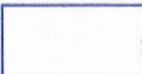


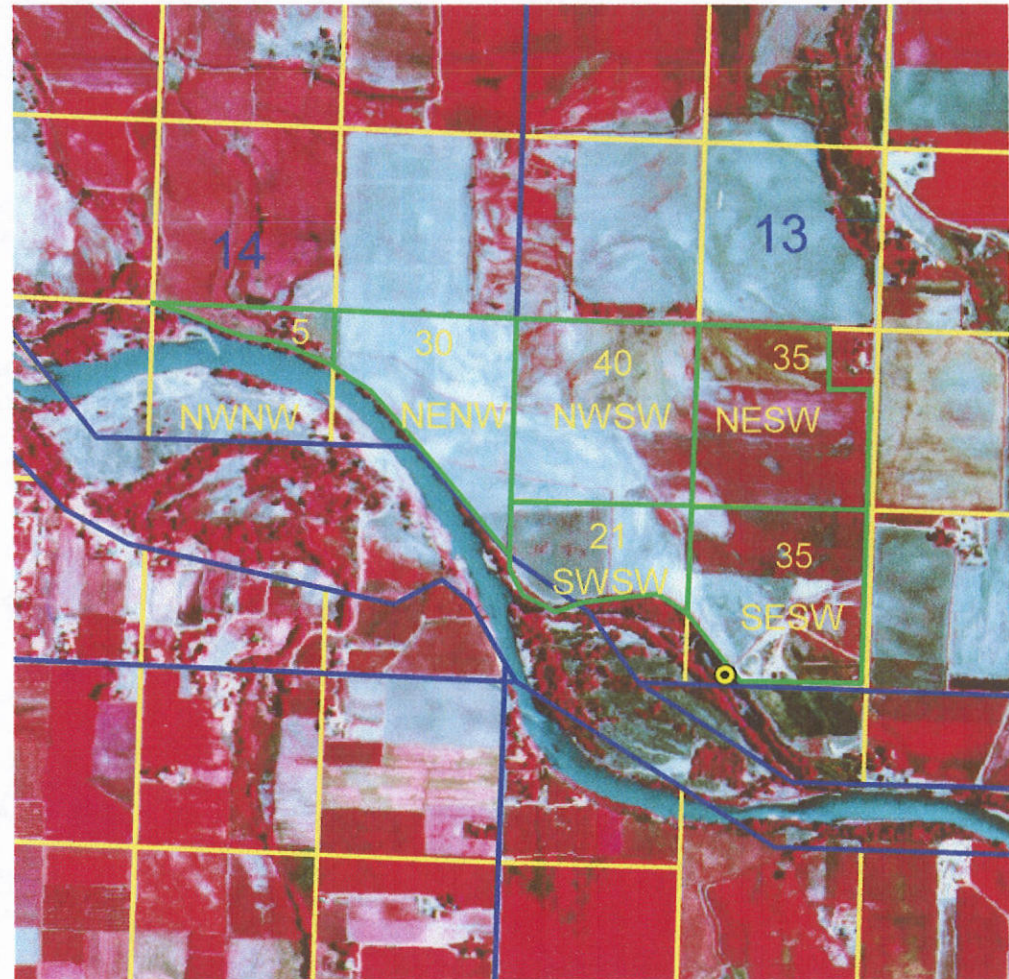
Idaho Department of Water Resources

Claim Number: 65-10505

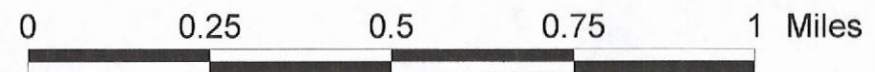
Legal: T08N, R05W, S13 & 14

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



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: A65-10505
Date Received: 1/20/1993
Receipt No: X999999
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BLAINE MAY
Address: 8029 DUTCH LN
PAYETTE ID

83661

2. Date of Priority: MAY 1, 1938

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	13	SE	SW			PAYETTE

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.
IRRIGATION	03/15	11/15	3.670		

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

A.F.A.

