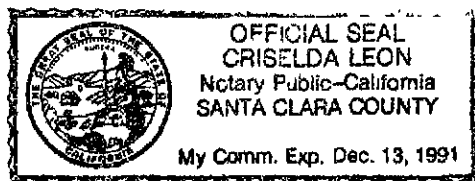
Signature of Claimant(s): James M. Nair Date: 11/4/88
Date: _____

State of Idaho)
County of Santa Clara) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of November 19 88.

Criseida Leon
Notary Public

Seal



Residing at 881 Martin Ave, S.C.
My Commission Expires 12-13-91

10/4/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Hait, James CLAIM IDENT. NO. AG 5-7535

DATE RECEIVED 11-7-88 CK # N/A 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?	☒	☐

MICROFILMED

Claim checked by: SEP 23 1982Comments: #12- See convers. memo attached to 65-8121.



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

DATE: 05/19/99
PAGE: 1

Audit: 05/19/99 MSCHULTE

16:08:22
05/18/99
17

CLAIM NUMBER: A65-07535

Water Source: DUFFNER CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: LICENSE

Point(s) of Diversion: T17N R02E S02 NESE VALLEY County

Point(s) of Re-diversion: T17N R02E S01 SWSW = "R" VALLEY County

Place of use Legal Description for: IRRIGATION FROM STORAGE

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
---	---	---	:	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	:	
17N	02E	1	:																	:	
																08-05 09-05				10.0	
																TOTAL ACRES				10.0	

Other Rights: NONE

Delete

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

WR5809NP
No. 65-07535

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/18/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES M. HAIT P.O. BOX 1201 SAN JOSE CA 95108	03/03/1975	IRRIGATION STORAGE IRRIGATION FROM STORAGE	04/01 05/01 06/01 09/01		20.00 AFA 20.00 AFA
TOTAL DIVERSION:						20.00 AFA

Water Source: DUFFNER CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: LICENSE

Point(s) of Diversion: T17N R02E S02 NESE
Point(s) of Re-diversion: T17N R02E S01 SWSW

VALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION FROM STORAGE

NE				NW				SW				SE												
T	R	S	: Lt Ac	NENE	NWNE	SWNE	SENE	: Lt Ac	NENW	NWNW	SWNW	SENW	: Lt Ac	NESW	NWSW	SWSW	SESW	: Lt Ac	NESE	NWSE	SWSE	SESE	: Lt Ac	
17N	02E	1	:					:					:					:					:	
TOTAL ACRES																								10.0

Pou County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-07576A 65-12136

Other Water Rights Listing Overlapping Place(s) of use:
65-07576A 65-076538

Dates:	App. Received:	Priority Date:	03/03/1975
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		05/24/1983

Misc: Water District Number: 65 Field Exam Fee:

Audit: 05/24/83 04/30/88 CONVERT

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 <u>1981</u> IDWR ID NO. <u>559</u>	Y(☒) N(☐) <u>5b</u>
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1973 map</u> IDWR ID NO. <u>559</u>	Y(☒) N(☐) <u>5a</u>
☒ ~~MAP~~ GIS map	DATE OF PHOTO <u>5-19-99</u> <u>(1987)</u> IDWR ID NO. _____	Y(☒) N(☐) <u>6b</u>
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1961</u>	Y(☒) N(☐) <u>6d</u>
☐ 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>GIS table</u>	DATE <u>5-19-99</u>	Y(☒) N(☐) <u>6a</u>
☒ OTHER <u>PRBA map</u>	DATE _____	Y(☒) N(☐) <u>6c</u>
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ ~~LICENSING FIELD EXAM~~ <u>Permit map</u>	DATE OF FIELD EXAM _____	<u>1</u>	<u>one map page only</u>
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>4-4-83</u>	<u>1</u>	
☐ 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>POU review report</u>	DATE <u>5-18-99</u>	<u>1</u>	
☒ OTHER <u>PRBA claim</u>	DATE <u>9-3-76</u>	<u>1</u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:07:46
05/18/99

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-07535

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			<i>MS</i> <i>In office</i> <i>5-19-99</i>	<i>N</i>		<i>MS</i> <i>5-19-99</i>	<i>MS</i> <i>5-19-99</i>	
POINT OF DIV				<i>N</i>				
SOURCE				<i>N</i>				
PLACE OF USE	<i>Y</i>			<i>N</i>				
DIV. AMOUNT CFS/VOLUME				<i>N</i>				
CONSUMPTIVE USE	<i>-</i>			<i>NA</i>				
PURPOSES OF USE				<i>N</i>				
PERIOD OF USE				<i>N</i>				
BASIS OF CLAIM				<i>N</i>				
REMARKS	<i>Y</i>			<i>N</i>				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:07:46
05/18/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-07535

LAST: HAIT FIRST: JAMES M
ADDRESS: 8047 CHARDONAY CT
CITY: SAN JOSE STATE: CA ZIP: 95135
PHONE NUMBER: 408-274-9248

OWNER CODE: O

LAST: LB INDUSTRIES INC FIRST:
ADDRESS: PO BOX 2797
1401 SHORELINE DR
CITY: BOISE STATE: ID ZIP: 83701
PHONE NUMBER: 208-345-7515

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN CLAIMANT'S ID PHONE NUMBER IS: 634-5120. CLAIMANT INDICATED HE
DOES OWN THE P/U.
CHANGE IN OWNERSHIP COMPLETED BY L.R.W. ON 2/6/91.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: __:__ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

In office exam

This right was filed as a permit in the PRBA and the licensing process completed during the PRBA adjudication process.

