

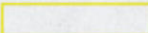
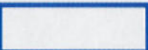
6b

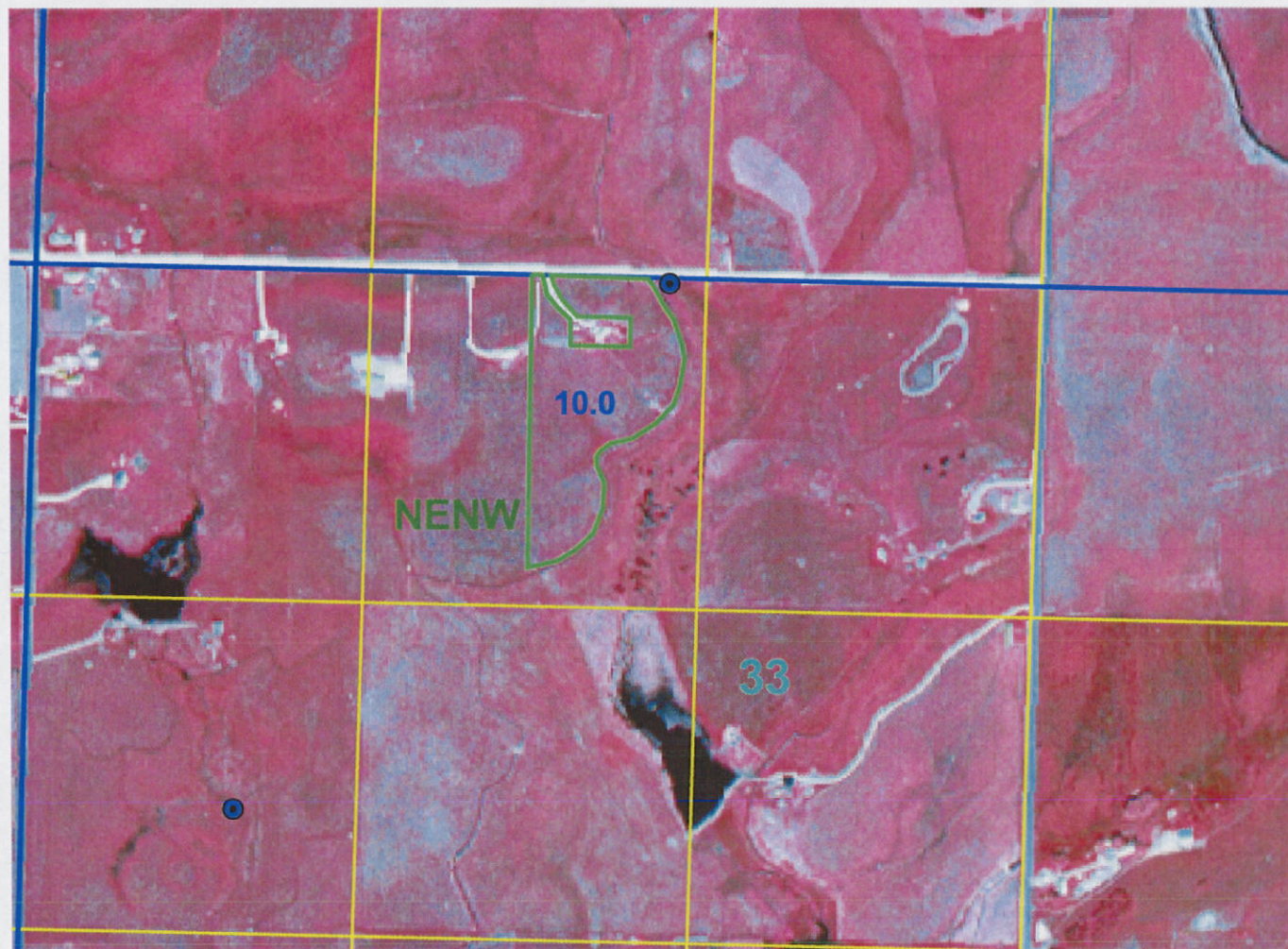
IDAHO DEPARTMENT OF WATER RESOURCES

18N, 03E, S33



1987 NAPP PHOTO

-  POINT OF DIVERSION
-  PLACE OF USE
-  1/4 1/4 LINES
-  SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

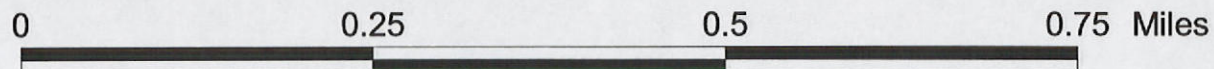


CLAIM(S): 65-08368

OWNER(S): MATHIS & ZIMMER

Prepared by Mel Schulte

DATE: APRIL 26, 1999



stringer
Banal

T. R. S. Q/Q

P/D 18N 3E 33 NENW

SCALE

PHOTO ID. PRBA DATE

THE DIST. COUNCIL

out

65-10417 (D)

115-3218

45-9575

out

65-83

65-3218

✓
(10/4)

23. 21

Life!