8. Total consumptive use is 581.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	13	NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW	1	IRR	21.0
			SE	SW		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	131.0
		14	NE	SE	1	IRR 30.0
			NW	SE	2	IRR 5.0
					Section Acres	35.0
					Total Acres	166.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

A DIVERSION RATE OF .022 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

15. Basis of Claim: BENEFICIAL USE

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: _____

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NO. 65-10505
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Blaine May stipulate as follows:

1. That water right claim No. 65-10505, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

2. That Blaine May withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 27th day of Feb, 1993.



BLAINE MAY

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

POOR ORIGINAL

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-10505	BLAINE MAY 8029 DUTCH LN PAYETTE ID 83661	05/01/1938	IRRIGATION	03-15 11-15	3.67	CFS BENEFICIAL USE
					TOTAL QUANTITY:	3.67 CFS
					CONSUMPTIVE USE:	581.0 AFY
POINT OF DIVERSION:						
T08N R05W S13 SESW						
PLACE OF USE: IRRIGATION						
T08N R05W S13 NESW 35.0 NWSW 40.0 Lot 1 (SWSW)21.0 SESW 35.0						
S14 Lot 1 (NESE)30.0 Lot 2 (NWSE) 5.0						
166.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE IS						
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED						
ABOVE.						

MICROFILMED
OCT 21 1996

RECEIVED

JAN 20 1993

Department of Water Resources

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: A65-10505

Date Received: / /

Receipt No: 1999999

Received By: 1-20-93

*Rec'd from
So 1-25-93*

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

1. Name: BLAINE MAY
Address: 8029 DUTCH LN
PAYETTE ID

83661

2. Date of Priority: MAY 1, 1938

3. Source: PAYETTE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	13	SE	SW			PAYETTE

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.
IRRIGATION	03/15	11/15	3.670		

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

8. Total consumptive use is 581.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	13	NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW	1	IRR	21.0
			SE	SW		IRR	35.0

MICROFILMED

AUG 04 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	131.0
		14	NE	SE	1	IRR 30.0
			NW	SE	2	IRR 5.0
					Section Acres	35.0
					Total Acres	166.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

A DIVERSION RATE OF .022 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have ^{not} 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): *James May* Date: 1-18-93

Date: _____

MICROFILMED

AUG 04 1994

State of Idaho)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of Jan 19 93

Charles R. Kelly
Notary Public

Seal

Residing at Payette Co.
My Commission Expires 11/1/95

MICROFILMED

AUG 04 1994

RECEIVED

APR 16 1990

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

THE
Department of Water Resources
Western Regional Office

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. No. A65-10505

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

Please type or print clearly:

Name of Claimant(s) BLAINE F. OR CARLA J. MAY

Mailing Address 8029 DUTCH LANE
(include Zip Code) PAYETTE ID 83661

Phone Number (208) 642 - 3885

MICROFILMED

AUG 04 1994

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

RECEIVED

APR 16 1990

Ident. Number: A65-10505
Date Received: 3/19/1990
Receipt No: _____
Received By: _____

Department of Water Resources
Western Regional Office

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

1. Name: IRENE M. HENDRICKS
Address: STAR ROUTE, BOX 77C
PAYETTE, ID

83661

Name: A. J. HENDRICKS
Address: STAR ROUTE, BOX 77C
PAYETTE, ID

83661

2. Date of Priority: MAY 01, 1938

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	13	SE	SW			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.320		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-10505

Page 1

Date: 04/12/90

MICROFILMED
AUG 04 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	13	NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW	1	IRR	21.0
			SE	SW		IRR	35.0
						Section Acres	131.0
		14	NE	SE	1	IRR	30.0
			NW	SE	2	IRR	5.0
						Section Acres	35.0
						Total Acres	166.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): Blaire J May Date: 4/12/90
or Carla J May Date: 4/13/90

State of Idaho)
County of Payette) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of April 1990
Phyllis A. P. Lee
Notary Public

Seal

Residing at Payette, ID
My Commission Expires 4-1-92



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

11/27/2000

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

RIGHT NUMBER: 65-10505

NAME AND ADDRESS: BLAINE MAY
8029 DUTCH LN
PAYETTE, ID 83661

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 3.67 CFS

A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD
HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF
USE DESCRIBED ABOVE.