A. AJ CLAIM: # A65-07535 PRIORITY DATE: 03-03-1975 STAGE: L

B. WR RECORD: # 65-07535 PRIORITY DATE: 03-03-1975 STAGE: L

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 as licensed

=====

RECOMMENDED PRIORITY DATE:

03-03-1975

REVIEWED BY

Mel Schulte

DATE

5-19-99

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
A65-07535	17N 02E	1		SW	SW		R	VALLEY		
A65-07535	17N 02E	2		NE	SE			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-07576C NONE
A65-12136A

WR RECORDS IN SAME 40 ACRE TRACT
65-07576A
65-12136

SOURCE: DUFFNER CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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
65-07535	17N 02E	2		NE	SE			VALLEY		
65-07535	17N 02E	1		SW	SW		R	VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-07576C NONE
A65-12136A

SOURCE: DUFFNER CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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 _____)

Y() N(☒)

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

Y() N(☒)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: Recommended as licensed

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
17N	02E	1		SW	SW		R	VALLEY	- "R"	
17N	02E	2		NE	SE			VALLEY		
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: DUFFNER CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY:

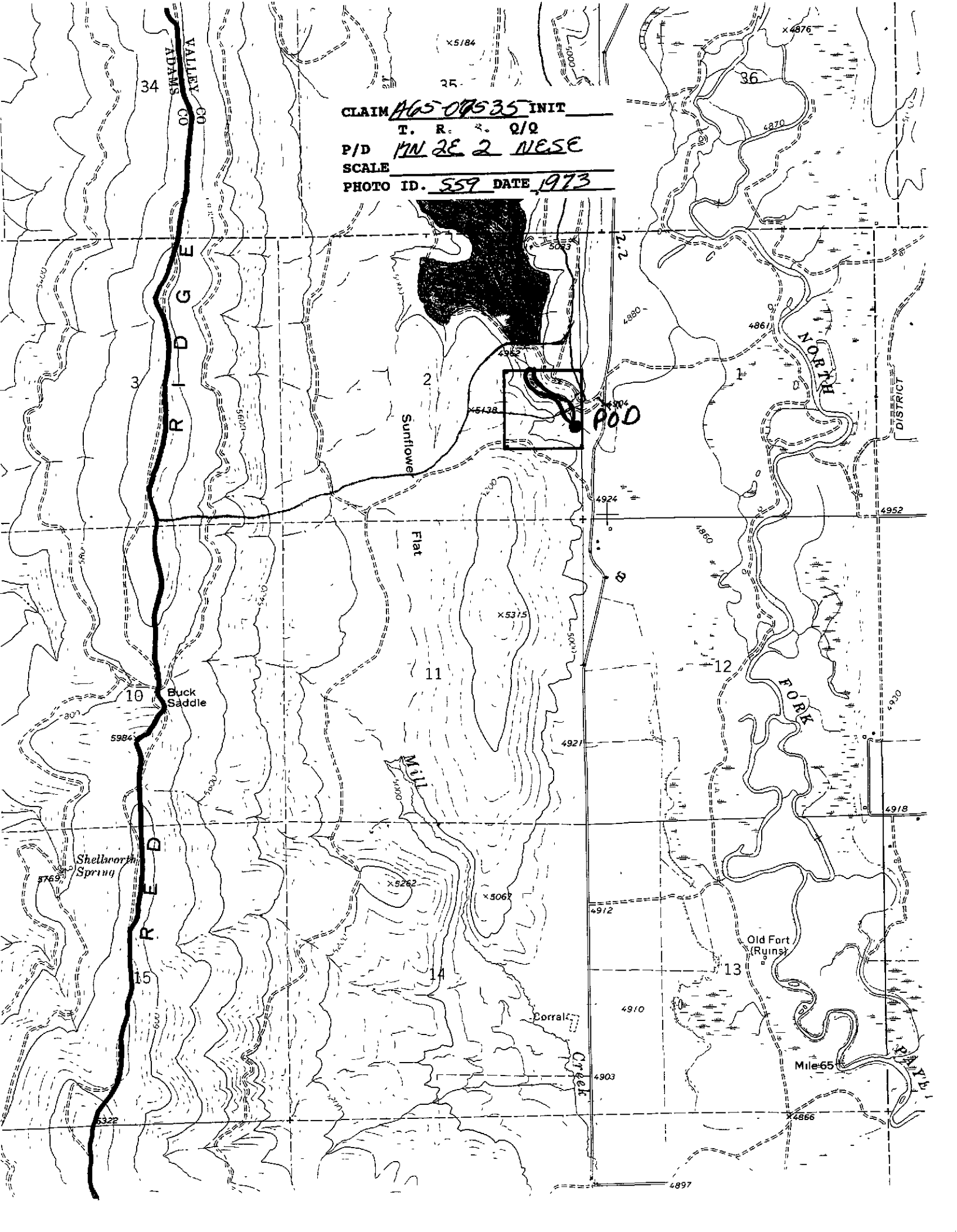
Mel Schulte

DATE:

