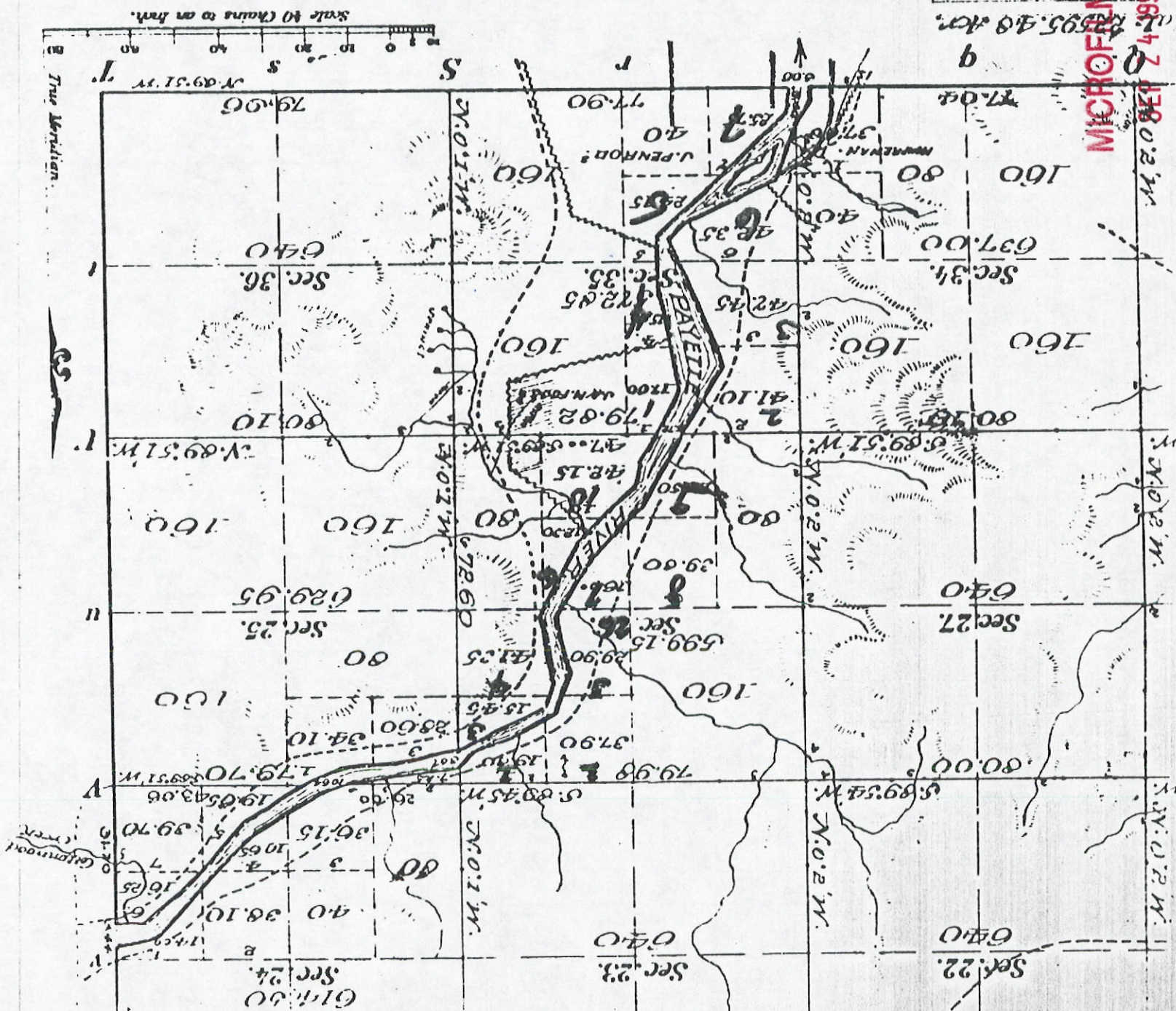


NeuroReclamation
MED
1970 F.

