

POOR ORIGINAL

WARRANTY DEED

For Value Received Adolph Rygg and Marjorie Rygg,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto
Sarah E. Teixeira, a single woman

whose address is: P.O. Box 1310, McCall, Id. 83638

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

Township 18 North, Range 3 East, Boise Meridian,
Section 26: SE1/4 SW1/4
Valley County, Idaho;

TOGETHER WITH a non-exclusive easement for ingress and egress as
follows:

Beginning at the SE corner of said Section 26; Running along and
adjacent to the South Section line of said Section 26, to the SW
corner of the SE1/4 SW1/4 of said Section 26. Said easement lies
50 feet North of the above described line.

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 incumbrances except the 1989 taxes and
assessments and that they will warrant and defend the same from
all lawful claims whatsoever.

Dated:

Adolph Rygg
Adolph Rygg

Marjorie Rygg
Marjorie Rygg

State of ^{Washington} ~~Idaho~~)
County of ^{Snohomish} ~~Snohomish~~) ss

On the 8th day of May, 1989 before me, a notary public
in and for said State, personally appeared Adolph Rygg and
Marjorie Rygg known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

James A. Simonton
Notary Public
1989, Washington
Commission Expires: 8-20-91



POOR ORIGINAL

MICROFILMED
OCT 21 1996

166673

STATE OF IDAHO, } ss.
County of Valley, }

I hereby certify that this instrument
was filed for record at the request of
MOUNTAIN TITLE & ESCROW

at 35 minutes past 11

o'clock A.M. This 11

day of May 19 84

in my office and duly recorded in

Dr. # 6 of Book

Section

by [Signature] County Recorder

Fee 3.00

RECORDED
INDEXED
FILED

**T18N R03E
S26**

Idaho Department of Water Resources

Claims: 65-08469

Owner : COLPO

Prepared by:

RON HOWERTON

Date: 08 NOV 99

 **Place of use**

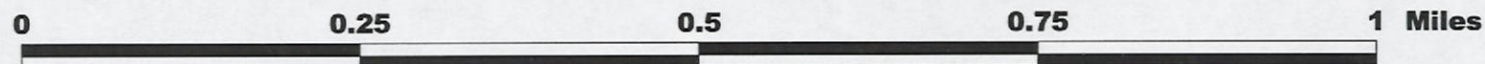
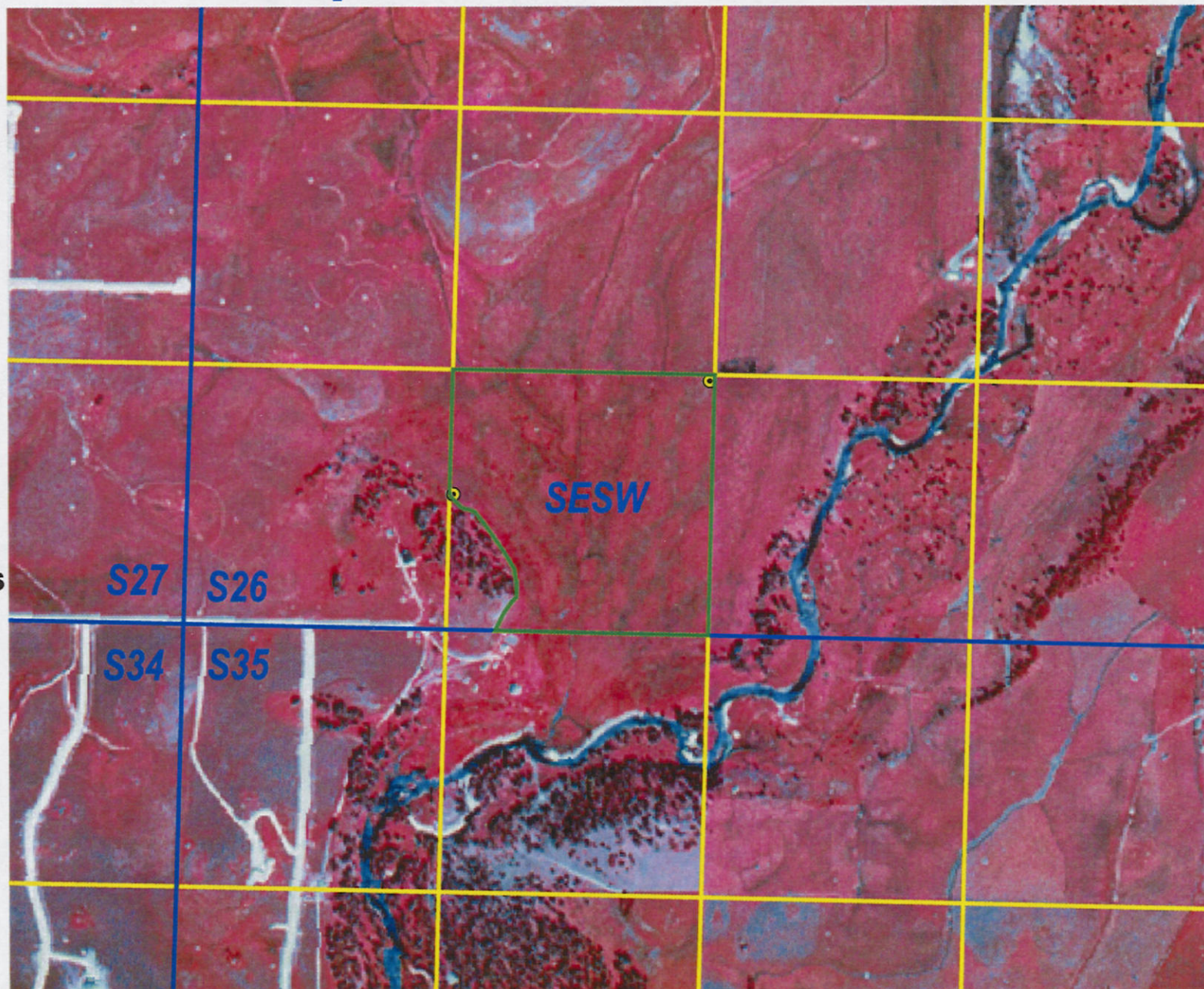
 **POD**

 **SECTION LINES**

 **1/4 1/4 Lines**



1987 NAPP



Idaho Department of Water Resources

**T18N, R03E
S26**

Claim : 65-08469

Owner : COLPO

Prepared by:

Ron Howerton

Date: 26 May 99

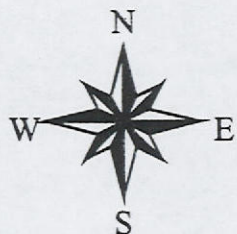
 Place of use

 POD

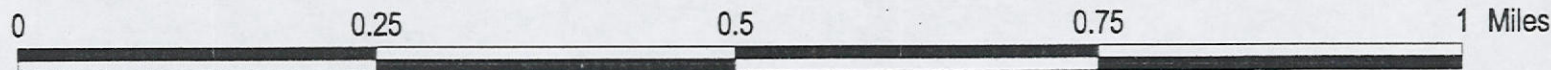
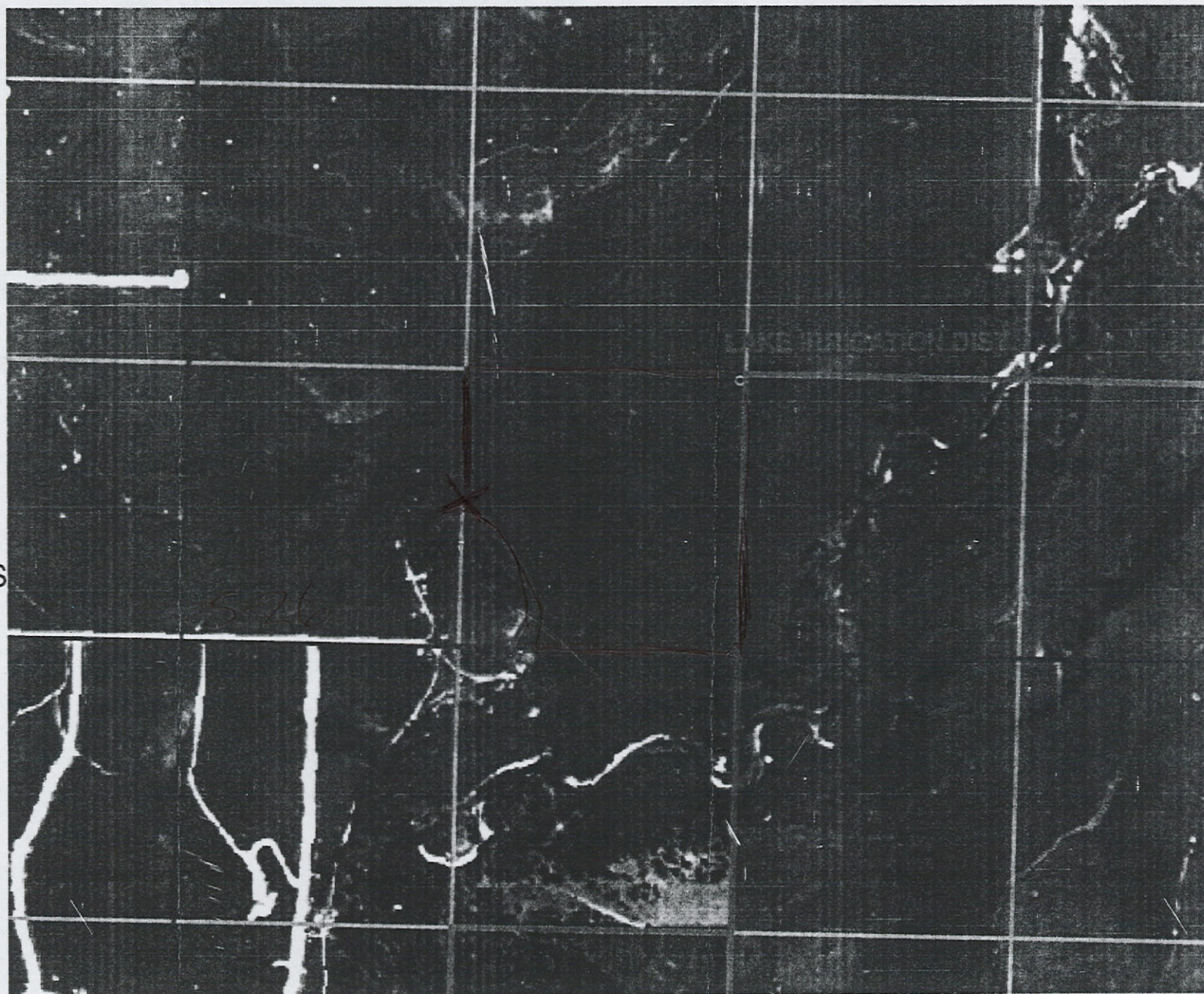
 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



**T18N R03E
S26**

Idaho Department of Water Resources

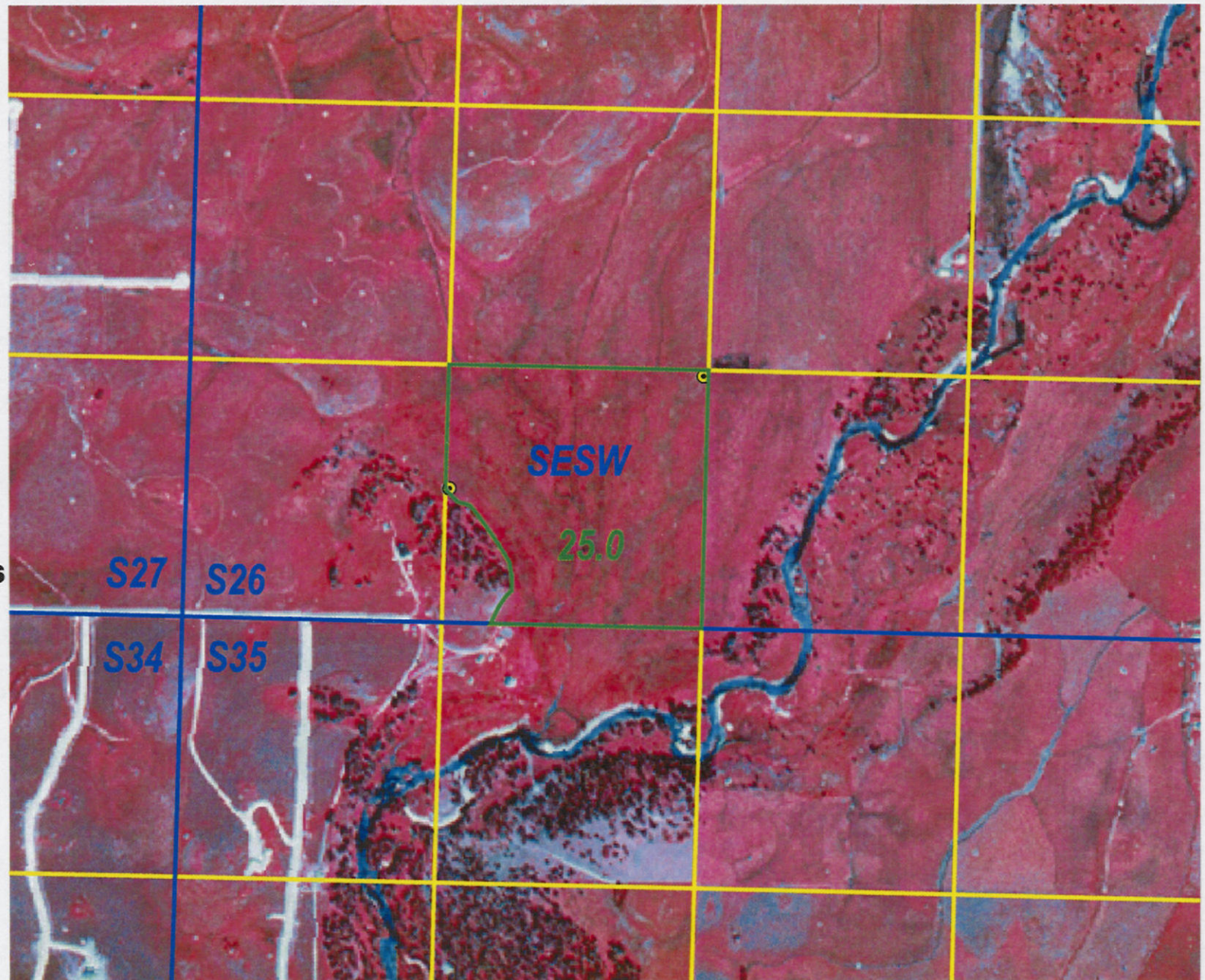
**Claims: 65-08469
Owner : COLPO
Prepared by:
RON HOWERTON
Date: 08 NOV 99**

