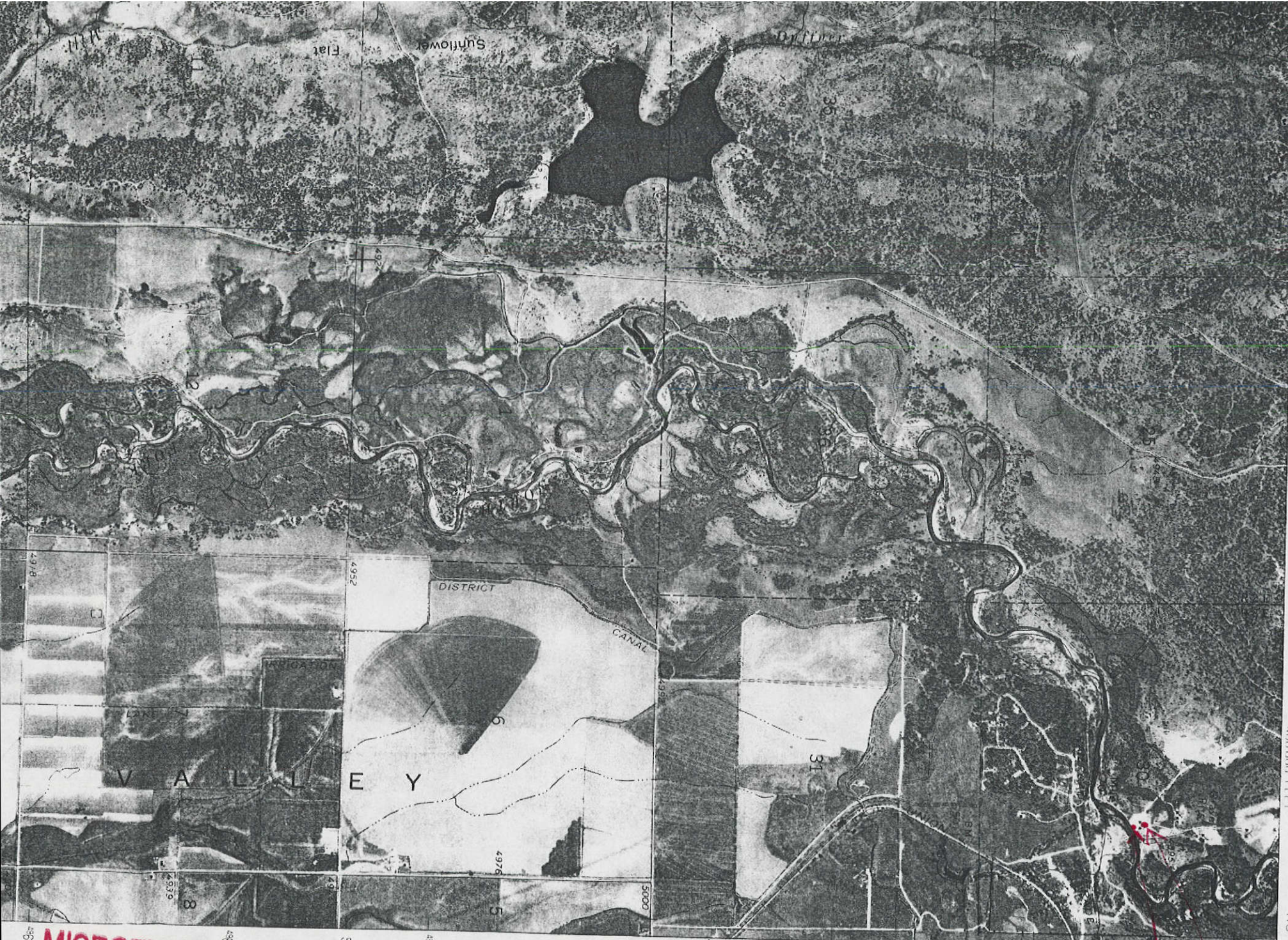




18N, 3E, Sec. 8 NW, SE
AG65-8444

MICROFILMED
SEP 23 1992



10' 56. 567 565

NO BUSINESS MIN. OR I PHOTO QUAD

IDAHO

400000 FEET

116° 7' 30" 44° 52'