PRIORITY DATE: 05/01/1938

POINT OF DIVERSION: T08N R05W S13 SESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	3.67 CFS

PLACE OF USE:

IRRIGATION Within PAYETTE County

T08N R05W S13	NESW	35	T08N R05W S13	NWSW	40
T08N R05W S13	LOT 1 SWSW	21	T08N R05W S13	SESW	35
T08N R05W S14	LOT 1 NENW	30	T08N R05W S14	LOT 2 NWNW	5

166 ACRES TOTAL

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

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 - Beneficial Use

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER		TRIBUTARY: SNAKE RIVER				
65-10505	BLAINE MAY 8029 DUTCH LN PAYETTE ID 83661	05/01/1938	IRRIGATION	03-15 11-15	3.67 CFS	BENEFICIAL USE
					TOTAL QUANTITY: 3.67 CFS	
					CONSUMPTIVE USE: 581.0 AFY	
POINT OF DIVERSION:						
T08N R05W S13 SESW						
PLACE OF USE: IRRIGATION						
T08N R05W S13 NESW 35.0 NWSW 40.0 Lot 1 (SWSW) 21.0 SESW 35.0						
S14 Lot 1 (NWSW) 30.0 Lot 2 (NWSW) 5.0						
166.0 ACRES TOTAL NWSW NWSW						
REMARKS:	A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.					

QNT REMARK
E 28

C 18

WR5809NP
No. 65-10505

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/04/00
PAGE: 48

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A. J. HENDRICKS	05/01/1938	IRRIGATION	03/15 11/15	3.320 CFS	
C	IRENE M. HENDRICKS STAR ROUTE, BOX 77C PAYETTE ID 83661				3.320 CFS	
TOTAL DIVERSION:						

3.67 PER STIP.

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE ✓

Point(s) of Diversion: T08N R05W S13 ✓ SESW ✓

PAYETTE 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	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
08N	05W	13	:										:	35	40	01-21	35	:							131.0
08N	05W	14	:					30	5				:					:	01-30	02-05					35.0
								Lt 1	Lt 2																166.0
																								TOTAL ACRES	

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
65-09448 65-13473

Dates: App. Received: Priority Date: 05/01/1938
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

ERROR IN PRBA STIP.

DE HAD LOT #'S
OK BUT NOT
CORRECT TRACTS

" SEE PRBA BLUELINE
MAP "D"

T08N R5W
S13 & S14

THIS IS NOT
AN ACCOMPLISHED
TRANSFER - DE ON

STIP. ERRORS

ADD QNT Rmk E28
AS SHOWN ON STIPULATION
Rmks

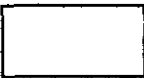
C13

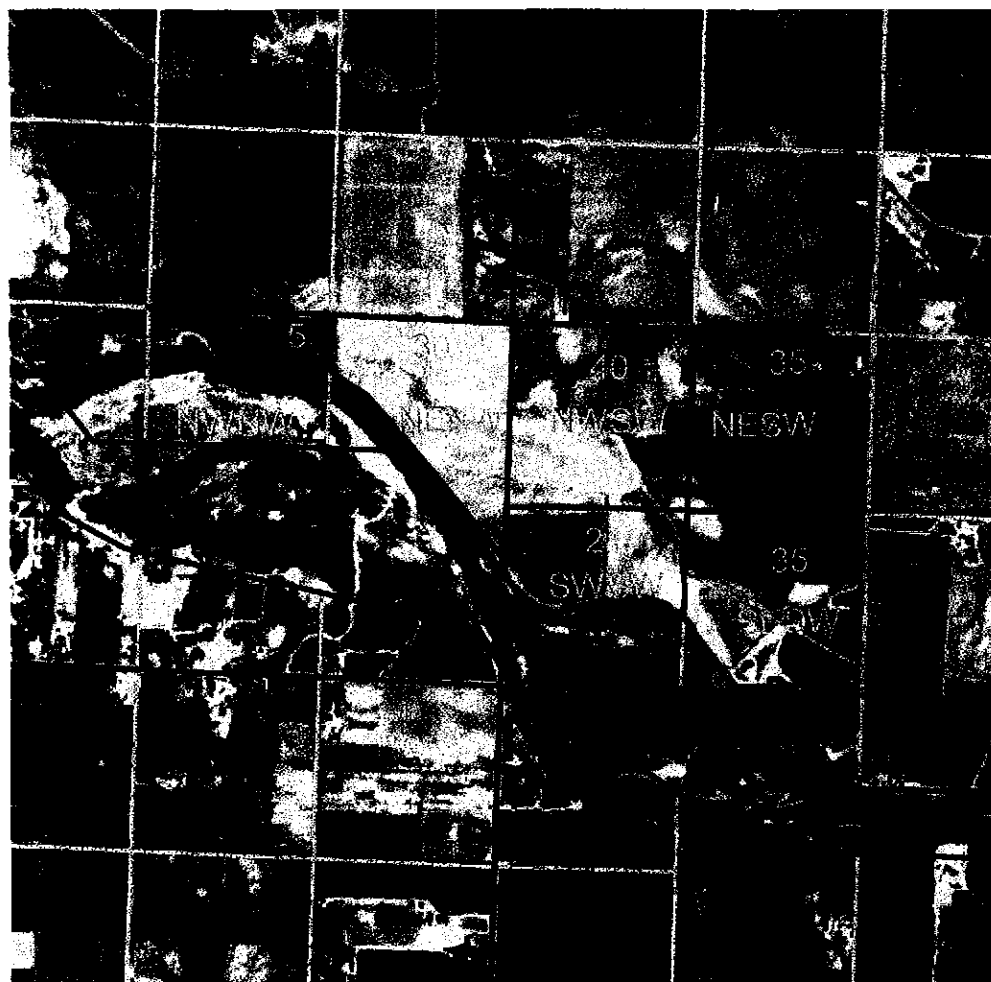
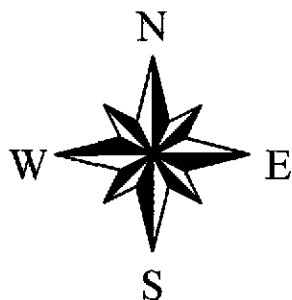
Idaho Department of Water Resources