-  **Place of use**
-  **POD**
-  **SECTION LINES**
-  **1/4 1/4 Lines**

Acres



1987 NAPP



0 0.25 0.5 0.75 1 Miles

R3E

65-9090(5)

45-3218 ✓

65-3173

PIDAT JOINT
DITCH
ENTERS
LAND

65-8469 (25)
(12)

51 31 74 5

65-8609
65-1128
Dist:

65-8601
65-11282

65-11239(8)

11239(8)

65-7234 ✓ (26)

65-2249
(2)

65-203

65-2967-8

65-29437
Boulder Co

DRY

15 29

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: WASTE WATER				TRIBUTARY TO: LAKE FORK CREEK				
65-9748	NOKES, HERALD S. NOKES, DONNA RT. 1 BOX 107 MC CALL ID 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-9734, 65-9735, 65-9736, 65-9737, 65-9738 & 65-9747 SHALL PROVIDE NO MORE THAN .03 CFS NOR 1.4 AFA.	01-01-1954	STOCKWATER	01-01 12-31	1.40 AFA .03 CFS	NWSW S13 T18N R03E	SWNW S13 T18N R03E	BENEFICIAL USE
Bar 65-4989	SHAW, LEO S. SHAW, BERTHA E. RT. 1 BOX 105 MC CALL ID 83638	06-01-1955	IRRIGATION	04-15 10-15	--- AFA .16 CFS	SWNW S24 T18N R03E	SWNW(8) S24 T18N R03E * 8 ACRES*	BENEFICIAL USE
65-8609	HEIKKILA, VERNON RT. 1 MC CALL ID 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-11282 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	04-15-1962	IRRIGATION	04-15 10-15	--- AFA .36 CFS	NWNE S26 T18N R03E	SWSE(16) S26 T18N R03E NWNE(02) S35 T18N R03E * 18 ACRES*	BENEFICIAL USE
65-8469	ERICKSON, DENNIS P. O. BOX 22 LAKE FORK ID 83635 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	07-01-1965	IRRIGATION	04-15 10-15	--- AFA .50 CFS	SESW S26 T18N R03E	SESW(25) S26 T18N R03E * 25 ACRES*	BENEFICIAL USE
65-8931	SMITH, RAYMOND PATRICK 23034 VANOWEN CANOGA PARK CA 91307 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-8932 & 65-2308 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. STOCKWATER 01-01 12-31	05-10-1967	IRRIGATION	04-15 10-15	--- AFA .80 CFS	NWSE S02 T17N R03E	NWSE(30) SWSE(10) S02 T17N R03E * 40 ACRES*	BENEFICIAL USE
					.40 AFA .02 CFS *---*AFA *.82*CFS		SAME AS OTHER USE	

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: A65-08469
Date Received: 9/15/1988
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: SARAH COLPO
Address: PO BOX 1310
MCCALL ID

208-258-6615

83638

AND

Name: CLINT COLPO
Address: PO BOX 1310
MCCALL ID

208-258-6615

83638

2. Date of Priority: JUL 1, 1965

3. Source: WASTE WATER

Trib. to: LAKE FORK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	26		SE	SW		VALLEY

5. Description of diverting works:
WASTE WATER COLLECTED BY DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		

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

8. Total consumptive use is 50.0 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	26	SE	SW		IRR	25.0

MICROFILMED
OCT 21 1996

10. Place of Use: Continued

Section Acres 25.0

Total Acres 25.0

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:
65-03174

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 06/13/1995 BY MM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs

Decree Defendant

MICROFILMED
OCT 21 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
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: A65-08469

☐ Name and Address of Former Owner/Claimant(s)(Seller): Adolph &/or Maryjane Rygg
1503 52ND ST

☒ New Owner/Claimant (Purchaser): Everett WA 98203
Clint & Sarah Colpo

☒ New Mailing Address: PO BOX 1310
McCall ID 83638

☒ New Telephone Number: (503) 258-6615

☐ 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: _____

(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): Clint Colpo Date 6-13-95
[Signature] Date 13 June 95

☐ 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: 06/13/1995 By: FTT

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 06/12/1995 By: TTT

Claim Numbers of Split, if any:

N/A

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

MICROFILMED

OCT 21 1995

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.

QUITCLAIM DEED

POOR ORIGINAL

For Value Received

Sarah E. Teixeira, now known as Sarah E. Colpo,

hereby conveys, releases, remises and forever quits claim unto

Clinton H. Colpo and Sarah E. Colpo

whose address is : Box 1310, McCall, Idaho 83638

the following premises, to wit:

SE1/4 SW1/4, Section 26, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho,

SAVE AND EXCEPT: See Exhibit A attached hereto.

together with their appurtenances.