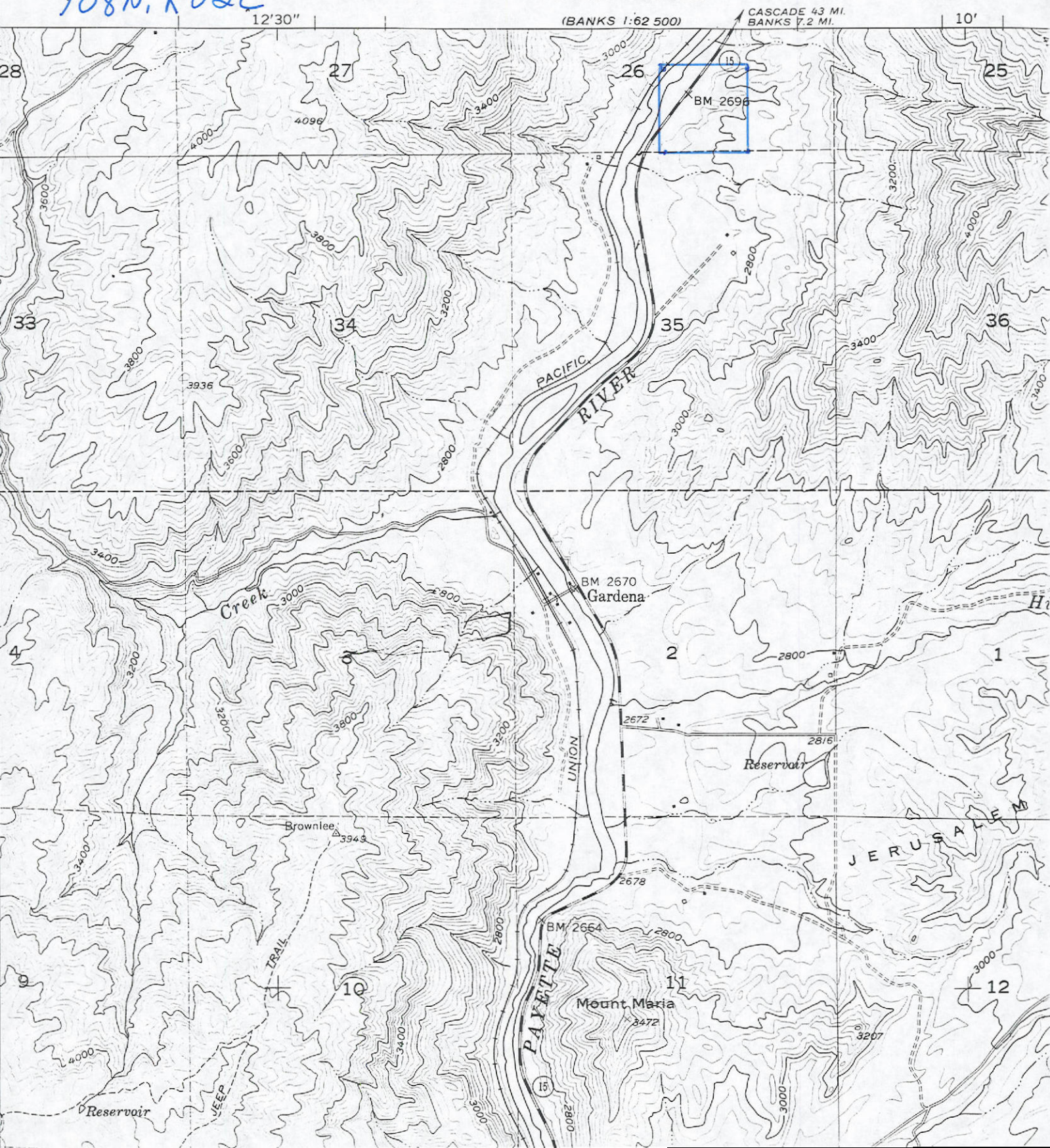


AG5-09614

W9

UNITED STATES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE

T08N, R02E



**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 WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

SOLITE & SUSAN CALLENDER
P.O. Box 221, Cascade, ID, 83611

WATER RIGHT

65-9436

Boise Co.

Notice is hereby given that

(Name of Claimant)

RALPH DE KATZ R.I.