61

CLAIM AGS-08368 INPT 6d
 T. R. S. Q/Q
 P/D 18N 3E 33 WENW
 SCALE PRBA map.
 PHOTO ID #SCS DATE 1961

32

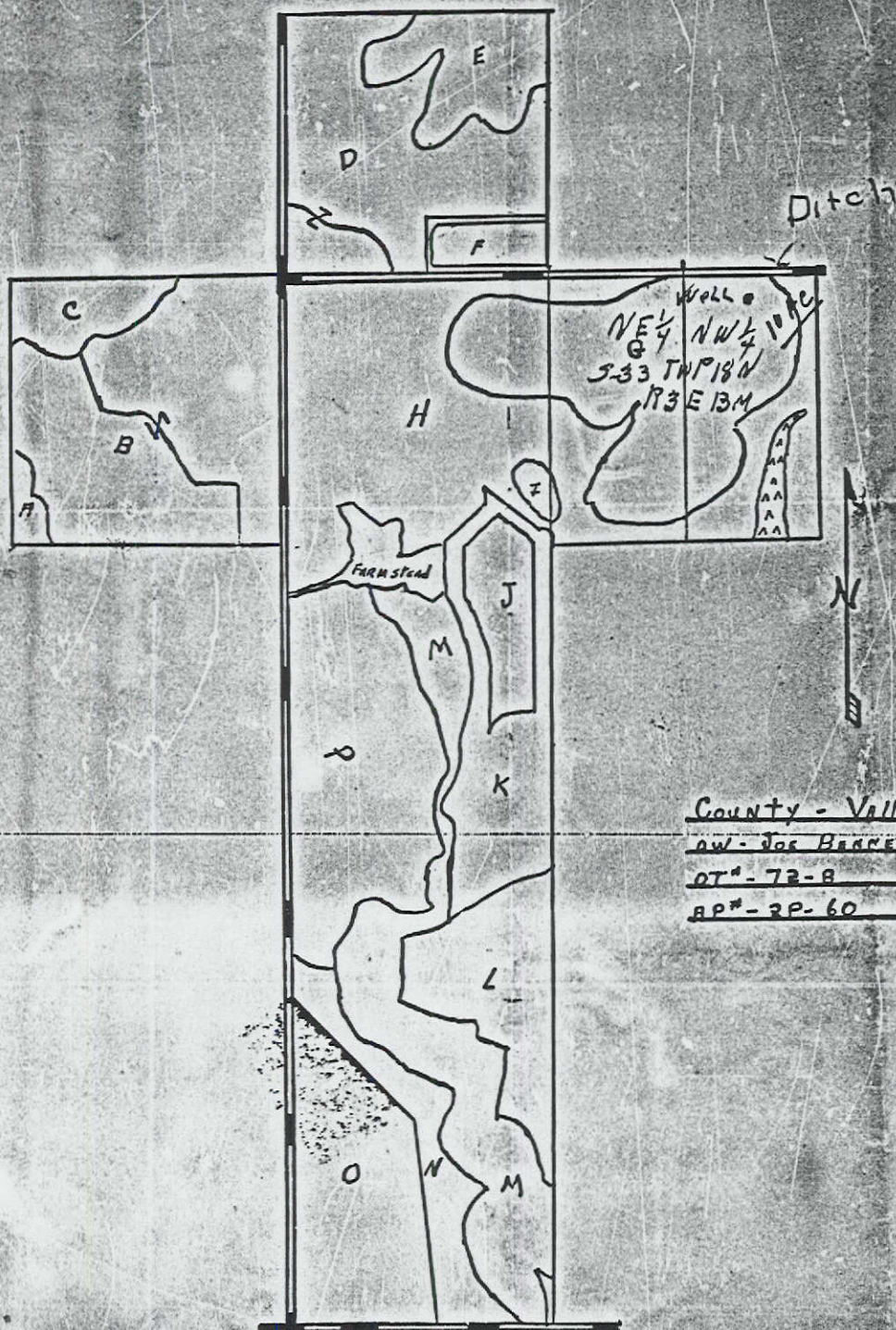
DRY

DRY

DRY

DRY

32 33



County - Valley

NW - Joe Barrett

QT# - 72-8

RP# - 2P-60

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: A65-08368
Date Received: 8/22/1988
Receipt No: X999999
Received By: _____

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

1. Name: BARRY K MATHIAS 208-634-4642
Address: PO BOX 308
MC CALL ID 83638

AND/OR

Name: MARY JOSEPHINE ZIMMER 208-634-4642
Address: PO BOX 308
MC CALL ID 83638

2. Date of Priority: JUL 1, 1926

3. Source: WASTE WATER Trib. to: MUD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	33		NE	NW		VALLEY

5. Description of diverting works:
PUMP IN DITCH W/PIPELINE TO POU.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		
STOCKWATER	01/01	12/31	0.020		0.20