Dated: 12 June 95

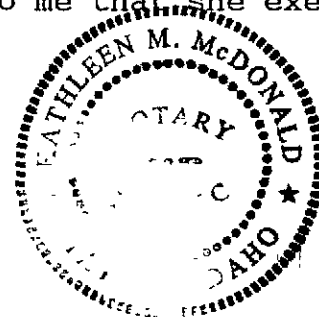
Sarah E. Colpo
Sarah E. Colpo

211428
TYPE: *Quitclaim Deed*
LELAND HEINRICH
VALLEY COUNTY RECORDER
BY: *J. H. H. H.*
FEE: *6.00*
RECORDED *Sarah Colpo*
REQUESTED BY
'95 JUN 12 AM 11 17

State of Idaho)
) ss
County of Valley)

On this 12th day of June, 1995, before me, Kathleen M. McDonald, a notary public in and for said State, personally appeared **Sarah E. Teixeira, now known as Sarah E. Colpo,** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Kathleen M. McDonald
Notary Public
Residing at: Cascade, Idaho
Commission Expires: 5-27-99



Commission Expires May 27, 1999

POOR ORIGINAL

WARRANTY DEED

For Value Received Adolph Rygg and Marjorie Rygg,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto
Sarah E. Teixeira, a single woman

whose address is: P.O. Box 1410, McCall, Id. 83638

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

Township 18 North, Range 3 East, Boise Meridian,
Section 26: SE1/4 SW1/4
Valley County, Idaho;

TOGETHER WITH a non-exclusive easement for ingress and egress as
follows:

Beginning at the SE corner of said Section 26; Running along and
adjacent to the South Section line of said Section 26, to the SW
corner of the SE1/4 SW1/4 of said Section 26. Said easement lies
50 feet North of the above described line.

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 incumbrances except the 1989 taxes and
assessments and that they will warrant and defend the same from
all lawful claims whatsoever.

Dated:

Adolph Rygg
Marjorie Rygg

State of Washington)
County of Snohomish) ss

On the 8th day of May, 1989 before me, a notary public
in and for said State, personally appeared Adolph Rygg and
Marjorie Rygg known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

James G. Amintor
Notary Public
Commission Expires: 7-21-91



FOR ORIGINAL

166673

STATE OF IDAHO, } ss.
County of Valley, }

I hereby certify that this instrument
was filed for record at the request of
MOUNTAIN TITLE & ESCROW

at 35 minutes past 11
o'clock A.M. This 11
day of May 1964

in my office and duly recorded in.

By [Signature]
Deputy Clerk
Fee \$ 3.00

RECORDED
INDEXED
FILED

POOR ORIGINAL

EXHIBIT A

A parcel of land in the SE1/4 SW1/4, Section 26, T. 18 N., R. 3 E., B.M., Valley County, Idaho, more particularly described as follows:

Beginning at the SW corner of said SE1/4 SW1/4, thence easterly along the southerly boundary of said SE1/4 SW1/4 a distance of 180 feet to a point; thence northerly and parallel to the westerly boundary of said SE1/4 SW1/4 a distance of 350 feet to a point; thence westerly and parallel to the southerly boundary of said SE1/4 SW1/4 a distance of 180 feet to a point in the westerly boundary of said SE1/4 SW1/4; thence southerly along said westerly boundary 350 feet to the point of beginning.

Subject to a 50 foot easement along the southerly boundary for ingress, egress and public utilities.

Together with a non-exclusive easement for ingress and egress, as shown on Warranty Deed, Instrument No. 122498, records of Valley County, Idaho.

200381
MOUNTAIN TITLE & ESCROW
REQUESTED BY _____
RECORDED
JUN 15 11 30 AM '96
TYPE Deed #8
VALLEY COUNTY
BY [Signature]
FEE [Signature]

MICROFILMED
OCT 21 1996

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: **A65-08469**
Date Received: 9/15/1988
Receipt No: X999999
Received By: _____

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

1. Name: ADOLPH RYGG 206-252-1655
Address: 1503 52ND ST
EVERETT WA 98203

AND/OR

Name: MAJORIE RYGG 206-252-1655
Address: 1503 52ND ST
EVERETT WA 98203

2. Date of Priority: JUL 1, 1965

3. Source: WASTE WATER Trib. to: LAKE FORK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	26	SE	SW			VALLEY

5. Description of diverting works:
WASTE WATER COLLECTED BY DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		

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

8. Total consumptive use is 50.0 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	26	SE	SW		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	25.0
					Total Acres	25.0

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:
65-03174

14. Remarks:
THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

WARRANTY DEED

Copy

For Value Received HOWARD ERICKSON and MARGIT ERICKSON,
husband and wife,

the grantor_s, do hereby grant, bargain, sell and convey unto

ADOLPH RYGG and MARJORIE RYGG, husband and wife,

the grantee_s, whose current address is

1503 52nd St. Everett, Wa. 98203

~~906 11th St., Mukilteo, WA~~

the following described premises, in Valley County Idaho, to-wit:

The Southeast Quarter of the Southwest Quarter of Section
26, Township 18 North, Range 3 East, B.M.,

together with a non-exclusive use easement; beginning at the
Southwest corner of Section 26, running along and adjacent
to the South section line of Section 26 to the Southwest
corner of the Southeast Quarter of the Southwest Quarter of
Section 26. Said easement lies 50 feet north of the above
described line.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee_s,
their heirs and assigns forever. And the said Grantor_s do hereby covenant to and
with the said Grantee_s, that they are the owners in fee simple of said premises; that they are free
from all incumbrances, except taxes and assessments levied and assessed for
the year 1987, which are now liens, but not yet due or payable.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 3rd, 1988/

Howard Erickson

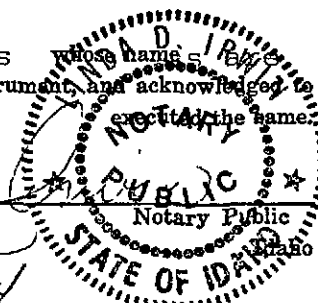
Margit Erickson

STATE OF IDAHO, COUNTY OF

On this 3rd day of May, 1988,
before me, a notary public in and for the said State, per-
sonally appeared HOWARD ERICKSON and
MARGIT ERICKSON, husband
and wife,

known to me to be the persons
subscribed to the within instrument, and acknowledged to
me that they

Residing at Cascade
Comm. Expires 4-12-94



STATE OF IDAHO, COUNTY OF Valley

I hereby certify that this instrument was filed for record at
the request of MOUNTAIN TITLE & ESCROW

at 21 minutes past 10 o'clock A.M.,
this 27th day of MAY,
1988, in my office, and duly recorded in Book 15
of Deeds at Page

Leslie Smith
Ex-Officio Recorder

By K. Haskins Deputy.