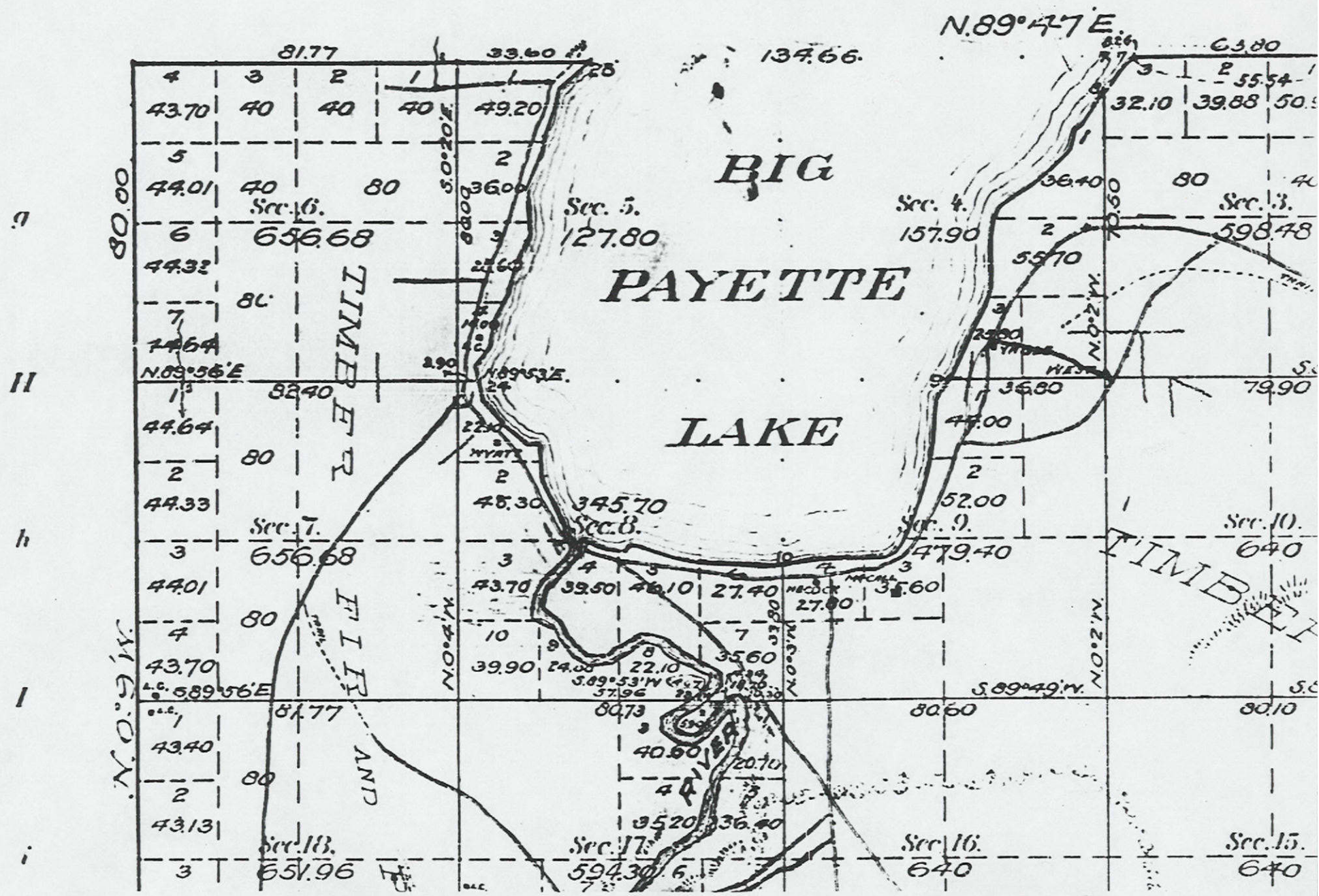
MICROFILMED
SEP 23 1992

65-8444

18N, 3E, Sec. 30 NW, SE

Township N°18 North, Range N°3 East of 1°

G F E D C



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: A65-08444
Date Received: 11/16/1988
Receipt No: X999999
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROWLAND BROTHERS 208-634-5471
Address: BOX 809
MC CALL, ID 83638

2. Date of Priority: JUN 01, 1949

3. Source: PAYETTE RIVER, NORTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	8	NW	SE		3	VALLEY

5. Description of diverting works:
PUMP & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.100		1.07
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) 2.27 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/CONCRETE PLANT, D/LAWN WATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	03E	8	NW	SE	3	DOMEST	

