

Idaho Dept of Water Resources

Claim No(s): 65-08112

Claimant(s) Mack

T19N, R03E, S 35

Prepared by: Sue Bock

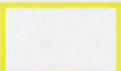
Date: 08/13/1999

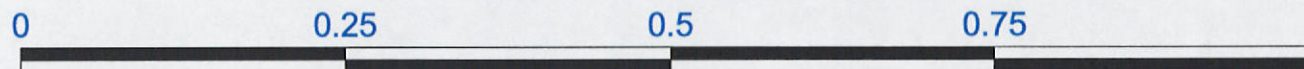
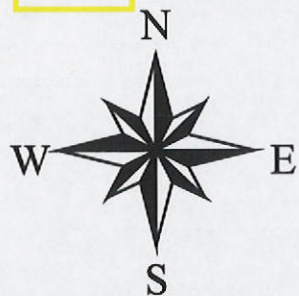


 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



1987 NAPP Photo
Miles

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: A65-08112
Date Received: 11/23/1988
Receipt No: X9999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN F. MACK 208-342-5000
Address: C/O HOLLAND & HART
P.O. BOX 2527
BOISE, ID 83701

Name: JANE E. MACK 208-342-5000
Address: C/O HOLLAND & HART
P.O. BOX 2527
BOISE, ID 83701

2. Date of Priority: JUL 15, 1955

3. Source: BIG PAYETTE LAKE Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
19N	03E	35		2	VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20
IRRIGATION	04/15	10/15	0.040		1.20

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-08112

Page 1

Date: 02/07/89

MICROFILMED
SEP 23 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	03E	35	SE NW	2	IRR	2.0
Section Acres						2.0
Total Acres						2.0

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:

LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and 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 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) John F. Mack

Mailing Address c/o Holland & Hart
(include Zip Code)

P.O. Box 2527

Boise, Idaho 83701

Phone Number (208) 342 - 5000

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 PAIDEE RIVER BASIN WATER SYSTEM.

RECEIVED
NOV 23 1988

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-08112

DATE RECEIVED: 11-23-88

RECEIPT NO: X99999

RECEIVED BY: _____

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: JOHN F. MACK
ADDRESS: 1117 SOUTH OWYHEE
BOISE, ID 83705

NAME: JANE E. MACK
ADDRESS: 1117 SOUTH OWYHEE
BOISE, ID 83705

NAME: MARGARET L. MACK
ADDRESS:

2. DATE OF PRIORITY: JUL 15, 1955

3. SOURCE: BIG PAYETTE LAKE TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
19N	03E	35		2	VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20
IRRIGATION	04/15	10/15	0.040		1.20

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

1.20 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

65-08112

PAGE

1

DATE: 09/30/88

292

MICROFILMED
SEP 23 1992

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
19N	03E	35	S=	NW	2	IRR	2.0
SECTION ACRES							2.0
TOTAL ACRES							2.0

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:

LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1966

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): John L. Meach DATE: Nov 22 1988

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 Ada) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 22nd DAY
OF November 1988

Paula Delaney
NOTARY PUBLIC

SEAL-

RESIDING AT Boise, ID

MY COMMISSION EXPIRES 3/21/94
DATE: 09/30/88

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: 65-08112
DATE RECEIVED: 11/23/88
RECEIPT NO: X999999
RECEIVED BY: -----

RECEIVED
NOV 23 1988
Department of Water Resources

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

1. NAME: JOHN F. MACK
ADDRESS: 1117 SOUTH OWYHEE
BOISE, ID 83705

NAME: JANE E. MACK
ADDRESS: 1117 SOUTH OWYHEE
BOISE, ID 83705

NAME: MARGARET L. MACK
ADDRESS:

2. DATE OF PRIORITY: JUL 15, 1955

3. SOURCE: BIG PAYETTE LAKE TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
19N	03E	35		2	VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20
IRRIGATION	04/15	10/15	0.040		1.20

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

1.20 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

65-08112

PAGE

1

DATE: 09/30/88

292

MICROFILMED

SEP 23 1992

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4	LOT	USE	ACRES
19N	03E	25	S= NW	2	IRR	2.0
SECTION ACRES						2.0
TOTAL ACRES						2.0

11. PLACE OF USE IN COUNTY: VALLEY, VALLEY

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1966

STATE OF IDAHO
DECREE PLAINTIFFA & C CORP., ET AL.
VS
DECREE DEFENDANT

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO 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) *[Signature]* DATE: 11/22/88