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) 4/1/1971
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Spring 2
trib to 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 <u>Domestic</u>	Period of Use From <u>11/1/71</u> To <u>11/1/71</u>
(Domestic, irrigation, stock, etc.)	(Mo., Day) (Both Dates Inclusive)
Use <u>Domestic</u>	Period of Use From <u>11/1/71</u> To <u>11/1/71</u>
(Domestic, irrigation, stock, etc.)	(Mo., Day) (Both Dates Inclusive)
Use <u>Domestic</u>	Period of Use From <u>11/1/71</u> To <u>11/1/71</u>
(Domestic, irrigation, stock, etc.)	(Mo., Day) (Both Dates Inclusive)
- (4) Quantity of water claimed: 23 Cubic Feet Per Second, or 14.0 Acre Feet Per Annum, and/or 14.0 Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SE 1/4, Sec. 23, Twp. 23N, Rge. 23E, B.M.; additional points:

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.

Pipeline to stocktank per telcon DET 7-25-78

- (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	

Total No. of acres

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

(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of

County of

ss.

Organization Seal

On this 6/27/77 day of June, in the year 1977, before me,

a notary public, personally appeared pp 8-23-78
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 pp 6-30-78) executed the same.

Notary Public residing at

My commission expires

10/27/78

DOF 6/19/77 DET 7-25-78

July 21, 1978

Mr. Ralph De Klotz
Route 1
Horseshoe Bend, ID 83629

Re: Claim No. 65-9416

Dear Mr. De Klotz:

During our review of the above referenced Claim to a Water Right, (copy enclosed), we have noticed that you indicate no diversion works for the stock-water use. Current interpretation of water law holds that stock drinking from an undiverted stream do not develop a water right.

You or your predecessors may have diverted the water indicated on your claim by installing a headgate and ditch system, constructing ponds, or developing a spring. If so, please notify this office by August 10, 1978. If we have received no reply by this date we will assume that no diversion exists, and your claim will be recommended to the court as invalid.

If you have any questions about this matter, feel free to call or stop by our office.

Sincerely,

DAVID R. TUTHILL, JR.
Payette Adjudication Supervisor

DRT:ae

*Responded w/ telephone call to say that diversion
works is pipeline to stocktank DRT 7-25-78*

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: A65-09416
Date Received: 5/25/1989
Receipt No: W003004
Received By: DE MTH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE DOBSON 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629
OR
Name: CLAYNE COOPER 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

2. Date of Priority: APR 01, 1921

3. Source: SPRINGS Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	02E	26	SW	SE		10	BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		14.00

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) 14.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	02E	26	SE	SW	10	STOCK	
			SW	SE	10	STOCK	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

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 pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

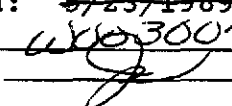
Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE 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: A65-09416
Date Received: 5/23/1989 5/25/89
Receipt No: 4103007
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE DOBSON 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

OR
Name: CLAYNE COOPER 208-853-2255
Address: P.O. BOX 366
HORSESHOE BEND, ID 83629

2. Date of Priority: APR 01, 1921

3. Source: SPRINGS Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	02E	26	SW	SE			BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		14.00

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) 14.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	02E	26	SE SW	SW SE	STOCK STOCK	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

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 pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): [Signature] Date: 5-25-89