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 0.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	03E	33	NE NW		IRR	10.0
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:

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

15. Basis of Claim: DECREED

Water Right Number: 658368

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
APR - 1 1992

Please print or type
(see instructions on back of page)

Department of Water Resources
Western Regional Office

DATE OF CLOSING: 4/8/91

LEGAL DESCRIPTION OF PROPERTY: Township 18 N Range 3 E
Section 33, 1/4 of 1/4 of 1/4 Govt. Lot BM see deed
Lot Block Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A6508368 A6508378
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Maxine H. Bennett
223 S Phillipi
Boise, ID
- ☐ New Owner/Claimant (Purchaser): and/or
Berry K. Mathias, Mary Josephine Zimmer
- ☐ New Mailing Address: P.O. Box 308
McCall, IDAHO 83638
- ☐ New Telephone Number: (208) 634-4642
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Berry K. Mathias Date 3/30/92
Mary Josephine Zimmer Date 3/30/92
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

SEP 29 1992

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the *township, range, section and fraction of a section* description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED

APR 1 1992

WARRANTY DEED

For Value Received, Joseph Bennett and Vestella Maxine Bennett 1969 Trust, AKA Maxine H. Bennett the Grantors, do hereby grant, bargain, sell and convey unto Barry K. Mathias, a single man Mary Josephine Zimmer, a single woman

whose address is: P.O. Box 308, McCall, ID. 83638

the grantee, the following described premises, to-wit:

The E1/2 NE1/4 NW1/4 of Section 33, Township 18 North, Range 3 East, B.M., Valley County, Idaho.

MB ~~SUBJECT TO~~ ~~SAVE AND EXCEPT~~ a 25 foot County road right of way along and adjacent to the Northerly boundary.

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 1991 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 4/8/91

Joseph Bennett & Vestella Maxine Bennett 1969 Trust

Maxine H. Bennett
Maxine H. Bennett, Trustee

State of Idaho)
County of Valley) ss

On the 8th day of April, 1991 before me, a notary public in and for said State, personally appeared Maxine H. Bennett, Trustee of the Joseph Bennett and Vestella Maxine Bennett 1969 Trust known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same, on behalf of the Joseph Bennett and Vestella Maxine Bennett 1969 Trust.

Colleen Z Cole
Notary Public
Cascade, Idaho
Commission Expires: 6/6/92

APR 9 11 04 AM '91
TYPE: Deeds
LELAND S. SMITH
VALLEY COUNTY RECORDER
BY: K. J. Zimmer DEPUTY
FEE: 3.00

REQUESTED BY:
RECORDED

MOUNTAIN TITLE & ESCROW

179561

MICROFILMED

SEP 23 1997

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: A65-08368
Date Received: 8/22/1988
Receipt No: X999999
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAXINE H. BENNETT 208-634-5414
Address: BOX 732
MC CALL, ID 83638

2. Date of Priority: JUL 01, 1926

3. Source: WASTE WATER Trib. to: MUD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	33	NE		NW		VALLEY

5. Description of diverting works:
PUMP IN DITCH W/PIPELINE TO POU.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		
STOCKWATER	01/01	12/31	0.020		0.20

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 0.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	03E	33	NE	NW		IRR	10.0
Section Acres							10.0

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

15. Basis of Claim: DECREED
Water Right Number: 658368
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 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): X *Melvin H. Bennett* Date: X 8-22-88

Date: _____

State of Idaho)
County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 22nd day

of August 19 88.

Nancy M. Lindgren
Notary Public

Seal

Residing at Boise

My Commission Expires 1-19-1994

AJ0749NP
No. R65-08368

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

DATE: 08/03/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARRY K MATHIAS	07/01/1926	IRRIGATION	04-15 10-15	0.200 CFS	
C	MARY JOSEPHINE ZIMMER		STOCKWATER	01-01 12-31	0.020 CFS	0.20 AFA
	PO BOX 308					
	MC CALL ID 83638					
	(208) 634-4642			TOTAL DIVERSION:	0.200 CFS	0.20 AFA

Water Source: WASTE WATER

Tributary to: MUD CREEK

Stage: DECREED

Point(s) of Diversion: T18N R03E S33 NENW

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
18N	03E	33	:					:	10				:					:					:	10.0
																							TOTAL ACRES	10.0

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

POU County: VALLEY

Conditions of Approval:

- W13 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- LAKE IRRIGATION DISTRICT.
- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 08/03/99 MSCHULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:11:38
04/26/99
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-08368

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARRY K MATHIAS	07/01/1926	IRRIGATION	04-15 10-15	0.20 CFS	
C	MARY JOSEPHINE ZIMMER		STOCKWATER	01-01 12-31	0.02 CFS	0.20 AFA
TOTAL DIVERSION:					0.20 CFS	0.20 AFA

Water Source: WASTE WATER Tributary to: MUD CREEK Stage: DECREED
Point(s) of Diversion: T18N R03E S33 NENW 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
18N	03E	33	:																	10.0
																				TOTAL ACRES
																				10.0