Claim Number: 65-10505

Legal: T08N, R05W, S13 & 14

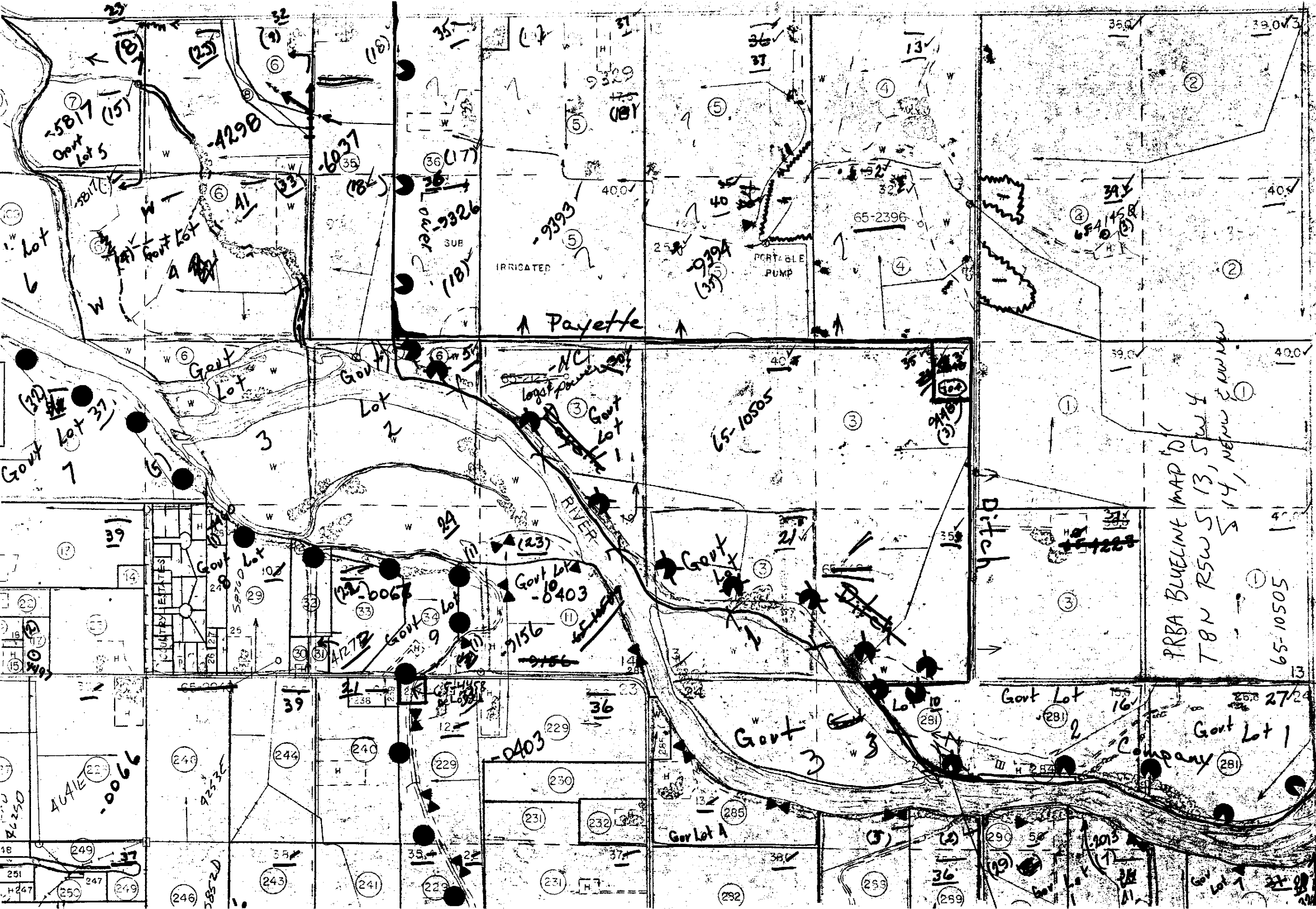
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo