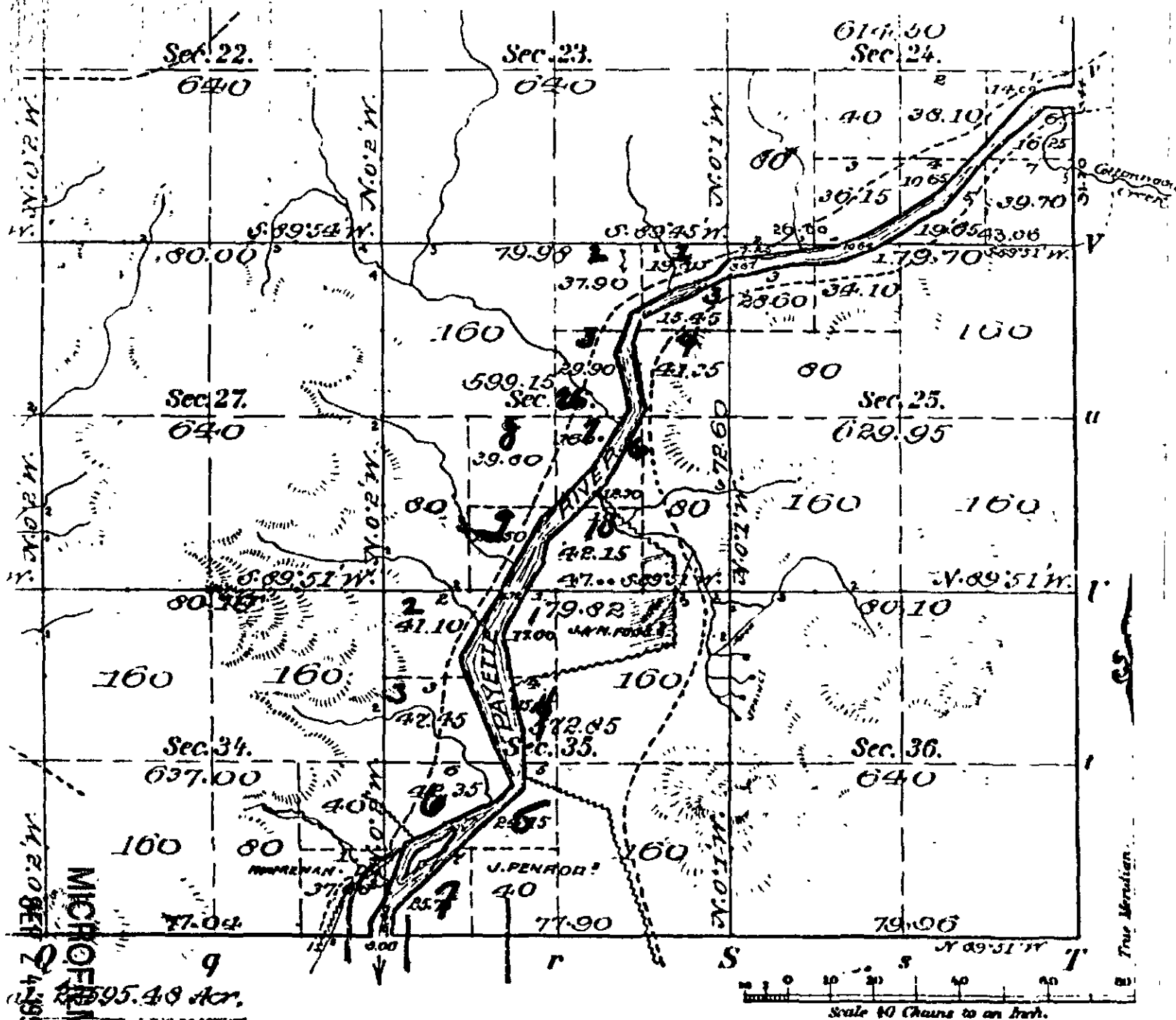
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of May 19 89 [Signature]
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94



The above Map of Township 1.0 8 North, Range 1.0 2 East, Boise Meridian, Idaho, is strictly conformable to notes of the survey thereof on file in this Office, which have been examined and

19° 10' E.

08/30/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-9416

NAME AND ADDRESS: CLAYNE COOPER
STEVE DOBSON
PO BOX 366
HORSESHOE BEND, ID 83629

SOURCE: SPRINGS TRIBUTARY: Payette River

QUANTITY: 0.23 CFS
14 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1921

POINT OF DIVERSION: T08N R02E S26 LOT 10 SWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.23 CFS 14.0 AFY

PLACE OF USE:

<u>STOCKWATER Within BOISE County</u>			
T08N R02E S26	LOT	SESW	T08N R02E S26
	10		LOT
			10
			SWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

**THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT
IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.**

**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 AS
MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN
TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE.
SECTION 42-1412(6), IDAHO CODE.**