5-19-99

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

CLAIM 465-07535 INIT
T. R. 2. Q1Q
P/D 1N 2E 2 NESE
SCALE
PHOTO ID. 559 DATE 1973



30" 963

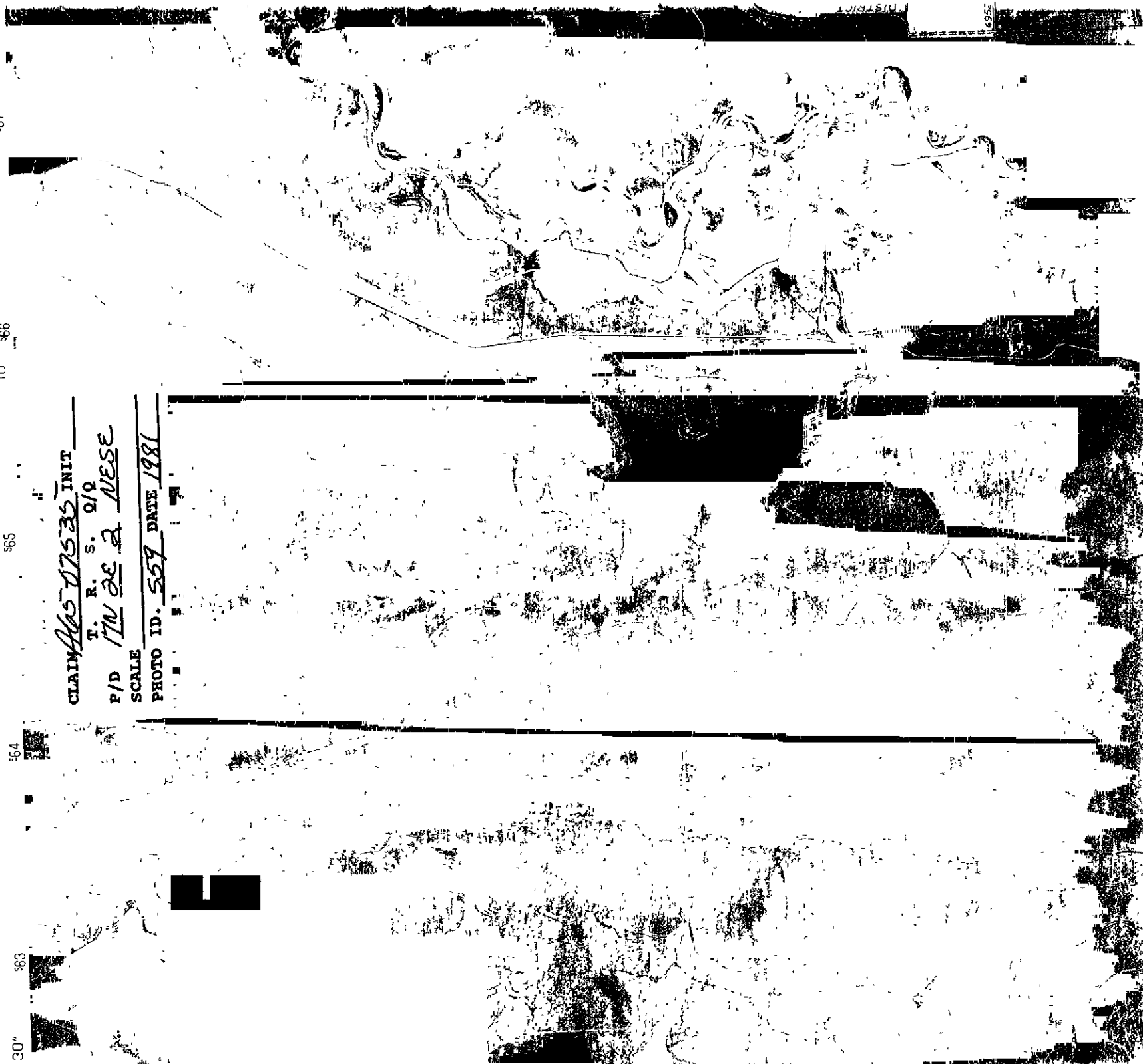
564

565

10' 966

R2 E. 967

CLAIM 465-07535 INIT _____
T. R. S. Q/Q
P/D 17N 2E 2 NESE
SCALE
PHOTO ID. 559 DATE 1981



A. ROOT WATER RIGHT NUMBERS: A65-07535

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
17N	02E	1	NW	SE	8	LB INDUSTRIES INC	A65-07535 / 5.0	65-07535 / 5.0	32.0		
			NW	SE	8	L B INDUSTRIES INC	A65-07576C / 40.0	- /			
			NW	SE	8	HAIT, JAMES M		65-07576A / 40.0			
			NW	SE	8	HAIT, J. M.		65-12136 / 40.0			5
17N	02E	1	SW	SE	9	LB INDUSTRIES INC	A65-07535 / 5.0	65-07535 / 5.0	16.0		
			SW	SE		L B INDUSTRIES INC	A65-07052E / 1.0	- /			
			SW	SE	9	L B INDUSTRIES INC	A65-07576C / 28.0	- /			
			SW	SE	9	L B INDUSTRIES INC	A65-07653E / 27.0	- /			
			SW	SE		HAIT, JAMES M.		65-07052 / 1.0			
			SW	SE	9	HAIT, JAMES M		65-07576A / 28.0			
			SW	SE	9	L.B. INDUSTRIES		65-07653B / 27.0			
			SW	SE	9	HAIT, J. M.		65-12136 / 28.0			5