11. Place of use in counties: VALLEY

A65-08444

Page 1

Date: 11/16/88

MICROFILMED

SEP 23 1992

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

13. Other Water Rights Used:
A65-10376

14. Remarks:
LOT 9, BLOCK 8, LARDO TOWNSITE.

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: 2

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: _____

For Organizations:

I do solemnly swear or affirm that I am XX Rowland Bros of _____
Title
_____, that I have signed the foregoing
Organization
document in the space below as Owner of _____
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Leonard Rowland
Signature of Authorized Agent

Owner
Title and Organization

11/16/88
Date

State of Idaho)
County of Valley) ss.

Subscribed and sworn (or affirmed) before me this 16 day
of Nov 19 88

Joe Saltsman
Notary Public

Seal

Residing at Boise

My Commission Expires 6/8/91
Date: 11/16/88

A65-08444

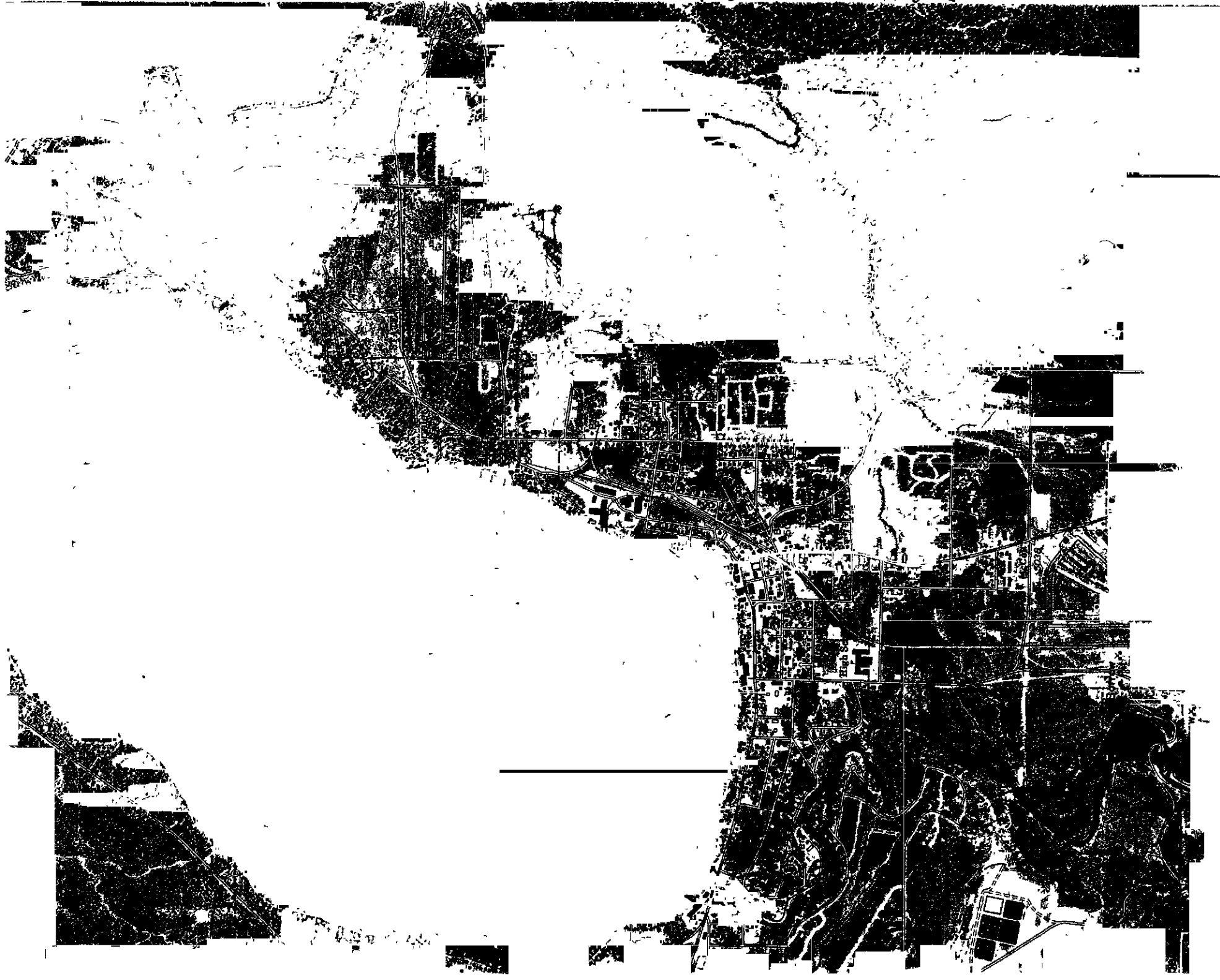
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3