- 187 Stron
- 188 Hoyt,
- 189 Equit
- 190 Ahlstr
- 191 Grant
- 192 Fische
- 193 Hasle
- 194 Johns
- 195 Reins
- 196 Limba
- 197 Limba
- 198 Latti
- 199 Frate
- 200 Carne
- 201 Seone
- 202 Duell
- 203 Bray
- 204 Wayne
- 205 Spra
- 206 Bray
- 207 Park
- 208 Duell
- 209 Josl
- 210 Hook
- 211 Gort
- 212 Merr
- 213 May,
- 214 Oppe
- 215 Grie
- 216 Grie
- 217 Char
- 218 Oste
- 219 Prax
- 220 Tanr
- 221 McL
- 222 Burr
- 223 Hopf
- 224 GRI
- 225 Sna
- 226 Fis
- 227 Cha
- 228 Cha
- 229 Mes
- 230 Mes
- 231 Gra
- 232 Cra
- 233 Cra
- 234 Gov
- 235 Mes
- 236 Cas
- 237 Dec
- 238 Har
- 239 Dev
- 240 Ri
- 241 Ri
- 242 Hai
- 243 Gr
- 244 Ho
- 245 Al
- 246 AP
- 247
- 248
- 249

A. ROOT WATER RIGHT NUMBERS: R65-10505
A65-10505

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	05W	13	NE	SW		MAY, BLAINE	A65-10505 / 35.0	65-10505 / 35.0	35.0		35.0
			NE	SW		FERRELL, ROBERT K	A65-09448 / 3.0	65-09448 / 3.0			
			NE	SW		FERRELL, ROBERT F	A65-11194 /	65-11194 /			
			NE	SW		MAY, BLAINE	R65-10505 / 35.0	- /			
			NE	SW		FERRELL, ROBERT F	65-11194 /	- /			
08N	05W	13	NW	SW		MAY, BLAINE	A65-10505 / 40.0	65-10505 / 40.0	37.0		
			NW	SW		MAY, BLAINE	R65-10505 / 40.0	- /			
08N	05W	13	SW	SW	1	MAY, BLAINE	A65-10505 / 21.0	65-10505 / 21.0	22.0		
			SW	SW	1	MAY, BLAINE	R65-10505 / 21.0	- /			
08N	05W	13	SE	SW		MAY, BLAINE	A65-10505 / 35.0	65-10505 / 35.0	40.0		
			SE	SW		MAY, BLAINE F	A65-21459 /	- /			
			SE	SW		MAY, BLAINE	R65-10505 / 35.0	- /			
			SE	SW		MAY, BLAINE F	R65-21459 /	- /			
08N	05W	14	NE	SE	1	MAY, BLAINE	A65-10505 / 30.0	65-10505 / 30.0	14.0		
			NE	SE	1	MAY, BLAINE	R65-10505 / 30.0	- /			
			NE	SE	1	MURPHY, TOM		65-13473 / 2.0			
08N	05W	14	NW	SE	2	MAY, BLAINE	A65-10505 / 5.0	65-10505 / 5.0	16.0		
			NW	SE	2	MAY, BLAINE	R65-10505 / 5.0	- /			
			NW	SE	2	MURPHY, TOM		65-13473 / 10.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-10505	166.00	166.00	164.00
-------------	-----------	--------	--------	--------

POU COUNTY: PAYETTE

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-10505 Date: 2-14-00

Overlapping POU Claim #'s: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	8N	5W	13									35	40	01-21	35					131
GIS												35	40	21	35					131
Claim	8N	5W	14													01-30	02-05			35
GIS																30	5			35
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 247