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

**RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF
DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
RP 08N02E267250 A RP 08N02E350050 A**

03/07/2001

**NOTICE OF ERROR
REPLY**

RECEIVED

APR 03 2001

**WATER RESOURCES
WESTERN REGION**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-9416

STEVE DOBSON

PO BOX 366

HORSESHOE BEND ID 83629

Telephone Number: (208)853-2255

CLAYNE COOPER

PO BOX 366

HORSESHOE BEND ID 83629

Telephone Number: (208)853-2255

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

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

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

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

DATE: 4-3-01 SIGNATURE: Stephen F. Dobson

Please print your name: Stephen F. Dobson

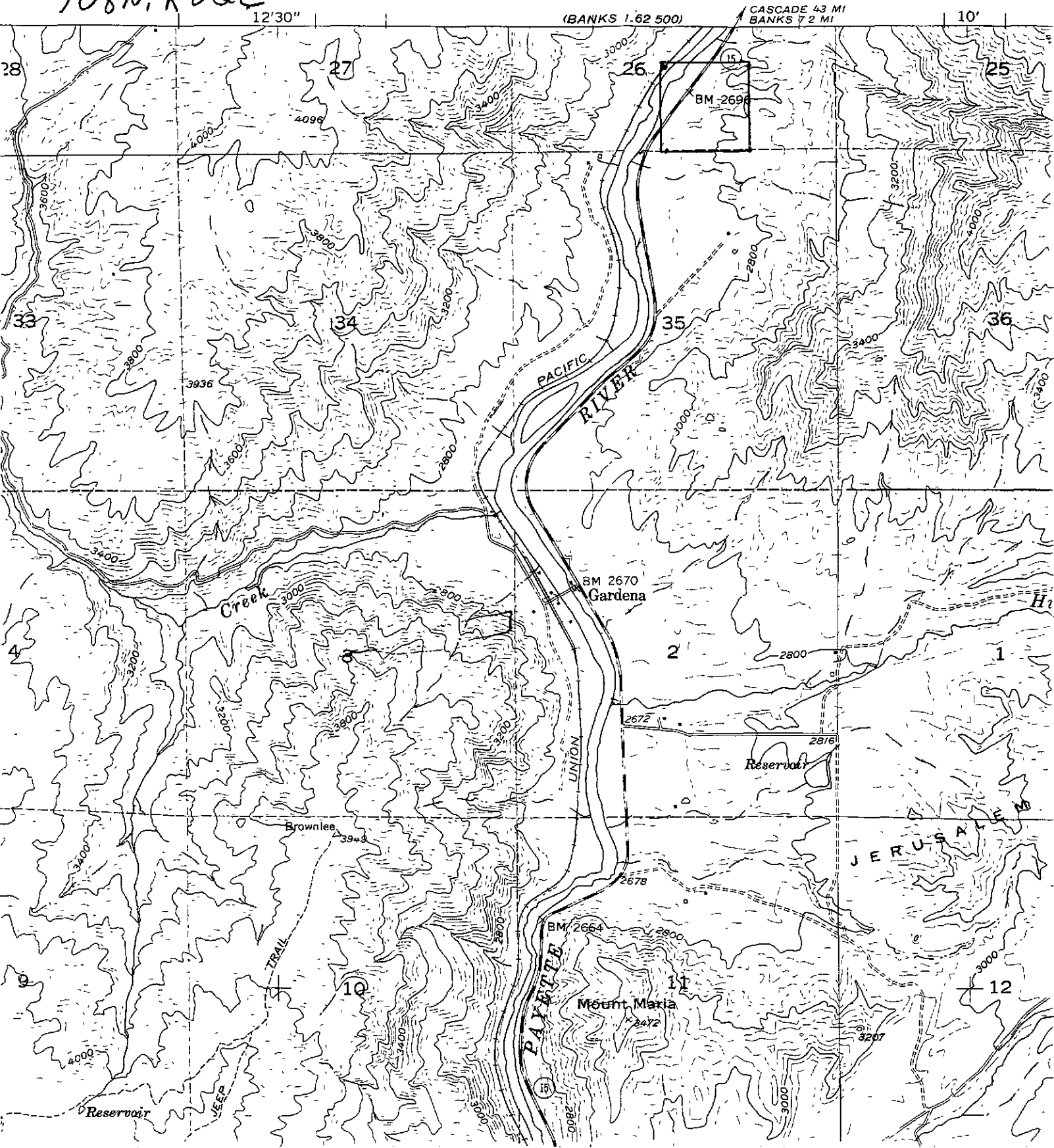
IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