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

POU County: VALLEY

Other Rights: NONE

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

to Comments

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

W13, W05, N08

WR5809NP
No. 65-08368

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/26/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOE R. BENNETT	07/01/1926	IRRIGATION	04/15 10/15	0.200 CFS	
C	MAXINE BENNETT BOX 732 MC CALL ID 83638		STOCKWATER	01/01 12/31	0.020 CFS	0.20 AFA
TOTAL DIVERSION:					0.200 CFS	0.20 AFA

Water Source: WASTE WATER

Tributary to: MUD CREEK

Stage: DECREED

Point(s) of Diversion: T18N R03E S33 NENW

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
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
18N	03E	33	:								10									:	10.0
TOTAL ACRES																				10.0	

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

Pou County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-08378 65-08939 65-13674

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

Dates:	App. Received:	Priority Date:	07/01/1926
	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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:11:10
04/26/99

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A65-08368

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			MS In office 4-26-99	N		MS 4-26-99	MS 4-26-99	
POINT OF DIV				N				
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE	-			N.A.				
PURPOSES OF USE				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS	Y			N				

BARCODE UPDATED
WHOM/DATE

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()
☒ ~~MAP~~ GIS map	DATE OF PHOTO <u>4-26-99</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>4-26-99</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	DATE OF FIELD EXAM _____		
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>10-7-1998</u>	<u>2</u>	<u>Overlaps A65-08368</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>PRBA Claim</u>	DATE <u>1-4-74</u>	<u>2</u>	
☒ OTHER <u>POU review report</u>	DATE <u>4-26-99</u>	<u>1</u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:11:10
04/26/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-08368

LAST: BENNETT
ADDRESS: BOX 732
CITY: MC CALL
PHONE NUMBER: 208-634-5414

FIRST: MAXINE H
STATE: ID ZIP: 83638

OWNER CODE: O

LAST: MATHIAS
ADDRESS: PO BOX 308
CITY: MC CALL
PHONE NUMBER: 208-634-4642

FIRST: BARRY K
STATE: ID ZIP: 83638

OWNER CODE: C

LAST: ZIMMER
ADDRESS: PO BOX 308
CITY: MC CALL
PHONE NUMBER: 208-634-4642

FIRST: MARY JOSEPHINE
STATE: ID ZIP: 83638

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

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

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

A. AJ CLAIM: # A65-08368 PRIORITY DATE: 07-01-1926 STAGE: D

B. WR RECORD: # 65-08368 PRIORITY DATE: 07-01-1926 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 as decreed in the PRBA.

=====

RECOMMENDED PRIORITY DATE:

07-01-1926

REVIEWED BY

Mel Schulte

DATE

4-26-99

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
A65-08368	18N 03E	33		NE	NW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-08378	65-08378
A65-08939	65-08765
A65-17005	65-08939
	65-17005

WR RECORDS IN SAME 40 ACRE TRACT

65-08378
65-08939
65-13674

SOURCE: WASTE WATER

TRIB: MUD CREEK

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
65-08368	18N 03E	33		NE	NW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

65-08378
65-08939
65-13674

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-08378	65-08378
A65-08939	65-08765
A65-17005	65-08939
	65-17005

SOURCE: WASTE WATER

TRIB: MUD CREEK

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 decreed in the PRBA.

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 VALLEY	DIVERSION NAME	DIVERSION NBR
18N	03E	33		NE	NW					
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: WASTE WATER

TRIB: MUD CREEK

REVIEWED BY:

Mel Schulte

DATE:

4-26-99

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

A. ROOT WATER RIGHT NUMBERS: A65-08368

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
18N	03E	33	NE	NW		MATHIAS, BARRY K	A65-08368 / 10.0	65-08368 / 10.0	37.0		
			NE	NW		SMELSER, OSCAR M	A65-08939 /	65-08939 /			
			NE	NW		MATHIAS, BARRY K	A65-08378 /	65-08378 /			
			NE	NW		SURBER, BRYONA L	A65-17005 /	- /			
			NE	NW		SMELSER, OSCAR M	65-08939 /	- /			
			NE	NW		REMAKLUS JR, JOHN P	65-08765 /	- /			
			NE	NW		MATHIAS, BARRY K	65-08378 /	- /			
			NE	NW		SURBER, BRYONA L	65-17005 /	- /			
			NE	NW		MATHIAS, BARRY K		65-13674 / 10.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-08368	10.00	10.00	37.00	
POU COUNTY: VALLEY					

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(X)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08368	STOCKWATER	MATHIAS, BARRY K	FROM 01-01 TO 12-31	0.020 CFS	
A65-08939	DOMESTIC	SMELSER, OSCAR M	FROM 01-01 TO 12-31	0.040 CFS	
A65-08378	DOMESTIC	MATHIAS, BARRY K	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-08378	STOCKWATER	MATHIAS, BARRY K	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A - GW for QES
A65-17005	DOMESTIC	SURBER, BRYONA L	FROM 01-01 TO 12-31	0.040 CFS	
65-08939	DOMESTIC	SMELSER, OSCAR M	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08765	DOMESTIC	REMAKLUS JR, JOHN P	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