POD_ID #(s): 194

Total Claimed Acres: 166

Total GIS Acres: 166

COMMENTS:

POOR ORIGINAL

AJ0749NP
No. R65-10505

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

DATE: 04/01/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BLAINE MAY	05/01/1938	IRRIGATION	03-15 11-15	3.67 CFS	
TOTAL DIVERSION:					3.67 CFS	
CONSUMPTIVE USE:						581.00 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R05W S13 SESW

PAYETTE 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	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM
08N	05W	13	:								:					35	40	01-21	35	:					: 131.0
08N	05W	14	:								:									:	01-30	02-05			: 35.0
TOTAL ACRES																							166.0		

POU County: PAYETTE

Remarks: GEN A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE
IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE
DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 08/25/1992 User-ID: SHAFF Subject: NO SRBA CLAIM
DESPITE ROUND 1 NOTICE AND LATER CORRESPONDENCE AN SRBA CLAIM HAS
NOT BEEN FILED TO DATE. THIS RECORD WAS PREPARED FOR THE PURPOSE
OF INCLUDING IT IN THE DECREE OF RIGHT AS OF 10/18/1977.

Date: 04/01/1996 User-ID: KWALKER Subject: SRBA CLAIM
SRBA CLAIM WAS SUBMITTED ON THIS RIGHT ON 1/20/1993.

Date: 04/01/1996 User-ID: KWALKER Subject: PRBA STIPULATION
THIS RECORD REFLECTS THE PRBA STIPULATION, NO ADDITIONAL FIELD
EXAM OR CVR REQUIRED.

Audit: 04/01/96 KWALKER

MICROFILMED
OCT 21 1998

POOR ORIGINAL

AJ5809NP
No. R65-10505

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/25/96
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BLAINE MAY 8029 DUTCH LN PAYETTE ID 83661	05/01/1938	IRRIGATION	03-15 11-15	3.67 CFS	
					TOTAL DIVERSION:	3.67 CFS
					CONSUMPTIVE USE:	581.00 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R05W S13 SESW

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
08N	05W	13	:					:					:	35	40	01-21	35	:						:	131.0	
08N	05W	14	:					:					:					:	01-30	02-05				:	35.0	
																							TOTAL ACRES	166.0		

POU County: PAYETTE

Remarks: GEN A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE
IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE
DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 08/25/1992 User-ID: SHAFF Subject: NO SRBA CLAIM
DESPITE ROUND 1 NOTICE AND LATER CORRESPONDENCE AN SRBA CLAIM HAS
NOT BEEN FILED TO DATE. THIS RECORD WAS PREPARED FOR THE PURPOSE
OF INCLUDING IT IN THE DECREE OF RIGHT AS OF 10/18/1977.

Audit: 08/25/92 SHAFF 01/20/93 SHAFF 02/01/93 SHAFF 03/30/95 POST-STD

MICROFILMED
OCT 21 1998

MEMORANDUM

A65-10505

April 6, 1995

TO: Any PRBA Claim with a Stipulation
FROM: RON HOWERTON

RE: RECOMMENDATIONS/STIPULATION

I. CONVERSATION WITH DON SHAFF:

1. Met with Don 4/5/95 at S.O. on how to proceed with "R" file recommendations.
2. Don re-confirmed that the stipulation amends the "A" claim, thus for the split ownership of this right both the "A" and "R" files can be completed.
3. He said that because of the stipulation no field exam is needed, nor do I need to print a CVR. In place of the CVR I'm to print out a profile report with comments pertaining to the stipulation.
4. I asked him if the copy of the stipulation he gave me had enough signatures on it to make the recommendation? He said yes.

II. CONVERSATION WITH JEFF PEPPERSACK

1. Met with Jeff 4/5/95 at S.O. asked if he had any paperwork pertaining to how much water was recommended for this right. He said that he thought Dan Steckel had all of it.

III. CONVERSATION WITH DAN STECKEL

1. Called Dan at S.O. 4/6/95 asked if he had the paperwork that showed how much water was to be recommended for this right. He said Don had it in his Boyd Jackson's file.

IV. CONVERSATION WITH DON SHAFF

1. Called Don at S.O. 4/6/95 asked him if he had the paperwork for the amount of water recommended? He said yes he did. He said that eventually that file would come over to Western. I asked if I needed to put the paperwork showing how much water was to be recommended in that file? He said yes, but it may be several months before he would send that file to us. So I asked was it necessary for me to have it to make the "R" file recommendation? He said no, proceed with the recommendations.