ADDITIONAL POU FOUND

TOTAL ACRES	A65-07535	10.00	10.00	48.00	10
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

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-07535	DUFFNER CREEK	LB INDUSTRIES INC			20.00	2.00
A65-07052E	DUFFNER CREEK	L B INDUSTRIES INC	6.880	0.019		
A65-07576C	SPRINGS	L B INDUSTRIES INC	8.990	0.020	1346.74	3.00
A65-07653E	PAYETTE RIVER, NORTH FORK	L B INDUSTRIES INC	2.480	0.019	381.00	3.00

6a

WESTERN REGION

OWNER (S):

LB Industries

CLAIM NUMBERS:

A65-07535

AGENT: MEL SCHULTE

DATE 5-19-99

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	
	17N	3E	1														5	5		10
																				10

POLYGON CREATED ON 330

POLYGON # () () () () UPDATED BY MTS

ATTRIBUTES OF B65-POU.SHP (682) (683) () () ()

ATTRIBUTES OF B65-POD.SHP (631) (632) () () ()

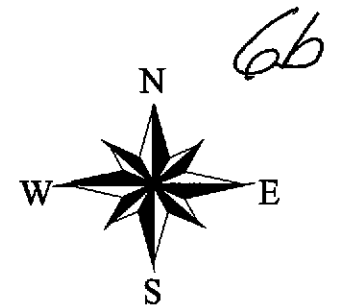
8-2-99 B65-DBPOU.DBF UPDATED BY MTS

8-2-99 B65-DBPOD.DBF UPDATED BY MTS

NOTES:

IDAHO DEPARTMENT OF WATER RESOURCES

17N, 02E, S1



1987 NAPP PHOTO

● POINT OF DIVERSION

▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 65-07535

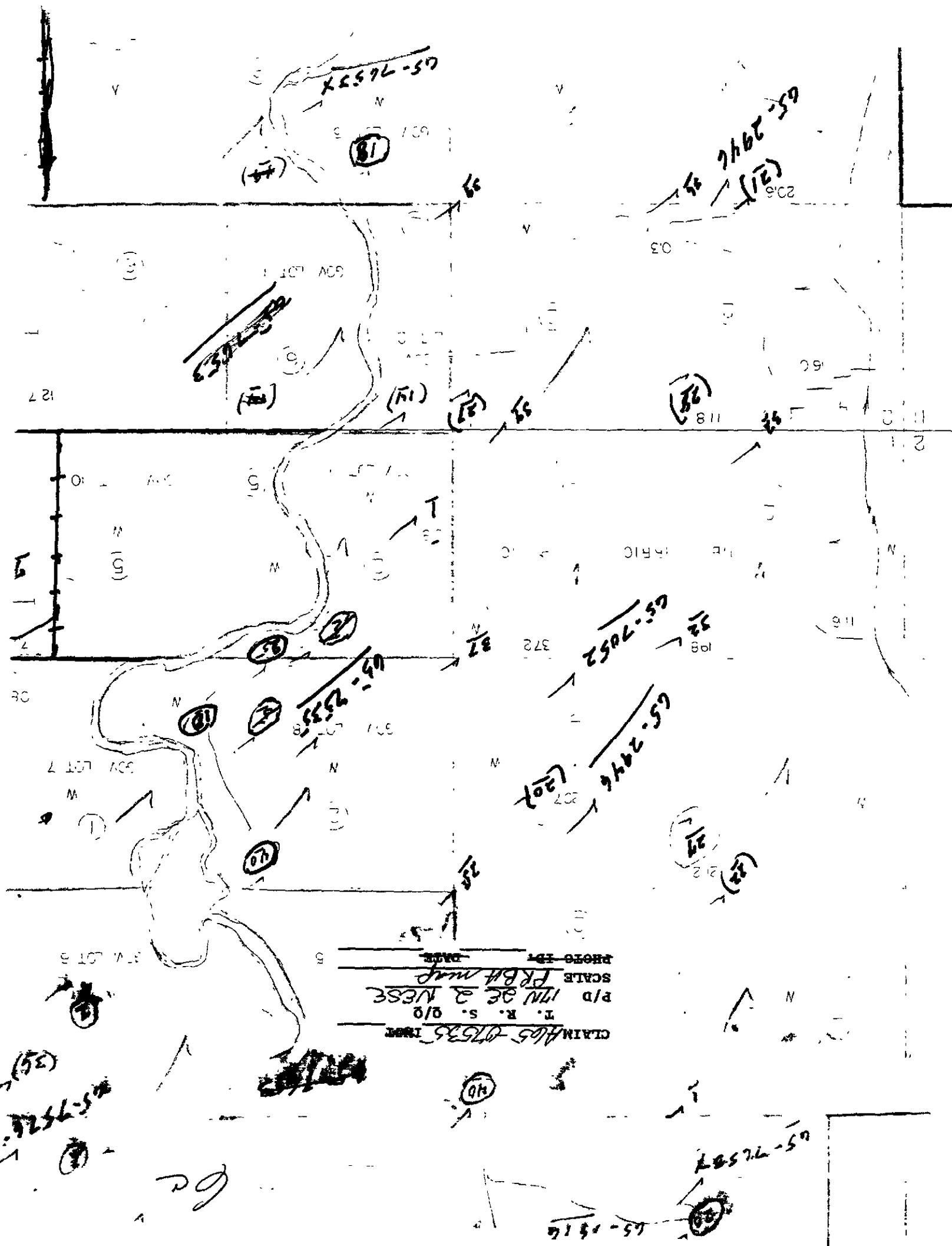
OWNER(S): LB INDUSTRIES

Prepared by Mel Schulte

DATE: MAY 19, 1999



CLAIM #05-07535 INVT
T. R. S. Q/O
P/D 17N 32 E N/SE
SCALE PRB4 map
DATE



CLAIM 465-07535 SEARCHED
T. R. S. Q/Q
P/D 17N 2E 2 NESE
SCENE PHBAmgr
PHOTO ID 45CS DATE 1961

BUNK-2

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

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(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
GFS
GPS, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: *Recommended as licensed. The specific 5 acres in each PP tract are not clearly distinguishable on any maps in our records.*

RECOMMENDATIONS:

TOTAL ACRES: 10 N/A ()

REVIEWED BY: Mel Schutte

DATE: 5-19-99

A. A. CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-07535	IRRIGATION STORAGE	FROM 04-01 TO 05-01		20.00 AF/A
A65-07535	IRRIGATION FROM STORAGE	FROM 06-01 TO 09-01		20.00 AF/A
	TOTAL DIVERSION RATE/VOLUME			20.00 AF/A

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-07535	IRRIGATION STORAGE	FROM 04-01 TO 05-01		20.00 AF/A
65-07535	IRRIGATION FROM STORAGE	FROM 06-01 TO 09-01		20.00 AF/A
	TOTAL DIVERSION RATE/VOLUME			20.00 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:

Recommended as licensed

AJ CLAIM TOTAL DIVERSION RATE: CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 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 None, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

1b. CALCULATIONS

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 = 20.00 AF/A

ACRES 10 x DIVERSION VOL. AF/A FOR AREA 3 =

TOTAL DIVERSION VOLUME 30 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = NA ~~30.0 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 ()

NOTES:

NOTES: Recommended as licensee

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION STORAGE	04-01	05-01			20.00		~~30.0~~	
IRRIGATION FROM STORAGE	06-01	09-01			20.00		~~30.0~~	
TOTAL FOR THIS RIGHT					20.00		~~30.0~~	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY:

Mel Schulte

DATE:

5-19-99

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

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: 65-07535

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A65-07535

-

65-07535

TOTAL CFS

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()

NOTES:

AUTHENTICATION:

SIGNATURE:

Mel Schulte

DATE:

5-19-99

NAME OF FIELD EXAMINER:

TITLE:

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-07535

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-07535

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
17N	02E	1	NW	SE	8	LB INDUSTRIES INC	A65-07535 /03/ 5.0	65-07535 /03/ 5.0	32.0
			NW	SE	8	L B INDUSTRIES INC	A65-07576C /01/40.0	65-07576A /01/40.0	
			NW	SE	8	HAIT, JAMES M		65-12136 /03/40.0	
			NW	SE	8	HAIT, J. M.			
17N	02E	1	SW	SE	9	LB INDUSTRIES INC	A65-07535 /03/ 5.0	65-07535 /03/ 5.0	16.0
			SW	SE		L B INDUSTRIES INC	A65-07052E /01/ 1.0		
			SW	SE	9	L B INDUSTRIES INC	A65-07576C /01/28.0		
			SW	SE	9	L B INDUSTRIES INC	A65-07653E /01/27.0		
			SW	SE		HAIT, JAMES M.		65-07052 /03/ 1.0	
			SW	SE	9	HAIT, JAMES M		65-07576A /01/28.0	
			SW	SE	9	L.B. INDUSTRIES		65-07653B /01/27.0	
			SW	SE	9	HAIT, J. M.		65-12136 /03/28.0	
TOTAL ACRES						A65-07535	10.00	10.00	48.00

Spring @ .019"/ac.

Raffner Cr. I+Stor.

Puyette Riv @ .019"/ac.

POU COUNTY: VALLEY

**TO A
WATER RIGHT**

DECEMBER

Noted in hurry given that James M. Watt

see a light in the driver's window.