Fees \$ 3.00
Mail to:

161486



COMMONWEALTH LAND
TITLE INSURANCE COMPANY

Department of Insurance
Western Regional Office

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: A65-08469
Date Received: 9/15/1988
Receipt No: X999999
Received By: CA

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELBERT TAYLOR 208-634-5795
Address: RT. 1, BOX 36A
MC CALL, ID 83638
OR
Name: INEZ C. TAYLOR 208-634-5795
Address: RT. 1, BOX 36A
MC CALL, ID 83638
2. Date of Priority: JUL 01, 1965
3. Source: WASTE WATER Trib. to: LAKE FORK CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	26	SE	SW			VALLEY
5. Description of diverting works:
WASTE WATER COLLECTED BY DITCH.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.500		
7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 50.0 Acre Feet Per Annum.
9. Non-irrigation uses:

A65-08469

Page 1

Date: 09/15/88

MICROFILMED
SEP 23 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	03E	26	SE SW		IRR	25.0
Section Acres						25.0
Total Acres						25.0

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:
65-03174

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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: - 0 -

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): Delbert Taylor Date: 8-15-88
Inez Taylor Date: 8-15-88

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of September 19 88 Carter Fritschle
Notary Public

Seal

Residing at

My Commission Expires

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994

AJ0749NP
No. R65-08469

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

DATE: 11/08/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SARAH COLPO	07/01/1965	IRRIGATION	04-15 10-15	0.500 CFS	
C	CLINT COLPO					
	PO BOX 1310					
	MC CALL ID 83638					
	(208) 258-6615					
				TOTAL DIVERSION:	0.500 CFS	

Water Source: WASTE WATER

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T18N R03E S26 SESW

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	26	:																	:	25.0
																				TOTAL ACRES	25.0

POU County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-08469 A65-08470 R65-08470

Conditions of Approval:

- W13 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- LAKE IRRIGATION DISTRICT.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 65-03174 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.72 CFS.

POD 2 POINTS OF DIVERSION LOCATED IN T18N, R03E, S26, SESW.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 65-03174 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 36 ACRES IN A SINGLE
IRRIGATION SEASON.

Dates: Exam Made Date: Verified Date: 11/08/1999 Objection Filed Date:

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

AJ0749NP
No. R65-08469

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

DATE: 11/08/99
PAGE: 2

=====

Comments: Date: 09/25/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 11/08/1999 User-ID: RHOWERTO Subject: POD
CLARIFIED THAT 2 POINTS OF DIVERSION ARE IN IN POD LEGAL.

Audit: 11/08/99 RHOWERTO

**T18N R03E
S26**

Idaho Department of Water Resources

Claims: 65-08469

Owner : COLPO

Prepared by:

RON HOWERTON

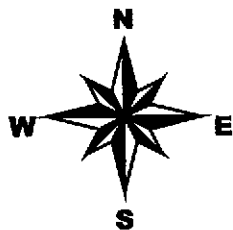
Date: 08 NOV 99

 **Place of use**

● **POD**

 **SECTION LINES**

 **1/4 1/4 Lines**



1987 NAPP



Idaho Department of Water Resources

**T18N, R03E
S26**

Claim : 65-08469

Owner : COLPO

Prepared by:

Ron Howerton

Date: 26 May 99

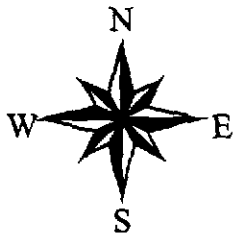
 Place of use

 POD

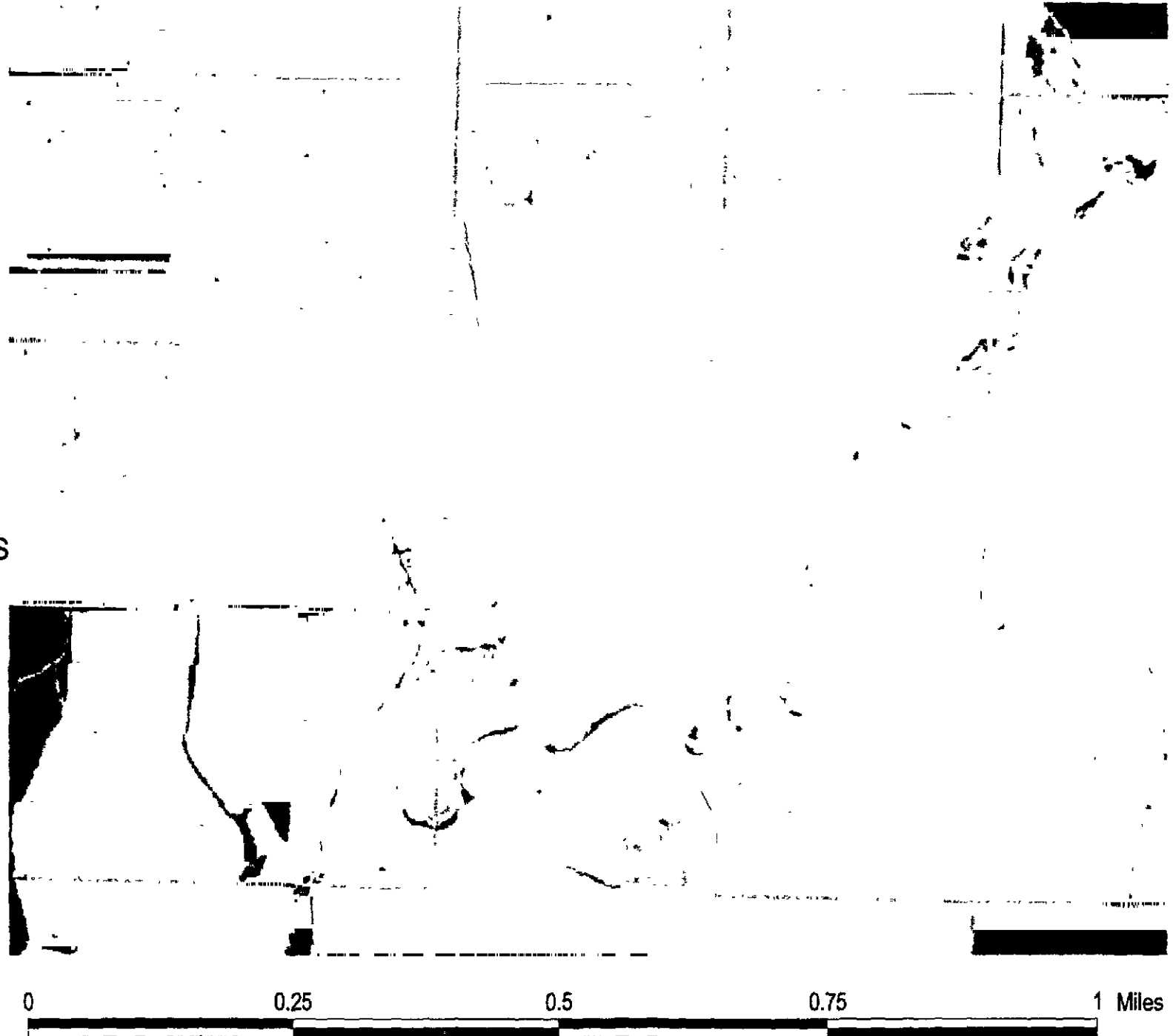
 SECTION LINES

1/4 1/4 Lines

Acres



1987 NAPP



September 29, 1999

RECEIVED

OCT 29 1999

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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: 65-08469