May 23, 1995

SPRING MEETING WITH DAVE SHAW & HIS ATTORNEYS:
Ref: OWNERSHIP CHANGES

1. Dan Steckel said that after an ownership change has been made, he needs a copy of the Ownership Change when completed. He doesn't need a copy of the claim.
2. During our conversation with Dave Shaw and Don Shaff, the Attorney's were in agreement that the stipulation's we have copies of now can be used to amend the "A" claim the same way as a Transfer would.
3. A recently licensed permit can also be used to amend the claim with an ownership change with an added requirement. A letter must accompany the ownership changed claim, stating that the claimed permit was licensed since this claim was filed, the claim has been revised to correspond to the licensing. If they have any difficulty with this clarification, they need to contact our office within 30 days of the letter. The "A" claim is given a "T" status for the 30 day period.

MICROFILMED

OCT 21 1996

LARRY ECHOHAWK
Attorney General

DANIEL L. STECKEL
Deputy Attorney General
Department of Water Resources
Statehouse
Boise, Idaho 83720-9000
(208) 327-7900

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	)	CIVIL NO. 3667
TO THE USE OF SURFACE AND	)	
GROUNDWATERS OF THE PAYETTE	)	STIPULATION RESOLVING
RIVER DRAINAGE BASIN	)	OBJECTIONS TO WATER
	)	RIGHT NO. 65-10505
	)	

The Director of the Idaho Department of Water Resources, R. Keith Higginson, by and through counsel, and Blaine May stipulate as follows:

1. That water right claim No. 65-10505, be accepted and included in the Proposed Finding of Water Rights in the Payette River Drainage as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

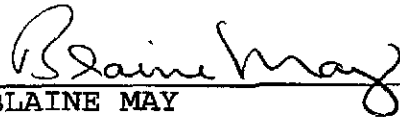
2. That Blaine May withdraws all pending objections, including those based on the objection filed by Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown in July 1982, in the above captioned matter.

DATED this _____ day of _____, 1993.

LARRY ECHOHAWK
Attorney General

DANIEL L STECKEL
Deputy Attorney General
Department of Water Resources

DATED THIS 27th day of Feb, 1993.



BLAINE MAY

The above stipulation having come before the court, it is
hereby approved this _____ day of _____, 1993.

JAMES R. DOOLITTLE
District Judge

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: PAYETTE RIVER			TRIBUTARY: SNAKE RIVER			
65-10505	ELAINE MAY 8029 DUTCH LN PAYETTE ID 83661	05/01/1938	IRRIGATION	03-15 11-15	3.67	CFS BENEFICIAL USE
					TOTAL QUANTITY:	3.67 CFS
					CONSUMPTIVE USE:	581.0 AFY
POINT OF DIVERSION:						
T08N R05W S13 SESW						
PLACE OF USE: IRRIGATION						
T08N R05W S13 NESW 35.0 NWSW 40.0 Lot 1 (SWSW)21.0 SESW 35.0						
S14 Lot 1 (NESE)30.0 Lot 2 (NWSE) 5.0						
166.0 ACRES TOTAL						
REMARKS: A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE IS						
INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED						
ABOVE.						

AJ0749NP
No. R65-10505

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

DATE: 02/01/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BLAINE MAY 8029 DUTCH LN PAYETTE ID 83661	05/01/1938	IRRIGATION	03-15 11-15	3.67 CFS	
TOTAL DIVERSION:					3.67 CFS	
CONSUMPTIVE USE:						581.0 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08N R05W S13

SESW

PAYETTE 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
08N	05W	13	:											35	40	01-21	35			:	131.0
08N	05W	14	:															01-30	02-05	:	35.0
																			TOTAL ACRES		166.0

POU County: PAYETTE

Remarks: A DIVERSION RATE OF .0221 CFS PER ACRE AT THE FIELD HEADGATE
IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE
DESCRIBED ABOVE.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

4/12/77 (p



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

January 14, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Blaine May
8029 Dutch Ln.
Payette, ID 83667

RE: Payette River Basin Adjudication (PRBA)
Payette County - #A65-10505

Dear Mr. May:

The staff of this agency is coming to the end of investigating "bottom land" claims in the Payette River Adjudication. A matter possibly overlooked when Mr. Hendricks filed other claims in the Snake River Basin Adjudication was a water right described on the enclosed claim unsettled from the Payette action.