North Park

...the rights claimed

1. List 1

Date 10 January 1968
Time 10:00 AM

Case No.	Date	Time	Location	Remarks
1	10/1/54	10:00	1000 ft	1000 ft
2	10/1/54	10:00	1000 ft	1000 ft
3	10/1/54	10:00	1000 ft	1000 ft
4	10/1/54	10:00	1000 ft	1000 ft
5	10/1/54	10:00	1000 ft	1000 ft
6	10/1/54	10:00	1000 ft	1000 ft
7	10/1/54	10:00	1000 ft	1000 ft
8	10/1/54	10:00	1000 ft	1000 ft
9	10/1/54	10:00	1000 ft	1000 ft
10	10/1/54	10:00	1000 ft	1000 ft
11	10/1/54	10:00	1000 ft	1000 ft
12	10/1/54	10:00	1000 ft	1000 ft
13	10/1/54	10:00	1000 ft	1000 ft
14	10/1/54	10:00	1000 ft	1000 ft
15	10/1/54	10:00	1000 ft	1000 ft
16	10/1/54	10:00	1000 ft	1000 ft
17	10/1/54	10:00	1000 ft	1000 ft
18	10/1/54	10:00	1000 ft	1000 ft
19	10/1/54	10:00	1000 ft	1000 ft
20	10/1/54	10:00	1000 ft	1000 ft
21	10/1/54	10:00	1000 ft	1000 ft
22	10/1/54	10:00	1000 ft	1000 ft
23	10/1/54	10:00	1000 ft	1000 ft
24	10/1/54	10:00	1000 ft	1000 ft
25	10/1/54	10:00	1000 ft	1000 ft
26	10/1/54	10:00	1000 ft	1000 ft
27	10/1/54	10:00	1000 ft	1000 ft
28	10/1/54	10:00	1000 ft	1000 ft
29	10/1/54	10:00	1000 ft	1000 ft
30	10/1/54	10:00	1000 ft	1000 ft
31	10/1/54	10:00	1000 ft	1000 ft
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33	10/1/54	10:00	1000 ft	1000 ft
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41	10/1/54	10:00	1000 ft	1000 ft
42	10/1/54	10:00	1000 ft	1000 ft
43	10/1/54	10:00	1000 ft	1000 ft
44	10/1/54	10:00	1000 ft	1000 ft
45	10/1/54	10:00	1000 ft	1000 ft
46	10/1/54	10:00	1000 ft	1000 ft
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49	10/1/54	10:00	1000 ft	1000 ft
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51	10/1/54	10:00	1000 ft	1000 ft
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61	10/1/54	10:00	1000 ft	1000 ft
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63	10/1/54	10:00	1000 ft	1000 ft
64	10/1/54	10:00	1000 ft	1000 ft
65	10/1/54	10:00	1000 ft	1000 ft
66	10/1/54	10:00	1000 ft	1000 ft
67	10/1/54</			

DATE	TIME	LOCATION	REMARKS
10/10/50	10:00	10th, 50th	10th, 50th
10/10/50	10:00	10th, 50th	10th, 50th

1-800-441-4444

15

duch and Field, etc.)

SECRET

of the book. It was in not too

DATE	DESCRIPTION	AMOUNT	CHECK NO.	BANK	INITIALS
10/1/78	DEPOSIT	100.00			
10/2/78	PAYROLL	50.00	101		
10/3/78	RENT	25.00	102		
10/4/78	UTILITIES	15.00	103		
10/5/78	SALES	75.00	104		
10/6/78	EXPENSES	30.00	105		
10/7/78	DEPOSIT	120.00			
10/8/78	PAYROLL	55.00	106		
10/9/78	RENT	28.00	107		
10/10/78	UTILITIES	18.00	108		
10/11/78	SALES	80.00	109		
10/12/78	EXPENSES	35.00	110		
10/13/78	DEPOSIT	130.00			
10/14/78	PAYROLL	60.00	111		
10/15/78	RENT	30.00	112		
10/16/78	UTILITIES	20.00	113		
10/17/78	SALES	85.00	114		
10/18/78	EXPENSES	40.00	115		
10/19/78	DEPOSIT	140.00			
10/20/78	PAYROLL	65.00	116		
10/21/78	RENT	32.00	117		
10/22/78	UTILITIES	22.00	118		
10/23/78	SALES	90.00	119		
10/24/78	EXPENSES	45.00	120		
10/25/78	DEPOSIT	150.00			
10/26/78	PAYROLL	70.00	121		
10/27/78	RENT	35.00	122		
10/28/78	UTILITIES	25.00	123		
10/29/78	SALES	95.00	124		
10/30/78	EXPENSES	50.00	125		
10/31/78	DEPOSIT	160.00			
11/1/78	PAYROLL	75.00	126		
11/2/78	RENT	38.00	127		
11/3/78	UTILITIES	28.00	128		
11/4/78	SALES	100.00	129		
11/5/78	EXPENSES	55.00	130		
11/6/78	DEPOSIT	170.00			
11/7/78	PAYROLL	80.00	131		
11/8/78	RENT	40.00	132		
11/9/78	UTILITIES	30.00	133		
11/10/78	SALES	105.00	134		
11/11/78	EXPENSES	60.00	135		
11/12/78	DEPOSIT	180.00			
11/13/78	PAYROLL	85.00	136		
11/14/78	RENT	42.00	137		
11/15/78	UTILITIES	32.00	138		
11/16/78	SALES	110.00	139		
11/17/78	EXPENSES	65.00	140		
11/18/78	DEPOSIT	190.00			
11/19/78	PAYROLL	90.00	141		
11/20/78	RENT	45.00	142		
11/21/78	UTILITIES	35.00	143		
11/22/78	SALES	115.00	144		
11/23/78	EXPENSES	70.00	145		
11/24/78	DEPOSIT	200.00			
11/25/78	PAYROLL	95.00	146		
11/26/78	RENT	48.00	147		
11/27/78	UTILITIES	38.00	148		
11/28/78	SALES	120.00	149		
11/29/78	EXPENSES	75.00	150		
11/30/78	DEPOSIT	210.00			
12/1/78	PAYROLL	100.00	151		
12/2/78	RENT	50.00	152		
12/3/78	UTILITIES	40.00	153		
12/4/78	SALES	125.00	154		
12/5/78	EXPENSES	80.00	155		
12/6/78	DEPOSIT	220.00			
12/7/78	PAYROLL	105.00	156		
12/8/78	RENT	52.00	157		