60

WESTERN REGION

OWNER(S): Mathis & ZimmerCLAIM NUMBERS A-65-0838AGENT MS DATE 4-26-99TOTAL ACRES FROM RECOMMENDATION 10GEOGRAPHIC INFO SYSTEM ACRES 10READY FOR DECREE (YES)SENT FOR DECREE (YES)

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	
RECOM	18N	3E	33					10												10
GIS																				
RECOM																				
GIS																				
																				10

POLYGON CREATED ON 330POLYGON # () () () () UPDATED BY

ATTRIBUTES OF B65-POU.SHP (717)(934)()()()

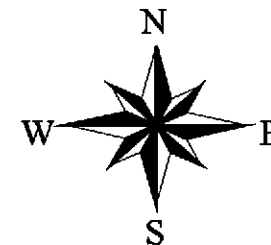
ATTRIBUTES OF B65-POD.SHP (662)()()()()

B65-DBPOU.DBF 8-3-99 UPDATED BY MSB65-DBPOD.DBF 8-3-99 UPDATED BY MS

RDH GPSTABLE

6b

IDAHO DEPARTMENT OF WATER RESOURCES
18N, 03E, S33



1987 NAPP PHOTO

● POINT OF DIVERSION

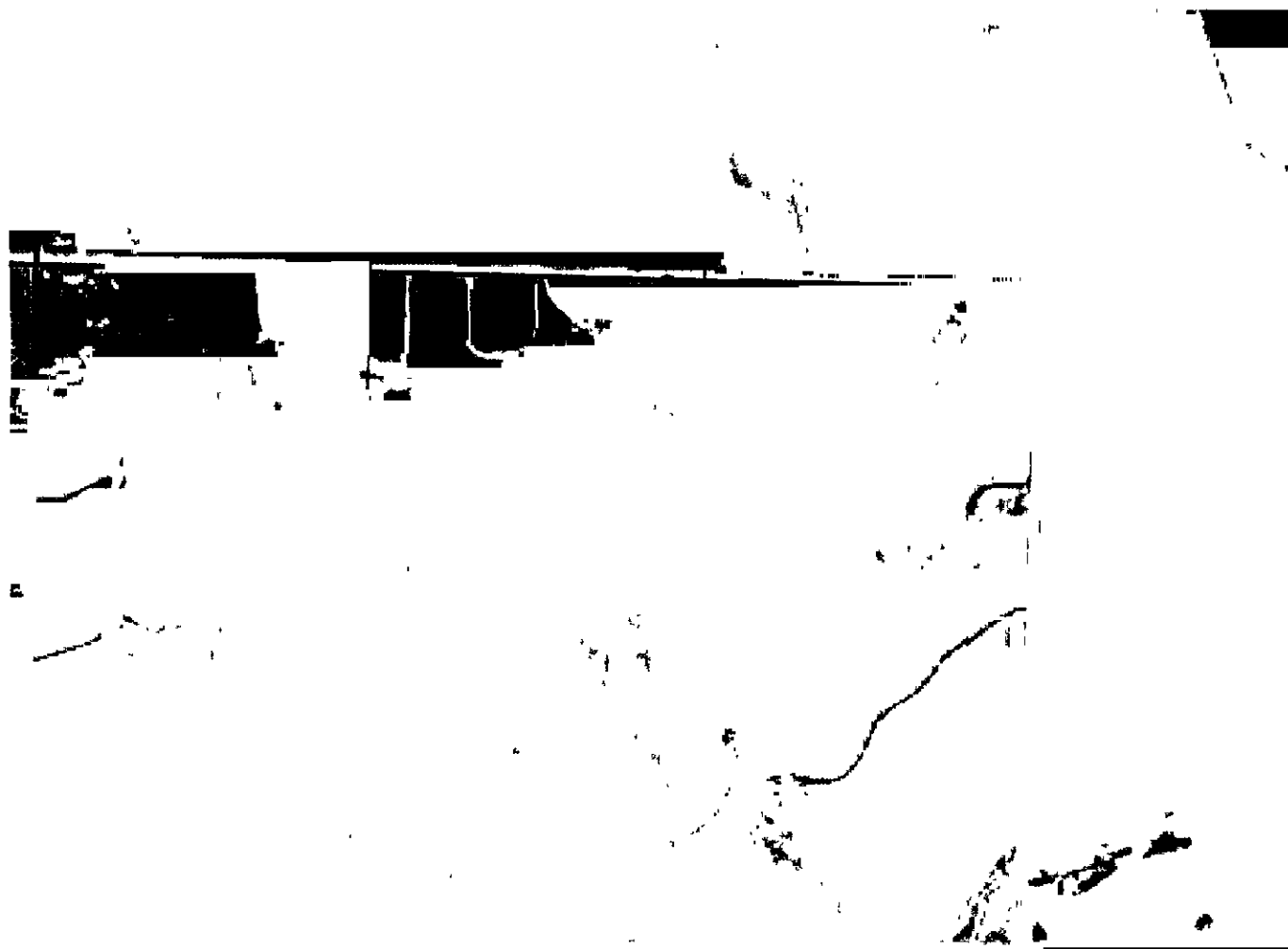
▭ PLACE OF USE

▭ 1/4 1/4 LINES

▭ SECTION LINES

6 ACRES

6 SECTION NUMBERS



CLAIM(S): 65-08368

OWNER(S): MATHIS & ZIMMER

Prepared by Mel Schulte

DATE: APRIL 26, 1999

0 0.25 0.5 0.75 Miles

6c

5/11/83

CLAIM 465-08308 INIT

T. R. S. Q/Q

P/D 18N 3E 33 NENW

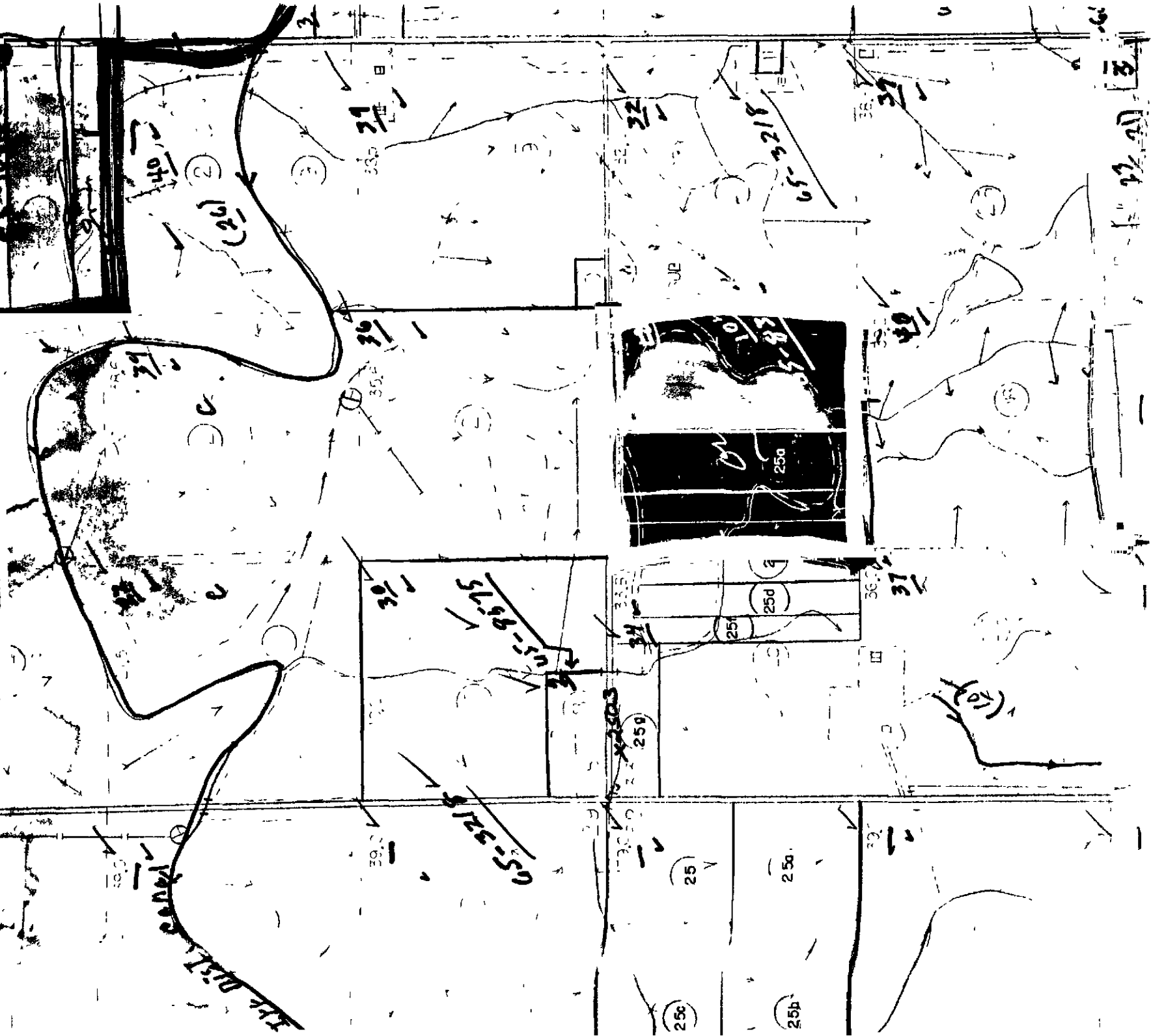
SCALE

PHOTO ID. ARBA DATE

(4)