MICROFILMED

SEP 23 1992

H65-8444 18N, 3E, Sec. 8 NW, SE



NU BUSINESS MIN. UKIHO PHOTOQUAD

IDAHO

400000 1117

'87

10' 466

116° 7' 30"
44° 52'



4969
p/u
p/D

4968

4967

4966
1160 1117
FREE

4965

4964

50

4963

MICROFILMED
SEP 23 1992

65-8444
18N, 3E, Sec. 30 NW, SE

AJ0749NP
No. R65-08444

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

DATE: 08/16/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROWLAND BROTHERS PO BOX 809 MC CALL ID 83638 (208) 634-5471	06/01/1949	INDUSTRIAL DOMESTIC	01-01 12-31 01-01 12-31	0.100 CFS 0.040 CFS	1.07 AFA 1.20 AFA
TOTAL DIVERSION:					0.140 CFS	2.27 AFA

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T18N R03E S08 Lot03(NWSE)

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE													
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE					
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac					
18N	03E	8	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:					
																				03-D									

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

POU County: VALLEY

Other Rights: A65-10376

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

65-08733 A65-02278 A65-02333 A65-08310 A65-08444 A65-08445 A65-08750 A65-08838 A65-10254

Conditions of Approval:

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

Remarks: USE INDUSTRIAL USE IS FOR CONCRETE PLANT.
DOMESTIC USE IS FOR LAWN IRRIGATION.

EXP PROPERTY ALSO KNOWN AS LOT 9, BLK 8, LARDO TOWNSITE.

Dates: Exam Made Date: Verified Date: 08/16/1999 Objection Filed Date:

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

Comments: Date: 08/16/1999 User-ID: KWALKER Subject: RECOMMENDATION
CLAIMED AND RECOMMENDED AS PREVIOUSLY DECREED.

Audit: 08/16/99 KWALKER

WR5809NP
No. 65-08444

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/10/99
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROWLAND BROTHERS	06/01/1949	INDUSTRIAL DOMESTIC	01/01 12/31 01/01 12/31	0.100 CFS 0.040 CFS	1.07 AFA 1.20 AFA
TOTAL DIVERSION:					0.140 CFS	2.27 AFA

Water Source: PAYETTE RIVER, NORTH FORK Tributary to: PAYETTE RIVER Stage: DECREED
Point(s) of Diversion: T18N R03E S08 Lot 03 (NWSE)? VALLEY County

Lots Without 1/4 Description: DOMESTIC
18N 03E 8 03-D

(NWSE)
Place of use location for INDUSTRIAL is the same location as described for: DOMESTIC

Pou County:

Remarks: GEN LOT 9, BLOCK 8, LARDO TOWNSITE.

Dates: App. Received: Priority Date: 06/01/1949
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: 04/10/86 04/30/88 CONVERT

I/Concrete Plant
D/Lawn water

change in pld or correction
No

N10, N12

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT
				SOURCE: UNNAMED STREAM WASTEWATER		TRIBUTARY
65-4957 VOL. II P. 574	RICE, ROBERT A. ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: <u>THIS RIGHT WHEN COMBINED WITH RIGHTS OF NOBLE DITCH CO. LTD. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.</u>	3/15/1960	IRRIGATION	3/15 11/15	--- AFA .20 CFS	NENE S33 T 8N R 4W
				SOURCE: ANDERSON CREEK		TRIBUTARY TO: MIDDLE FORK
2887 VOL. II P. 16	ROTHOFF, DAN & ROTHOFF, MARGIE GARDEN VALLEY, IDAHO 83622 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5977, 65-2876, & 65-7346 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	3/ 2/1967	IRRIGATION	4/ 1 11/ 1	--- AFA 3.50 CFS	SENE S23 T 9N R 4E
				SOURCE: PAYETTE RIVER NORTH FORK, PAYETTE RIVER		
65-8444 VOL. II P. 271	ROWLAND BROS. BOX 809, MC CALL, IDAHO 83400 REMARKS: LOT 9, BLOCK 8, LARDO TOWNSITE.	6/ 1/1949	INDUSTRIAL	1/ 1 12/31	1.07 AFA .10 CFS	LOT 3 S 8 T18N R 3E
			DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS *2.27*AFA *.14*CFS	

PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: <u>UNNAMED STREAM WASTEWATER</u> TRIBUTARY TO: <u>LITTLE WILLOW CREEK</u>						
3/15/1960	IRRIGATION	3/15 11/15	--- AFA .20 CFS	NENE S33 T 8N R 4W	<u>PAYETTE RIVER</u> NENE(10) S33 T 8N R 4W *10*	BENEFICIAL USE
SOURCE: <u>ANDERSON CREEK</u> TRIBUTARY TO: <u>MIDDLE FORK, PAYETTE RIVER</u>						
3/ 2/1967	IRRIGATION	4/ 1 11/ 1	--- AFA 3.50 CFS	SENE S23 T 9N R 4E	NENE(31) SWNE(1) SENE(40) NESE(30) NWSE(22) SESE(1) S21 T 9N R 4E NWNW(18) SWNW(33) SENW(1) NWSW(-6)(3) S22 T 9N R 4E *183* *180*	LICENSE
SOURCE: <u>PAYETTE RIVER NORTH FORK, PAYETTE RIVER</u>						
6/ 1/1949	INDUSTRIAL	1/ 1 12/31	1.07 AFA .10 CFS	LOT 3 S 8 T18N R 3E	SAME AS OTHER USE	BENEFICIAL USE
	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS *2.27*AFA *.14*CFS		LOT3 S 8 T18N 3E	

EXHIBIT A PAGE 1A OF 1

MOTION TO CORRECT CLERICAL ERRORS

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

RECEIVED

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

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO A

WATER RIGHT

125-8444

JAN 8, 1974

Notice is hereby given that

ROWLAND BROS.

(Name of Claimant)

Box 809

MCCALL IDAHO 83638

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or 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) June 1, 1949
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) NW 1/4, 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:
 Use .10 INDUSTRIAL (Red-Mix) Period of Use From Jan 1 To Dec 31
 (Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
 Use .04 Domestic (Shop) Period of Use From Jan 1 To Dec 31
 (Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
 Use _____ Period of Use From _____ To _____
 (Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: .14 Cubic Feet Per Second, or 2.27 Acre Feet Per Annum, and/or 60 Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4, NW 1/4, Sec. 8, Twp. 18, Rge. 3E, B.M.; additional points: Lot 9 Block 2 LARDO TOWNSITE
 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: 3 H.P. pump working thru 500 Gallon large tank and underground pressure line
- (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				TOTAL
			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	
18	3E	8	All of Block 9 of LARDO TOWNSITE				X	for 3											

Total No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: AN INERGOIENT IN MANUFACTURING CONCRETE - IN WASHING MIXER TRUCKS AND FOR DOMESTIC USE IN SHOP

- (7) Effluent, sewage waste, or return water from this use is discharged into MCCALL CITY SEWER SEE 7 TEN A BELOW
- (8) If you are claiming water as a member of an organization, list name of organization ROWLAND BROS.
- (9) Remarks PRESENTLY WASH WATER IS SPREAD ON OUR ROAD TO EVAPORATE - FUTURE PLANS CALL FOR SETTLING POND TO BE CONSTRUCTED IN SEC 19 TWP 18 RGE 3E (Lot 9, Block 2 LARDO TOWNSITE)
- (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.

12-19-73
(Date)

Individual

Edward M. Rowland - Partner
(Signature of Claimant)

7-9-73
(Signature of Subscribing Agent)

Organization

Rowland Bros
Edward M. Rowland - Partner
(Signature of Authorized Agent)

State of Idaho

County of Shoshone

On this 12-19-73 day of December, in the year 1973, before me, a notary public, personally appeared Edward M. Rowland 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 Rowland Bros.) executed the same.

Notary Public residing at 107 N. 2nd

My commission expires 11/15/77

25N 9/13/77