AQ5-09014

W9

UNITED STATES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE

T08N, R02E



A65-09674 9416

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 487

INDICATES TOTAL

SOURCE: SPRINGS

TRIBUTARY TO: PAYETTE RIVER

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
65-0104	HADLEY, ALVIN & HADLEY, STILLA MONTGOMERY STAR ROUTE, EMMETT, IDAHO 83617	4/ 1/1906	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S22 T 7N R 1E	SESE S22 T 7N R 1E	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	2.70 AFA .05 CFS *3.90*AFA *.05*CFS		SAME AS OTHER USE	
65-1963	KAR, ROGER 113-20 NORTH ALMANSOR STREET, ALHAMBRA, CALIFORNIA 91801	4/ 1/1911	DOMESTIC	1/ 1 12/31	.60 AFA .02 CFS	SESE S22 T 7N R 1W	SESE S22 T 7N R 1W	BENEFICIAL USE
65-3365	STEINER, RICHARD & STEINER, MILDRED L. BOX 156, LETHA, IDAHO 83636	4/ 1/1920	FISH PROP STORAGE	1/ 1 12/31	1.30 AFA --- CFS	SWSW S36 T 7N R 3W	SWSW S36 T 7N R 3W	BENEFICIAL USE
65-9416	CALLINDER, SULLIE & CALLENDER, SUSAN P. O. BOX 221, CASCADE, IDAHO 83611	4/ 1/1921	STOCKWATER	1/ 1 12/31	14.00 AFA .23 CFS	SESE S26 T 8N R 2E	SESW SWSE SESE S26 T 8N R 2E NNNE NENW S35 T 8N R 2E	BENEFICIAL USE
65-3358	CHRISTENSEN, ARLET C. & CHRISTENSEN, VELMA 7701 USICK ROAD, BOISE, IDAHO 83704	4/ 1/1925	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NESW S10 TION R 2E	SAME AS OTHER USE	BENEFICIAL USE
			IRRIGATION	4/ 1 11/ 1	--- AFA .06 CFS *---*AFA *.07*CFS		NESW S1 S10 TION R 2E *3*	
65-2366	SHOEMAKER, DONALD E. & SHOEMAKER, CORTHA L. HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3402 & 65-2614 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCES FOR THIS RIGHT ARE SPRINGS & LONE PINE CREEK. TWO POINTS OF RE-DIVERSION IN SWNW, S.32, T.7N, R.2E.	3/15/1930	IRRIGATION	4/ 1 11/ 1	--- AFA .78 CFS	NESE S31 T 7N R 2E SWNW S32 T 7N R 2E	LGT 8(1) S31 T 7N R 2E LGT 3(21) LGT 4(12) S32 T 7N R 2E *34*	LICENSE
65-5644	DONLEY, DOUGLAS & DONLEY, CHESTER GARDEN VALLEY, IDAHO 83622	4/ 1/1935	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	LGT 4 S10 T 8N R 5E	LGT4 S10 T 8N R 5E	BENEFICIAL USE
65-10619	HAWKINS, C. W. & HAWKINS, BERTHA M. ROUTE 1, BOX 56, HORSESHOE BEND, IDAHO 83629	7/ 1/1942	STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS	NNNW S25 T 7N R 2E	NNNW S25 T 7N R 2E	BENEFICIAL USE
65-10688	WATSON, LORNE W. & WATSON, OLUBA A. ROUTE 1, BOX 101, HORSESHOE BEND, IDAHO 83629	7/ 1/1946	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NNNW S35 T 7N R 2E NESE S34 T 7N R 2E	NNNW S35 T 7N R 2E NENE S34 T 7N R 2E	BENEFICIAL USE