SARAH COLPO
CLINT COLPO
PO BOX 1310
MC CALL ID 83638

Daytime Telephone Number:

Evening Telephone Number:

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

I BELIEVE WE HAVE TWO
POINTS OF DISTRIBUTIONS THE SECOND ONE IS ON THE
WEST SIDE OF OUR PROPERTY IT IS A DITCH THAT
RUNS OFF ~~526~~ 526 IT CROSSES ON TO OUR PROPERTY

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

HALF WAY UP OUR N / S PROPERTY LINE ON
THE WEST SIDE SOURCE, PERIOD USE AND PRIORITY

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

DATE: ONE ALL TIED TO 65-08469

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

DATE: 10/26/99

SIGNATURE:

Please print your name:

Clint Colpo
CLINT COLPO

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

208-634-0593

WR5809NP
No. 65-08469

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DENNIS ERICKSON P.O. BOX 22 LAKE FORK ID 836350000	07/01/1965	IRRIGATION	04/15 10/15	0.500 CFS	
TOTAL DIVERSION:					0.500 CFS	

Water Source: WASTE WATER

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion: T18N R03E S26

SESW

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SESW	:	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	26	:					:					:				25	:					:	25.0
TOTAL ACRES																							25.0	

Pou County: VALLEY

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-08470

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

Dates:	App. Received:	Priority Date:	07/01/1965
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65K Field Exam Fee:

Audit: 04/24/87 04/30/88 CONVERT

**T18N R03E
S26**

Idaho Department of Water Resources

Claims: 65-08469

Owner : COLPO

Prepared by:

RON HOWERTON

Date: 08 NOV 99

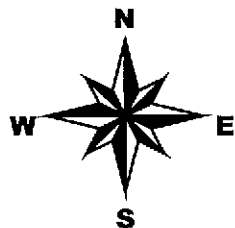
 **Place of use**

 **POD**

 **SECTION LINES**

1/4 1/4 Lines

Acres



1987 NAPP



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

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
TO A
WATER RIGHT

IDENT. NO.

valley
RECEIVED
MAY NO.
JAN 17 1974
Department of Water Administration

65-8469

Notice is hereby given that

Dellert & Inez G. Taylor

(Name of Claimant)

2010 Ervey St., Boise, Idaho 83705

(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) 7/1/1965
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Nontester Tributary
- (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 Irrigation 10/1/65 to 10/1/65
(Domestic, irrigation, stock, etc.) (Mo. Day) (Both Dates Inclusive) (Mo. Day)
- (4) Quantity of water claimed: 72 cfs Cubic Feet Per Second, or Acre Feet Per Annum, and/or Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 Sec. 26 Twp. 18 N Rge. 3 E, B.M.; additional points:
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc) Gravity
Give sizes and capacities; be as specific as possible.
- (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	
13N	3E	26																	20
																			27
																			26
																			25

Total No. of acres 39 36 25

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

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

(8) If you are claiming water as a member of an organization, list name of organization Lake Fork District
(9) Remarks Wastewater from Stakes ranch enters a ditch and is used along with irrigation district water 65-3174 shall not provide no more than 22 cfs/4 Right 65-3174 shall provide no more than 22 cfs/4

- (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

January 17, 1974
(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

County of Ada

Organization

Seal

On this 17 day of January, 1974

in the year 1974

before me, a notary public, personally appeared 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

My commission expires

8KN

8/2/77

8KN 4/6/78

KEYPUNCHED 8-3-77

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:06:48
05/27/99

PAGE: 15
QUICKLOOK INFORMATION

15
CLAIM NUMBER: A65-08469

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

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:06:48
05/27/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-08469

LAST: TAYLOR
ADDRESS: RT 1 BOX 36A
CITY: MC CALL
PHONE NUMBER: 208-634-5795

FIRST: DELBERT
STATE: ID ZIP: 83638

OWNER CODE: O

LAST: TAYLOR
ADDRESS: RT 1 BOX 36A
CITY: MC CALL
PHONE NUMBER: 208-634-5795

FIRST: INEZ C
STATE: ID ZIP: 83638

OWNER CODE: O

LAST: RYGG
ADDRESS: 1503 52ND ST
CITY: EVERETT
PHONE NUMBER: 206-252-1655

FIRST: ADOLPH
STATE: WA ZIP: 98203

OWNER CODE: O

LAST: COLPO
ADDRESS: PO BOX 1310
CITY: MCCALL
PHONE NUMBER: 208-258-6615

FIRST: SARAH
STATE: ID ZIP: 83638

OWNER CODE: C

LAST: COLPO
ADDRESS: PO BOX 1310
CITY: MCCALL
PHONE NUMBER: 208-258-6615

FIRST: CLINT
STATE: ID ZIP: 83638

OWNER CODE: C

LAST: RYGG
ADDRESS: 1503 52ND ST
CITY: EVERETT
PHONE NUMBER: 206-252-1655

FIRST: MAJORIE
STATE: WA ZIP: 98203

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO

PAGE: 2
GENERAL INFORMATION

2
CLAIM NUMBER: A65-08469

CLAIM REMARKS (CONT'D):

MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 06/13/1995 BY MM.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN - OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 5/26/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-08469 PRIORITY DATE: 07-01-1965 STAGE: D

B. WR RECORD: # 65-08469 PRIORITY DATE: 07-01-1965 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:

07-01-1965

REVIEWED BY Rch

DATE 5/26/99

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
A65-08469	18N 03E	26		SE	SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-08470 NONE

WR RECORDS IN SAME 40 ACRE TRACT
65-08470

SOURCE: WASTE WATER

TRIB: LAKE FORK 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
65-08469	18N 03E	26		SE	SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-08470

A65-08470 NONE

SOURCE: WASTE WATER

(ONE WORD)
WASTEWATER

TRIB: LAKE FORK 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: USED 1987 NAPP PHOTO & PRBA MAP "E"

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

TWP. 18N	RGE. 03E	SEC. 26	1/4	1/4 SE	1/4 SW	LOT	POD FLAG	COUNTY VALLEY	DIVERSION NAME	DIVERSION NBR
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---	---

SOURCE: WASTE WATER

TRIB: LAKE FORK CREEK

REVIEWED BY: Rch DATE: 5/26/99

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

WASTEWATER COLLECTED BY DITCH, GRAVITY FLOWS
 " CLARIFIED THAT 2 PIDS " ARE IN LEGAL PER NOE.
 {PID IS AT POINT WHERE DITCH COMES ON PROPERTY.}

A. ROOT WATER RIGHT NUMBERS: A65-08469

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
18N	03E	26	SE	SW		COLPO, SARAH	A65-08469 / 25.0	65-08469 / 25.0	40.0		
			SE	SW		COLPO, CLINT	A65-03174 / 36.0	65-03174 / 36.0			25