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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[illegible][illegible][illegible]

Due to very

100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1041-1042-1043-1044-1045-1046-1047-1048-1049-1050-1051-1052-1053-1054-1055-1056-1057-1058-1059-1060-1061-1062-1063-1064-1065-1066-1067-1068-1069-1070-1071-1072-1073-1074-1075-1076-1077-1078-1079-1080-1081-1082-1083-1084-1085-1086-1087-1088-1089-1090-1091-1092-1093-1094-1095-1096-1097-1098

DECLASSIFIED

2000

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No. 10-2008-HF-007

the military personnel stationed at

1

100-443888-1

26/11/2014

Before m

1991-1992

1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7535 Priority March 3, 1975 Amount 20.0 acre feet

THIS IS TO CERTIFY, that James M. Hait
of Sunnyvale, California has complied with the terms and conditions of Permit
No. 65-7535 issued pursuant to Application for Permit dated March 3, 1975
and has submitted proof to the Department of Water Resources on April 10, 1978
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 38.6 acre feet of water in Duffner Creek
tributary to Payette River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Storage for	from <u>April 1</u> to <u>May 1</u>	at <u>n/a</u> cfs and	<u>20.0 acre feet</u>
Irrigation	from <u>June 1</u> to <u>September 1st</u>	at <u>n/a</u> cfs and	<u>20.0 acre feet</u>
from storage	from <u> </u> to <u> </u>	at <u> </u> cfs and	<u> </u>

(both dates inclusive)

Subject, however, to the condition that no more than 20.0 acre feet 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 is actually beneficially used and shall not exceed
20.0 acre feet per year, said waters to be diverted within the NELSEL, Section 2, Twp.
17N, Rge. 2E in the County of Valley

Description and location of place of use:

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	
17N	2E	2													GL8 5	GL9 5			10

Total number of acres irrigated 10

Use of water under this license is subject to control by the watermaster of State
Water District No. 65, Payette River.
Point of redirection: SW 1/4 SW 1/4, Section 1, Twp. 17N, Rge. 2E

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222 Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

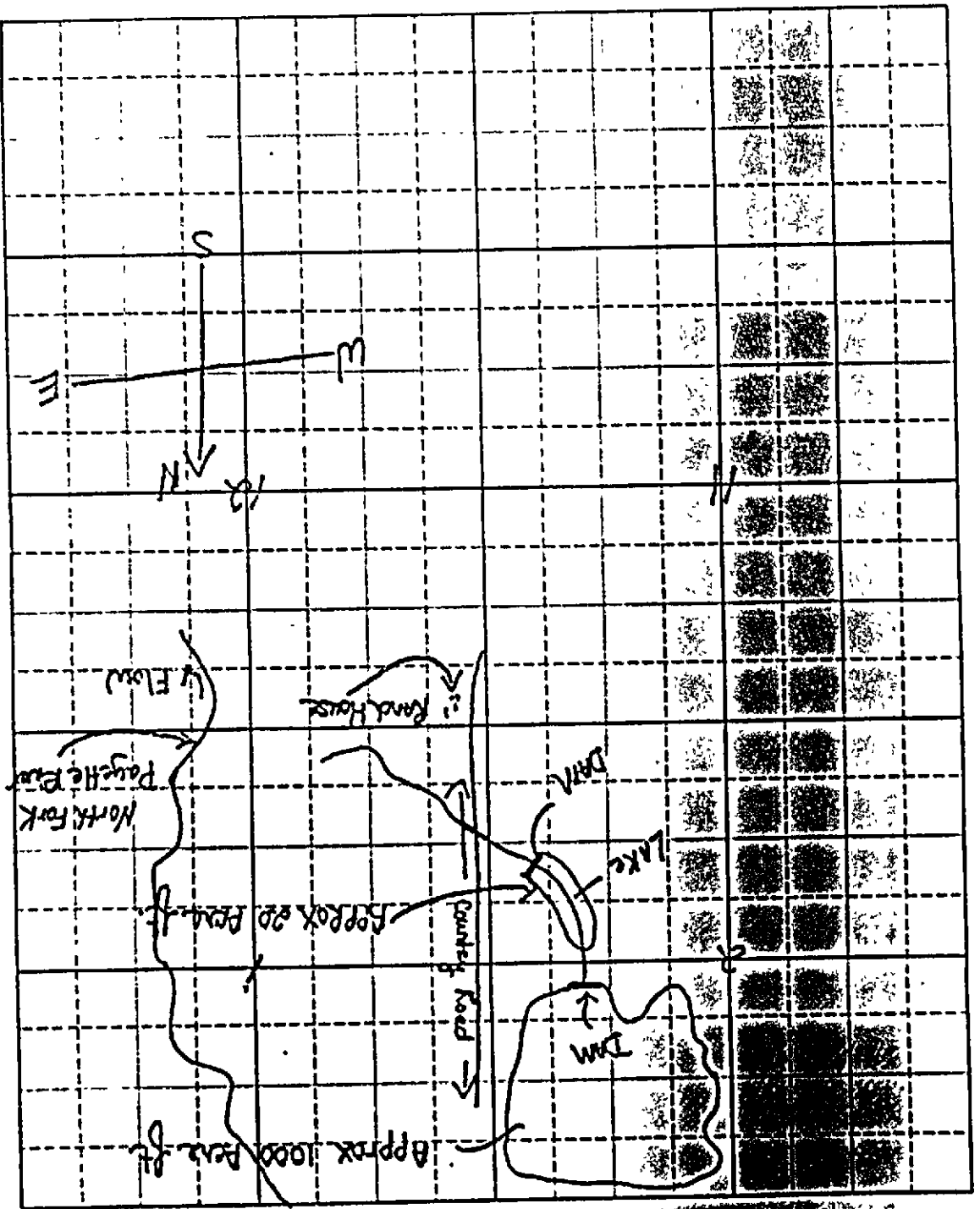
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4th day of