65-10170

out



12 21 22

6
CLAIM A65-08368 INT-60
T. R. S. Q/Q
P/D 18N 3E 33 WENW
SCALE PRBA map
PHOTO ID #555 DATE 1961



CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
65-08378	DOMESTIC	MATHIAS, BARRY K	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08378	STOCKWATER	MATHIAS, BARRY K	FROM 01-01 TO 12-31	0.020 CFS	0.40 AF/A
65-17005	DOMESTIC	SURBER, BRYONA L	FROM 01-01 TO 12-31	0.040 CFS	

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

Lake Inigation Dist. water

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. _____;

(~~1~~) ^{GIS} NAFF, IDWR NO. _____; (~~2~~) APCS PHOTO; (~~3~~) OTHER PRBA map

NOTES:

Recommend as decreed in the PRBA. The BY field
exam for 65-13674 confirmed the POU for this right.

RECOMMENDATIONS:

TOTAL ACRES: 10 N/A()

REVIEWED BY:

Mel Schulte

DATE:

4-26-99

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-08368	IRRIGATION	FROM 04-15 TO 10-15	0.200 CFS	
A65-08368	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	0.20 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.200 CFS	0.20 AF/A

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-08368	IRRIGATION	FROM 04-15 TO 10-15	0.200 CFS	
65-08368	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	0.20 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.200 CFS	0.20 AF/A

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

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

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

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

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

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

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

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

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

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

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

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

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

NOTES: *Recommended as decreed in the PRBA.*

AJ CLAIM TOTAL DIVERSION RATE: 0.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 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
ACRES 10 x 0.02 CFS/ACRE = .20 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 = NA 0.20 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 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: _____

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	
IRRIGATION STOCKWATER	04-15	10-15	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	01-01	12-31	0.200	_____	0.20	_____	0.0	_____
			0.020	_____			0.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.200	_____	0.20	_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Mac Schulte DATE: 4-26-99

FLAG: _____

STANDARD CONDITIONS (CODE):

~~W25~~ W13

STANDARD REMARKS (CODE):

~~EXP - F05~~

~~QNT~~

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

NA

ROOT WATER RIGHT NUMBER: 65-08368

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.200	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-08368	0.200	-		65-08368	0.200
TOTAL CFS		0.200				0.200

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 EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: Meel Schulte DATE: 4-26-99

NAME OF FIELD EXAMINER: _____ TITLE: _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 9, 1992

Re: Notice of Claim to a Water Right No. A65-08368 & A65-08378

Barry K. Mathias
Mary Josephine Zimmer
P.O. Box 308
Mc Call, ID 83638

Dear Mr. Mathias & Ms. Zimmer:

Enclosed are copies of the above referenced claims which reflects the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Jan Shurte".

JAN SHURTE
WATER RIGHT SUPERVISOR
ADJUDICATION SECTION

JS:lh
Enclosure

cc: Maxine H. Bennett

MICROFILMED

SEP 23 1992

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

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

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO. MAP NO.

Notice is hereby given that

Joe P. Bennett (Name of Claimant) claims a right to the diversion and beneficial use of the surface or ground water, or of tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 7/1/1926

(2) Describe source of water: (Name of stream, lake, or other source) Payette River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)

Use 2.5 Stockwater 30 AF Period of Use From 4/15 To 10/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use 0.2 Stockwater 30 AF Period of Use From 4/15 To 10/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Use 0.2 Stockwater 30 AF Period of Use From 4/15 To 10/15
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

(4) Quantity of water claimed: 2 Cubic Feet Per Second, or 30.2 AF Acre Feet Per Annum, and/or 2 Gals. Per Minute

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 NW 1/4 Sec 33 Twp 18 N Rge 7 E B.M.; additional points: Parkman Ranch

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible ditch 1/2 mile long 12 inch pipe

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	TOTAL
18N	3E	33													10
18N	3E	33													10

Total No. of acres 44.78

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 10

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

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

(9) Remarks This right when combined with right 65-7218 shall not exceed 0.2 cfs/A nor more than 30 AF/A

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual Joe P. Bennett (Signature of Claimant)