ADDITIONAL POU FOUND

TOTAL ACRES A65-08469 25.00 25.00 40.00

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
A65-08469	WASTE WATER	COLPO, SARAH	0.500	0.020		
A65-03174	LAKE FORK CREEK	COLPO, CLINT	0.600	0.016		

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: 65-03174

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()

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s:

AGENT

5/26/99

LF F# CR

8469

At 50

CAKE CO.-13

1ER
DIST

USE / SOURCE

USE / SOURCE

USE / SOURCE
1. <u>1960-1969</u>
2. <u>1970-1979</u>
3. <u>1980-1989</u>
4. <u>1990-1999</u>
5. <u>2000-2009</u>
6. <u>2010-2019</u>
7. <u>2020-2029</u>
8. <u>2030-2039</u>
9. <u>2040-2049</u>
10. <u>2050-2059</u>
11. <u>2060-2069</u>
12. <u>2070-2079</u>
13. <u>2080-2089</u>
14. <u>2090-2099</u>
15. <u>2100-2109</u>
16. <u>2110-2119</u>
17. <u>2120-2129</u>
18. <u>2130-2139</u>
19. <u>2140-2149</u>
20. <u>2150-2159</u>
21. <u>2160-2169</u>
22. <u>2170-2179</u>
23. <u>2180-2189</u>
24. <u>2190-2199</u>
25. <u>2200-2209</u>
26. <u>2210-2219</u>
27. <u>2220-2229</u>
28. <u>2230-2239</u>
29. <u>2240-2249</u>
30. <u>2250-2259</u>
31. <u>2260-2269</u>
32. <u>2270-2279</u>
33. <u>2280-2289</u>
34. <u>2290-2299</u>
35. <u>2300-2309</u>
36. <u>2310-2319</u>
37. <u>2320-2329</u>
38. <u>2330-2339</u>
39. <u>2340-2349</u>
40. <u>2350-2359</u>
41. <u>2360-2369</u>
42. <u>2370-2379</u>
43. <u>2380-2389</u>
44. <u>2390-2399</u>
45. <u>2400-2409</u>
46. <u>2410-2419</u>
47. <u>2420-2429</u>
48. <u>2430-2439</u>
49. <u>2440-2449</u>
50. <u>2450-2459</u>
51. <u>2460-2469</u>
52. <u>2470-2479</u>
53. <u>2480-2489</u>
54. <u>2490-2499</u>
55. <u>2500-2509</u>
56. <u>2510-2519</u>
57. <u>2520-2529</u>
58. <u>2530-2539</u>
59. <u>2540-2549</u>
60. <u>2550-2559</u>
61. <u>2560-2569</u>
62. <u>2570-2579</u>
63. <u>2580-2589</u>
64. <u>2590-2599</u>
65. <u>2600-2609</u>
66. <u>2610-2619</u>
67. <u>2620-2629</u>
68. <u>2630-2639</u>
69. <u>2640-2649</u>
70. <u>2650-2659</u>
71. <u>2660-2669</u>
72. <u>2670-2679</u>
73. <u>2680-2689</u>
74. <u>2690-2699</u>
75. <u>2700-2709</u>
76. <u>2710-2719</u>
77. <u>2720-2729</u>
78. <u>2730-2739</u>
79. <u>2740-2749</u>
80. <u>2750-2759</u>
81. <u>2760-2769</u>
82. <u>2770-2779</u>
83. <u>2780-2789</u>
84. <u>2790-2799</u>
85. <u>2800-2809</u>
86. <u>2810-2819</u>
87. <u>2820-2829</u>
88. <u>2830-2839</u>
89. <u>2840-2849</u>
90. <u>2850-2859</u>
91. <u>2860-2869</u>
92. <u>2870-2879</u>
93. <u>2880-2889</u>
94. <u>2890-2899</u>
95. <u>2900-2909</u>
96. <u>2910-2919</u>
97. <u>2920-2929</u>
98. <u>2930-2939</u>
99. <u>2940-2949</u>
100. <u>2950-2959</u>
101. <u>2960-2969</u>
102. <u>2970-2979</u>
103. <u>2980-2989</u>
104. <u>2990-2999</u>
105. <u>3000-3009</u>
106. <u>3010-3019</u>
107. <u>3020-3029</u>
108. <u>3030-3039</u>
109. <u>3040-3049</u>
110. <u>3050-3059</u>
111. <u>3060-3069</u>
112. <u>3070-3079</u>
113. <u>3080-3089</u>
114. <u>3090-3099</u>
115. <u>3100-3109</u>
116. <u>3110-3119</u>
117. <u>3120-3129</u>
118. <u>3130-3139</u>
119. <u>3140-3149</u>
120. <u>3150-3159</u>
121. <u>3160-3169</u>
122. <u>3170-3179</u>
123. <u>3180-3189</u>
124. <u>3190-3199</u>
125. <u>3200-3209</u>
126. <u>3210-3219</u>
127. <u>3220-3229</u>
128. <u>3230-3239</u>
129. <u>3240-3249</u>
130. <u>3250-3259</u>
131. <u>3260-3269</u>
132. <u>3270-3279</u>
133. <u>3280-3289</u>
134. <u>3290-3299</u>
135. <u>3300-3</u>

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. 1987; () ASCS PHOTO; (☒) OTHER _____

NOTES: USED MAP "E" TION, R3E PRBA MAP. 1994 TAX INFO &
1987 NAPP PHOTO'S.

RECOMMENDATIONS:

TOTAL ACRES: 25 N/A()

REVIEWED BY: REN

DATE: 5/26/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-08469 IRRIGATION	FROM 04-15 TO 10-15	0.500 CFS	
TOTAL DIVERSION RATE/VOLUME		0.500 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-08469 IRRIGATION	FROM 04-15 TO 10-15	0.500 CFS	
TOTAL DIVERSION RATE/VOLUME		0.500 CFS	

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: 9

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

CLAIM NUMBER: A65-08469

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.500 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 25 x 0.02 CFS/ACRE = .5 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 = AF/A

ACRES 25 x DIVERSION VOL. AF/A FOR AREA 25 =

TOTAL DIVERSION VOLUME 25 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 50.0 AF/A

ACRES 25 x CONSUMPTIVE VOL. AF/A FOR AREA 25 =

TOTAL CONSUMPTIVE USE 25 AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

when combined with 65-03174 shall not exceed 0.02/acre

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	04-15	10-15	0.500				~~90.0~~	
TOTAL FOR THIS RIGHT			0.500				~~50.0~~	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: Rch DATE: 5/26/99

FLAG: _____

STANDARD CONDITIONS (CODE):