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 Cam) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 22nd DAY
OF November 19 88

[Signature]
NOTARY PUBLIC

SEAL

RESIDING AT Parma

MY COMMISSION EXPIRES 8-30-94

DATE: 09/30/88

65-00112

PAGE

3

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MICROFILMED

SEP 23 1992

DATE: 11/05/99
PAGE: 1

Audit: 11/05/99 SBOCK

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

NOV 01 1999

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

Water right number: 65-08112

JOHN F MACK
JANE E MACK
C/O HOLLAND & HART
PO BOX 2527
BOISE ID 83701

Daytime Telephone Number: 208-342-5000
Evening Telephone Number: 208-336-1650

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Quantity limitation of 13,000 gallons per day.

2. Describe the changes you wish to make in the proposed recommendation:

Remove above quantity limitation to recognize full previously decreed quantity of 0.06 cfs (1.2 afy).

3. Give a brief explanation as to why you disagree with these portions:

The daily quantity limitation is not part of this water right as previously decreed. The water right should not be so limited but should reflect the full amount of the previously decreed right.

____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10-28-99

SIGNATURE: _____

Please print your name: _____

J. Frederick Mack

AJ0749NP
No. R65-08112

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

DATE: 08/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN F MACK	07/15/1955	IRRIGATION	04-15 10-15	0.040 CFS	1.20 AFA
C	JANE E MACK		DOMESTIC	01-01 12-31	0.020 CFS	1.20 AFA
	C/O HOLLAND & HART					
	PO BOX 2527					
	BOISE ID 83701					
	(208) 342-5000					
				TOTAL DIVERSION:	0.060 CFS	1.20 AFA

Water Source: BIG PAYETTE LAKE

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T19N R03E S35 Lot02(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
19N	03E	35	:																	:	2.0
																				TOTAL ACRES	2.0

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

POU County: VALLEY

Conditions of Approval:

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

Remarks: POU1 PLACE OF USE IS LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 08/13/99 SBOCK

N12
N14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:10:47
08/13/99
32

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-08112

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN F MACK	07/15/1955	IRRIGATION	04-15 10-15	0.040 CFS	1.20 AFA
C	JANE E MACK		DOMESTIC	01-01 12-31	0.020 CFS	1.20 AFA
TOTAL DIVERSION:					0.060 CFS	1.20 AFA

Water Source: BIG PAYETTE LAKE

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T19N R03E S35 Lot02

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
19N	03E	35	:																	:	2.0
TOTAL ACRES																				2.0	

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

POU County: VALLEY

Remarks: ^{POU 1} ~~GEN~~ LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

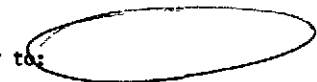
N11, N13

WR5809NP
No. 65-08112

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/10/99
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN F. MACK	07/15/1955	IRRIGATION ✓	04/15 10/15 ✓	0.040 CFS ✓	1.20 AFA ✓
C	JANE E. MACK		DOMESTIC ✓	01/01 12/31 ✓	0.020 CFS ✓	1.20 AFA ✓
C	MARGARET L. MACK					
TOTAL DIVERSION:					0.060 CFS ✓	1.20 AFA ✓

Water Source: BIG PAYETTE LAKE ✓ Tributary to:  Stage: DECREED ✓
Point(s) of Diversion: T19N R03E S35 Lot 02() 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	:	SUM
19N	03E	35	:																2.0 ✓
TOTAL ACRES																			2.0 ✓

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

Pou County: VALLEY

Remarks: GEN LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION. ✓

Dates: App. Received: Priority Date: 07/15/1955
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

claimed as decreed-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:09:53
08/13/99

PAGE: 1
GENERAL INFORMATION

16
CLAIM NUMBER: A65-08112

LAST: MACK FIRST: JOHN F
ADDRESS: 1117 SOUTH OWYHEE
CITY: BOISE STATE: ID ZIP: 83705
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MACK FIRST: JANE E
ADDRESS: 1117 SOUTH OWYHEE
CITY: BOISE STATE: ID ZIP: 83705
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MACK FIRST: MARGARET L
ADDRESS:
CITY: X STATE: ID ZIP: 0
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MACK FIRST: JOHN F
ADDRESS: C/O HOLLAND & HART
PO BOX 2527
CITY: BOISE STATE: ID ZIP: 83701
PHONE NUMBER: 208-342-5000

OWNER CODE: C

LAST: MACK FIRST: JANE E
ADDRESS: C/O HOLLAND & HART
PO BOX 2527
CITY: BOISE STATE: ID ZIP: 83701
PHONE NUMBER: 208-342-5000

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN LOT 1, 2, 6, & 7, LUCK'S POINT SUBDIVISION.