April, 19 83.

Director

Location for Permit 65-07535

Applicant must 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

(Applicant)

James M. Hall

February 7, 1991

Kit Clark
L. B. Industries, Inc.
P.O. Box 2797
Boise, ID 83701

Dear Mr. Clark:

Enclosed you will find your copies of Notices of Claim to a Water Right, A65-02946, A65-07052, A65-07535, A65-08120. The ownership change has been completed and they are now in the name of L.B. Industries.

In regard to Application for Permit, 65-13131, enclosed is an assignment of permit form. Because this water usage is still in the permitting stage, it is considered personal property and will need to be signed over to you by Mr. Hait.

I have also enclosed a copy of 65-12136. This claim was not filed upon by Mr. Hait. When he filed his adjudication claims in November of 1988 he said he wanted to abandon this right in favor of adjudication claim number A65-07052. You may still file on this claim if you choose. If you decide to file, let me know, as acreage and filing fees will need to be calculated.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

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L. B. INDUSTRIES, INC.

Telephone (208) 345-7515

Telex 150059

FAX (208) 345-7028

1401 Shoreline Dr • P O Box 2797 • Boise, Idaho 83701

RECEIVED
FEB 04 1991

Department of Water Resources
Western Regional Office

February 1, 1991

Ms. Linda A. Werner
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Water Right Claims:

A65-07653B, A65-07576, A65-08121
~~A65-07052~~, A65-07576, ~~A65-2946~~
~~A65-08120~~, ~~A65-07535~~, A65-12136

Dear Ms. Werner:

I am writing to you in response to your letter of January 29, 1991 regarding the first three water right claims referenced above. Enclosed herewith you will find notices relating to said claims that have been executed on behalf of L. B. Industries, Inc.

In addition, I am also writing to you in conjunction with our telephone conversation of Thursday, January 31, 1991, concerning the last five water right claims listed above and impoundment permit, P65-13131. As you will recall from my telephone conversation, I need to ensure that L. B. Industries, Inc. is listed as the claimant for the above referenced claims. In that regard, I would like you to prepare any necessary documentation which we need to execute or which needs to be executed by the seller of the subject realty.

After my telephone conversation with you, I received some additional documentation in the mail from James M. Hait as the Trustee of the Hait 1971 California Trusts (the seller of the subject property). In that regard, enclosed herewith you will find two change of ownership documents that have been executed by L. B. Industries, Inc. and Mr. Hait. These change of ownership documents relate to A65-02946 and A65-07052.

In regard to the remaining claims and the impoundment permit, enclosed herewith you will find photocopies of two separate deeds relating to pertinent parcels of land that have been sold by the Hait 1971 California Trusts to L. B. Industries, Inc. and also a copy of a document entitled "Memorandum of Sale of Water Rights". In examining the "Memorandum of Sale of Water Rights" document, you

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Ms. Linda A. Werner
February 1, 1991
Page 2, 1991

will note that the above referenced impoundment permit, P65-13131 and all water right claims (except A65-12136) have been specifically itemized as being transferred to L. B. Industries, Inc. Hopefully this documentation will provide necessary evidence of the transfer of water rights and the impoundment permit to L. B. Industries, Inc.

In regard to the water right that has not been specifically referenced in the "Memorandum of Sales of Water Rights", A65-12136, please provide me with specific information on what procedure will be necessary to secure L. B. Industries, Inc.'s right to assert ownership of that particular water right claim.

Thank you very much for your attention to this matter. If you have any questions or concerns which are not addressed in this letter, please feel free to contact me at the address set forth above. I look forward to hearing from you regarding the finalization of this matter.

Very truly yours,



Kit Clark
General Counsel and
Corporate Secretary

KC/vw

Enclosures

cc: Joe Davis

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CONVERSATION MEMORANDUM

DATE 12-5-88

FILE _____

NAME OF PARTY

James Nait

EMPLOYEE

Linda Wurm

RE: _____

A65-12136 - Not in adj. - Care to file
Similar to 65-7052

Owner of ? :

A65-8121 # 9, 12, 13

- 7653B # 13

2553 # 5, 8, 12, 13

Ok to add consumptive use? Other rights?
A65-7535 - Own P/U property? Yes

Int these 3 claims back; (12-8-88)

A65-12136 - overlapping acreage; file

A65-7052 - pay on 12136

A65-8121 - determine whether to abandon

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