W13

STANDARD REMARKS (CODE):

OK
~~Pour Limit to 36 Acres with 3174~~
QNT - Limit to 0.72 cfs with 3174

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: 65-08469

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.500	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-08469	0.500	-		65-08469	0.500
TOTAL CFS		0.500				0.500

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()

NO-SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

Ron Howerton
Sr Water Agent

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

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

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>OVERLAP REVIEW</u>	DATE <u>5/26/99</u>	<u>1</u>	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:07:08
05/27/99
16

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-08469

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SARAH COLPO	07/01/1965	IRRIGATION	04-15 10-15	0.50 CFS	
C	CLINT COLPO					
					TOTAL DIVERSION:	0.50 CFS
					CONSUMPTIVE USE:	50.00 AFA

Water Source: WASTE WATER

Tributary to: LAKE FORK CREEK

Stage: DECREED

Point(s) of Diversion:

T18N R03E S26

SESW

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	26	:																	:	25.0
																			TOTAL ACRES	25.0	

POU County: VALLEY

Other Rights: 65-03174

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.
OWNERSHIP CHANGED 06/13/1995 BY MM.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65K

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 19, 1989

Mr. Adolph Rygg
1503 52nd Street
Everett, WA 98203

RE: Snake River Basin Adjudication
A65-08469, A65-03174

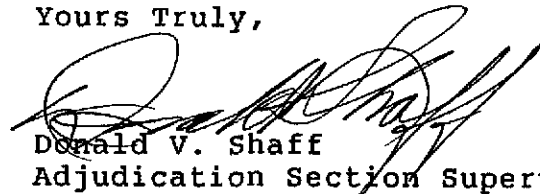
Dear Mr. Rygg:

As you requested the change in ownership for the above referenced water right claims has been recorded in the Department's records. This change is reflected on the enclosed, typed claims. You do not have to sign and return these forms. The claims are for your records.

Water right #A65-08470 was not changed because the place of use of the water from the spring does not match the tract described in the deed you provided. A copy of what we call a Proof Report is enclosed. The spring is apparently on your land, but the water is diverted away under this water right to the Taylor's land.

If I can be of further assistance please feel free to contact me.

Yours Truly,



Donald V. Shaff
Adjudication Section Supervisor

DVS:db

Enclosure

#A65-08469

#A65-03174

Proof Report A65-08470



Department of Water Resources
Washington, D.C.

MICROFILMED

SEP 23 1992

From: DWR03::SHAFF 3-JAN-1989 12:58
To: DWR80::SHURTE, SHAFF
Subj: PAYETTE CLAIMS

Hi Jan,

Would you have someone look for these claims and tell me if they have been filed?

A65-08469
A65-08470
A65-03174

The data base says Taylor. I know Erickson bought pre-SRBA. I now have a new owner who wants the claims in his name.

Could I found out before 5 p.m. today? Thanx

*Sent mail message to Don J. on
1/4/88 stating claims were filed in
Payette's name.*

MICROFILMED

SEP 23 1992

RECEIVED

OCT 24 1988

Department of Water Resources
1503 52nd Street
Everett, Washington 98203
October 19, 1988

Mr. Don Shaff
Idaho Department of Water Resources
State House
Boise, Idaho 83720

Dear Mr. Shaff:

May 3, 1988, we purchased 40 acres from the Ericksons in Valley County just outside McCall. Enclosed is a copy of the Warranty Deed providing proof of purchase.

Mr. Erickson assured us he had water rights that could be transferred to us. The state of Idaho Department of Water Resources sent us three proof reports, numbers 65-8469, 65-3174 and 65-08470.

We respectfully request that these water rights be transferred to us and we be billed for any costs incurred with the transfer, and any assessments.

Thank you for your assistance.

Sincerely yours,



Adolph Rygg
1503 52nd Street
Everett, Washington 98203

206/252-1655

AR/m
Enclosure

Del.

MICROFILMED

SEP 23 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: WASTE WATER				TRIBUTARY TO: LAKE FORK CREEK				
65-9748	NOKES, HERALD S. NOKES, DONNA RT. 1 BOX 107 MC CALL ID 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-9734, 65-9735, 65-9736, 65-9737, 65-9738 & 65-9747 SHALL PROVIDE NO MORE THAN .03 CFS NOR 1.4 AFA.	01-01-1954	STOCKWATER	01-01 12-31	1.40 AFA .03 CFS	NWSW S13 T18N R03E	SWNW S13 T18N R03E	BENEFICIAL USE
<i>Row</i> 65-4989	SHAW, LEO S. SHAW, BERTHA E. RT. 1 BOX 105 MC CALL ID 83638	06-01-1955	IRRIGATION	04-15 10-15	--- AFA .16 CFS	SWNW S24 T18N R03E	SWNW(8) S24 T18N R03E * 8 ACRES*	BENEFICIAL USE
<i>di</i> 65-8609	HEIKKILA, VERNON RT. 1 MC CALL ID 83638 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-11282 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	04-15-1962	IRRIGATION	04-15 10-15	--- AFA .36 CFS	NWNE S26 T18N R03E	SWSE(16) S26 T18N R03E NWNE(02) S35 T18N R03E * 18 ACRES*	BENEFICIAL USE
<i>Col PO</i> <i>Kick</i> ~~65-8469~~	ERICKSON, DENNIS P. O. BOX 22 LAKE FORK ID 83635 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3174 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	07-01-1965	IRRIGATION	04-15 10-15	--- AFA .50 CFS	SESW S26 T18N R03E	SESW(25) S26 T18N R03E * 25 ACRES*	BENEFICIAL USE
<i>Sw</i> 65-8931	SMITH, RAYMOND PATRICK 23034 VANOWEN CANOGA PARK CA 91307 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-8932 & 65-2308 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	05-10-1967	IRRIGATION	04-15 10-15	--- AFA .80 CFS	NWSE S02 T17N R03E	NWSE(30) SWSE(10) S02 T17N R03E * 40 ACRES*	BENEFICIAL USE
			STOCKWATER	01-01 12-31	.40 AFA .02 CFS *---*AFA *.82*CFS		SAME AS OTHER USE	

RECEIVED

FILE

FEB 12 1987

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO

APR 07 1986

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

Department of Water Resources

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

) Civil No. 3667
)
) ORDER AND PARTIAL DECREE
) PURSUANT TO I.R.C.P. 54(b)
)
)

Helmuth Kolzig

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

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

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED

FEB 24 1987

COMPARED _____
INDEXED - DIRECT _____
INDEXED - INDIRECT _____

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

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

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

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

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

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

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

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

STATE OF IDAHO) ss. DATED this 28th day of March, 1986.
County of Gem)

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

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


JIM R. DOOLITTLE
District Judge

By: loci ORDERED AND PARTIAL DECREE, Page 3



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