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:

A. AJ CLAIM: # A65-08112 PRIORITY DATE: 07-15-1955 STAGE: D

B. WR RECORD: # 65-08112 PRIORITY DATE: 07-15-1955 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:

07-15-1955

REVIEWED BY 

DATE 01/3/99

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
A65-08112	19N 03E	35				2		VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A65-07060 NONE

A65-08065
A65-08092
A65-08102
A65-08397
A65-08463
A65-09617
A65-09769
A65-17820

WR RECORDS IN SAME 40 ACRE TRACT

*** 14 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: BIG PAYETTE LAKE

TRIB:

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
65-08112	19N 03E	35				2		VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

A65-07060 NONE
A65-08065
A65-08092
A65-08102
A65-08397
A65-08463
A65-09617
A65-09769
A65-17820

**** 14 WR RECORDS WITH SAME WR POD

SOURCE: BIG PAYETTE LAKE

TRIB:

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 Dec 2000)

Y() N()

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

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

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

TWP. 19N	RGE. 03E	SEC. 35	1/4	1/4	1/4	LOT 2	POD FLAG	COUNTY VALLEY	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: BIG PAYETTE LAKE

TRIB:

REVIEWED BY: JB

DATE: 8/13/99

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

A. ROOT WATER RIGHT NUMBERS: A65-08112

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
19N	03E	35	SE	NW	2	MACK, JOHN F	A65-08112 /	2.0	65-08112 /	2.0	
			SE	NW		VARNA DOE, A E	A65-09561 /		65-09561 /		
			SE	NW		BAKER, ELIZABETH P	A65-08544 /		65-08544 /		
			SE	NW		BAKER, ELIZABETH P	A65-08543 /		65-08543 /		
			SE	NW		BAKER, ELIZABETH P	65-08544 /		- /		
			SE	NW		A & J QUIMBY TRUST	65-17219 /		- /		
			SE	NW		BAKER, GEORGE R	65-08543 /		- /		
			SE	NW		VARNA DOE, A E	65-09561 /		- /		
			SE	NW	2	HITCHCOCK, ROBERT T	A65-12468 /	3.0	65-12468 /	3.0	
			SE	NW	2	SMITH, GREGORY ORR	A65-12809 /		65-12809 /		
			SE	NW	2	SMITH, GREGORY ORR	65-12809 /		- /		
			SE	NW	2	THOMPSON, ANELISA	A65-10310 /		65-10310 /		
			SE	NW	2	THOMPSON, ANELISA	A65-21972 /		- /		
			SE	NW	2	MACK, JANE E	65-08065 /		- /		
			SE	NW	2	LOCEY, ROY V	65-08092 /		- /		
			SE	NW	2	THOMPSON, ANELISA	R65-21972 /		- /		
			SE	NW	2	HITCHCOCK, ROBERT T	R65-12468 /	3.0	- /		
			SE	NW		QUIMBY III, ALLEN			65-09613 /		
			SE	NW		KOPKE, EMMA SUSANNE			65-09838 /		
			SE	NW	2	JACKSON, GERALD F.			65-12611 /		

ADDITIONAL POU FOUND

TOTAL ACRES A65-08112

2.00

2.00

POU COUNTY: VALLEY

21

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
A65-08112	BIG PAYETTE LAKE	MACK, JOHN F	0.060	0.030	1.20	0.60
A65-12468	BIG PAYETTE LAKE	HITCHCOCK, ROBERT T	0.110	0.011	30.60	3.06
R65-12468	BIG PAYETTE LAKE	HITCHCOCK, ROBERT T	0.110	0.011	30.60	3.06