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVE DOBSON	04/01/1921	STOCKWATER	01-01 12-31	0.23 CFS	14.00 AFA
C	CLAYNE COOPER PO BOX 366 HORSESHOE BEND ID 83629 (208) 853-2255			TOTAL DIVERSION:	0.23 CFS	14.00 AFA

Water Source: SPRINGS

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: TO8N R02E S26 Lot10(SWSE)

BOISE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08N	02E	26	:													:
			:													:

POU County: BOISE

Other Rights: NONE

Conditions of Approval:

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

Remarks: EXP RP 08N02E267250 A
RP 08N02E350050 A
~~STOCKWATER~~

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 02/05/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

65-12204 overlaps - different
source.

Audit: 03/10/97 CORR3 02/05/98 AJU5-JSH

3 - POU's deleted - OK.

POD moved from SESE to SWSE? OK accomplished
transfer or correction in legal error in decree

WR5809NP
No. 65-09416

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/09/98
PAGE: 22

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SOLLIE CALLENDER	04/01/1921	STOCKWATER	01/01 12/31	0.230 CFS	14.00 AFA
C	SUSAN CALLENDER					
	P. O. BOX 221					
	CASCADE ID 83611					
				TOTAL DIVERSION:	0.230 CFS	14.00 AFA

Water Source: SPRINGS

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T08N R02E S26

SESE

BOISE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08N	02E	26	:																	:
08N	02E	35	:			S				S								S	S	:

Pou County: BOISE

Dates:	App. Received:	Priority Date:	04/01/1921
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

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

OLD (C) NUMBER -

STATE- ID ZIP- 83611

+ - - DIVERSION MEANS - *headworks*

+ - - NON-IRRIGATION USE - *stockwater*

WATER RIGHT NUMBER - A65-09416

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - OTHER RIGHTS FOR SAME USE - *None*+ - - - - - REMARKS - - - - -
NO REMARKS FOUND.+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.+ - - - - DECREE PLAINTIFF - - - +
STATE OF IDAHO
+ - - - - DECREE DEFENDANT - - - +
A & C CORP., ET AL.
+ - DECREE DATE - +
01/21/1986

+ - - AUDIT FIELDS - 05/25/89 SHURTE 06/14/89 LINDGREN

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 05/25/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W003004	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

RP 08NO2E267250 A
X 08NO2E350050 ADATA ENTRY *[Signature]*
ENTERED *[Signature]*
CHECKED *[Signature]*

"Verified By"
Topo Map/Ortho-PG
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
JUL 12 1992CERTIFIED
DEC 27 1992
WATER EXAMINER

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 WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO: A

Boise Co.

SOLLIE & SUSAN CALLENDER
P.O. Box 221, Cascade, ID, 83611

65-9476

Notice is hereby given that

(Name of Claimant)

RALPH DE KATZ, JR.

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)

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean)

(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 (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)

Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)

Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)

(4) Quantity of water claimed: 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 Sec. Twp. Rge. R.M.; additional points:

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.

(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	

Total No. of acres

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.

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

(9) Remarks

(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

(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of

County of

Organization Seal

On this day of , in the year , 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

10/27/78

DOF 6/19/77 Det 7-25-78

July 21, 1978

Mr. Ralph DeKlotz
Route 1
Horseshoe Bend, ID 83629

Re: Claim No. 65-0476

Dear Mr. DeKlotz:

During our review of the above referenced claim to a water right, (copy enclosed), we have noticed that you indicate no diversion works for the stock water use. Current interpretation of water law holds that stock drinking from an undiverted stream do not develop a water right.

You or your predecessors may have diverted the water indicated on your claim by installing a headgate and ditch system, constructing ponds, or developing a spring. If so, please notify this office by August 10, 1978. If we have received no reply by this date we will assume that no diversion exists, and your claim will be recommended to the court as invalid.

If you have any questions about this matter, feel free to call or stop by our office.

Sincerely,

DAVID R. TUMILL, JR.
Payable Adjudication Supervisor

DRT:ae

*Responded w/ telephone call to say that diversion
works in pipeline to stock tank. DRT, 7-25-78*