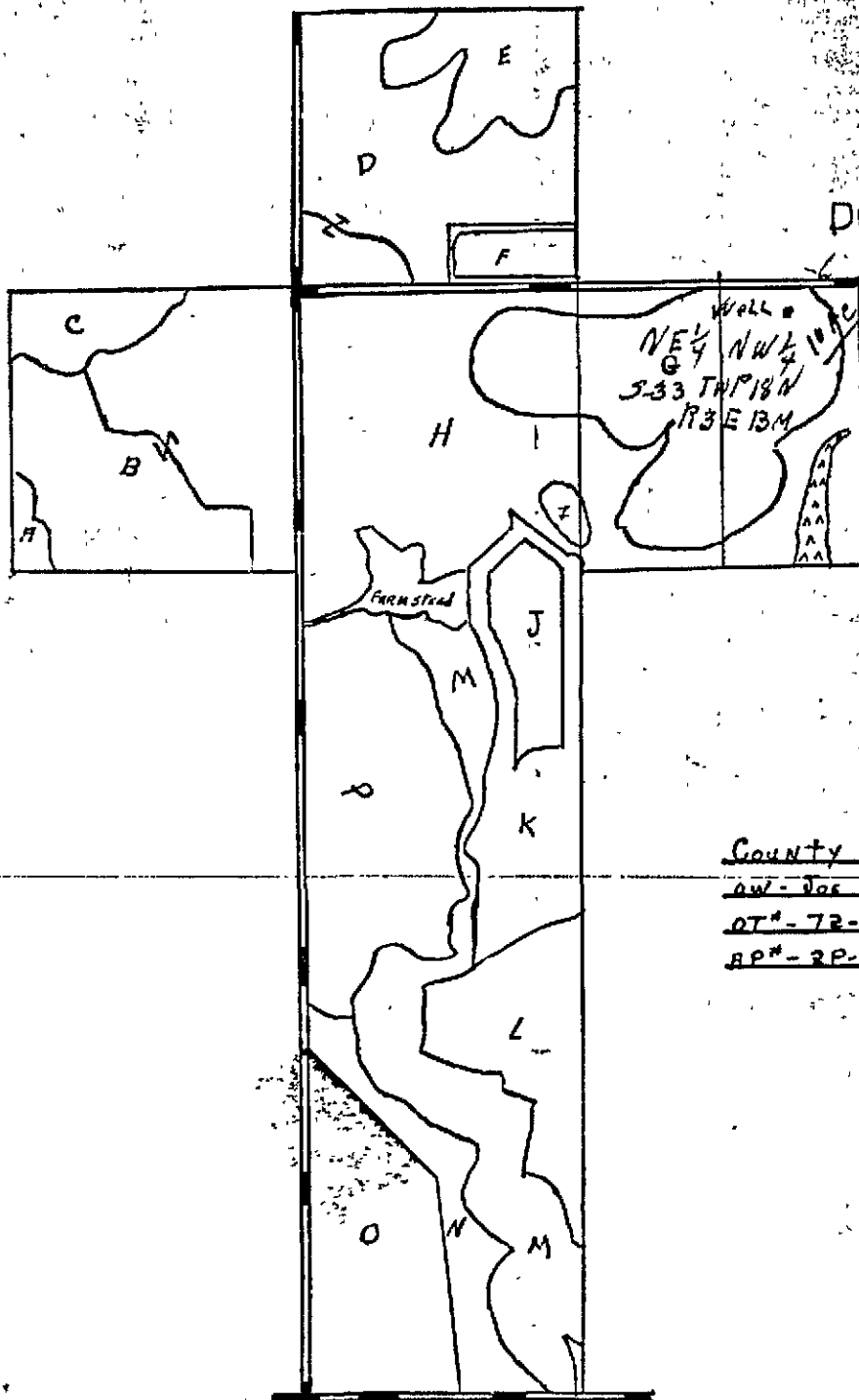
Organization Payette River Board (Signature of Officer)

State of Idaho County of Valley On this 4 day of August 1974 before me,

a notary public, personally appeared Joe P. Bennett known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

Notary Public residing at Valley, Idaho

My commission expires March 28, 1975 8/10/77 8/15/76



County - Valley

AW - Joe Bennett

QT# - 72-B

RP# - 2P-60

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 04/26/99

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A65-08368

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A65-08368

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
18N	03E	33	NE	NW		MATHIAS, BARRY K	A65-08368 /01/10.0	65-08368 /01/10.0	37.0
			NE	NW		MATHIAS, BARRY K		65-13674 /03/10.0	
TOTAL ACRES							A65-08368	10.00	10.00 37.00

POU COUNTY: VALLEY

Overlaps 65-08368

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 65-13674

Priority: June 25, 1996

Maximum Diversion Rate:
Maximum Diversion Volume:

0.02 CFS
2.0 AF

This is to certify, that BARRY K MATHIAS
MARY JOSEPHINE ZIMMER

PO BOX 308

MCCALL ID 83638-0308 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 25, 1996; and has submitted Proof of Beneficial Use on August 29, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

WASTE WATER tributary to MUD CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		1.5 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		1.5 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.5 AF
STOCKWATER STORAGE	01/01 to 12/31		0.7 AF
Totals		0.02 CFS	2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 33, Township 18N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
18N	03E	33	NENW	10		10

Total number of acres irrigated: 10

PLACE OF USE:

STOCKWATER, same as IRRIGATION FROM STORAGE use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-13674

CONDITIONS OF APPROVAL AND REMARKS

4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 3.0 cfs per acre at the field headgate for irrigation of the lands above.
8. Rights 65-08368 and 65-13674 when combined shall not exceed a total diversion rate of 0.02 cfs for stockwater purposes.
9. Right 65-08368 is also diverted through the point(s) of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 2nd
day of OCTOBER, 1998.


Acting for KARL J. DREHER, Director