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08112	DOMESTIC	MACK, JOHN F	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-08112	IRRIGATION	MACK, JOHN F	FROM 04-15 TO 10-15	0.040 CFS	1.20 AF/A
A65-09561	DOMESTIC	VARNAOUE, A E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08544	DOMESTIC	BAKER, ELIZABETH P	FROM 01-01 TO 12-31	0.120 CFS	3.60 AF/A
A65-08543	DOMESTIC	BAKER, ELIZABETH P	FROM 01-01 TO 12-31	0.040 CFS	
65-08544	DOMESTIC	BAKER, ELIZABETH P	FROM 01-01 TO 12-31	0.120 CFS	3.60 AF/A
65-17219	DOMESTIC	A & J QUIMBY TRUST	FROM 01-01 TO 12-31	0.050 CFS	
65-08543	DOMESTIC	BAKER, GEORGE R	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-09561	DOMESTIC	VARNAOUE, A E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-12809	DOMESTIC	SMITH, GREGORY ORR	FROM 01-01 TO 12-31	0.040 CFS	
65-12809	DOMESTIC	SMITH, GREGORY ORR	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10310	DOMESTIC	THOMPSON, ANELISA	FROM 01-01 TO 12-31	0.080 CFS	
A65-21972	DOMESTIC	THOMPSON, ANELISA	FROM 01-01 TO 12-31	0.080 CFS	
65-08065	DOMESTIC	MACK, JANE E	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08092	DOMESTIC	LOCEY, ROY V	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-21972	DOMESTIC	THOMPSON, ANELISA	FROM 01-01 TO 12-31	0.080 CFS	
R65-12468	DOMESTIC	HITCHCOCK, ROBERT T	FROM 01-01 TO 12-31	0.020 CFS	0.60 AF/A

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

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

NOTES:

As shown

RECOMMENDATIONS:

TOTAL ACRES:

2

N/A()

REVIEWED BY:

JB

DATE:

8/13/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-08112 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-08112 IRRIGATION	FROM 04-15 TO 10-15	0.040 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		0.060 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
65-08112 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-08112 IRRIGATION	FROM 04-15 TO 10-15	0.040 CFS	1.20 AF/A
TOTAL DIVERSION RATE/VOLUME		0.060 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(☒)

PAGE: 10

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

25

CLAIM NUMBER: A65-08112

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.060 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.060 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 _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 2 x 0.02 CFS/ACRE = 0.04 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 = 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 ()

NOTES:

ad done

WR RECORD CONDITIONS/REMARKS:

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	
DOMESTIC IRRIGATION	01-01	12-31	0.020	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	04-15	10-15	0.040	_____	1.20	_____	0.0	_____
_____	_____	_____	_____	_____	1.20	_____	0.0	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			0.060	_____	1.20	_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

N11, N13

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: 65-08112

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.060 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-08112	0.060	-		65-08112	0.060
TOTAL CFS		0.060				0.060

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 FIELD
Y EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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 _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ 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()
(X) TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY <u>4/18/1896</u>	Y(X) N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
(X) OTHER <u>GIS map</u>	DATE <u>8/13/99</u>	Y(X) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	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 _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:09:53
08/13/99

PAGE: 16
QUICKLOOK INFORMATION

31
CLAIM NUMBER: A65-08112

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					Done	8-13-99		
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Idaho Dept of Water Resources

Claim No(s): 65-08112

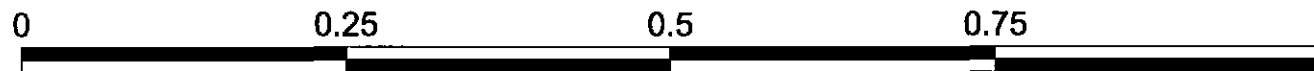
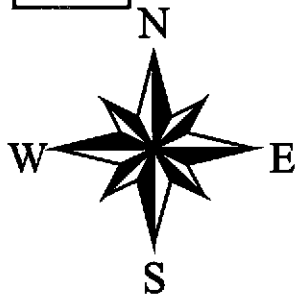
Claimant(s) Mack

T19N, R03E, S 35

Prepared by: Sue Bock

Date: 08/13/1999

-  **Place of Use**
-  **Point of Diversion**
-  **Section lines**
-  **1/4 1/4 lines**



1987 NAPP Photo
Miles



WESTERN REGION

OWNER (S): Mack

CLAIM NUMBERS: 65-68112 _____

AGENT: Sue Bock DATE 8/13/99

					NE				NW				SW				SE			
RIGHT NO.	TSP.	RNG.	SEC.	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
P.O.D.	TOWNSHIP			RANGE				SEC.				SOURCE								

POLYGON CREATED ON 332

POLYGON # () () () () UPDATED BY sue

ATTRIBUTES OF B65-POU.SHP (90) () () () ()

ATTRIBUTES OF B65-POD.SHP (78)() () () () ()

B65-DBPOU.DBF UPDATED BY sue

 B65-DBPOD.DBF UPDATED BY sue

NOTES:



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