Before IDWR proceeds to the Gem County court very soon with a revised recommendation, the claim in the SRBA should be filed to give affirmative notice you have not stopped using the water right. By filing the SRBA claim, this contested claim in the Payette adjudication may not be dismissed, and you will receive notice of the court proceedings. Although the contest in the Payette Adjudication is the amount of water, and this enclosed form shows the new, proposed amount of water, this agency will consider the amount of water eventually decreed as the amount of water on this claim. Please have a notary public verify your signature before returning the completed claim form to this office as soon as possible.

Had a claim already been filed, normally a change of ownership notice from you would have been sufficient. When a buyer sends the notice, a deed to the property is required. But, in this case, where a claim has not been filed, submitting the claim, provided you have an ownership interest in the property, takes care of changing the ownership from Hendricks.

If you have any questions or concerns, please contact me.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf
Enclosure:

Notice of Claim A65-10505



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 21, 1992

Mr. & Mrs. A. J. Hendricks
6105 Highway 52
New Plymouth, ID 83655

RE: Snake River Basin Adjudication (SRBA)
Payette County - A65-10505

Dear Mr. & Mrs. Hendricks:

The staff of this agency is coming to the end of investigating "bottom land" claims in the Payette River Adjudication. A matter possibly overlooked when you filed other claims in the Snake River Basin Adjudication was a claim for the enclosed claim unsettled from the Payette action.

Before proceeding to the Gem County court with a revised recommendation, the claim in the SRBA should be filed to give affirmative notice you have not stopped using the water right. By filing the SRBA claim, your contested claim in the Payette adjudication will not be dismissed. Although the contest in the Payette adjudication is the amount of water, and this enclosed form shows the disputed amount of water, this agency will consider the amount of water eventually decreed as the amount of water on this claim. Please have a notary public verify your signature before returning the completed claim form to this office with a \$50.00 filing fee.

If you have any questions or concerns, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff'.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:tf
Enclosure:

Notice of Claim A65-10505

DIVERSION RATE CALCULATIONS

Water Right No. 65-10505

Date 4/20/92

Initials JH

Soils	Acres		Rate (cfs/ac)		Rate (cfs)
Moulton	<u>166</u>	x	0.034	=	<u>5.64</u>
Letha	<u>—</u>	x	0.029	=	<u>—</u>
Other	<u>—</u>	x	0.02	=	<u>—</u>
Total	<u>166</u>				<u>5.64</u>

Conveyance Loss (see attached) = —

TOTAL DIVERSION RATE = ~~5.64~~ 3.67

Comments:

LIMITED TO MAXIMUM MEASURED CAPACITY

SEE FILE

Yes N.P.
Hendricks 278-5559

Gerlach 642-2049

#2 Rep
115 2031
NewP
83655
5/6/05 Hwy 52
Certified

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 270

INDICATES TOTAL

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TC	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-2393	FRY, JOHN A. HORSESHOE BEND, IDAHO 83629	11/10/1935	IRRIGATION	4/ 1 11/ 1	--- AFA .72 CFS	LOT 7 S27 T 7N R 2E	LOT 7(36) S27 T 7N R 2E *36*	LICENSE
65-10505	HENDRICKS, A. J. & HENDRICKS, IRENE M. STAR ROUTE, BOX 77C, PAYETTE, IDAHO 83661	5/ 1/1938	IRRIGATION	3/15 11/15	--- AFA 3.32 CFS	SESW S13 T 8N R 5W	NESW(35) NWSW(40) SESW(35) LOT 1(21) S13 T 8N R 5W LOT 1(30) LOT 2(5) S14 T 8N R 5W *166*	BENEFICIAL USE
65-2433	BLACK CANYON IRRIGATION DISTRICT NOTUS, IDAHO 83656 REMARKS: PLACE OF USE WITHIN LANDS OF BLACK CANYON IRRIGATION DISTRICT.	9/19/1938	IRRIGATION	3/15 11/15	--- AFA 1200.00 CFS	LOT 6 S22 T 7N R 1W	*57C20*	LICENSE
65-11037	POWELL, JIM P. O. BOX 456, MERIDIAN, IDAHO 83642	4/ 1/1940	IRRIGATION	4/ 1 11/ 1	--- AFA .06 CFS	LOT 3 S20 T 9N R 4E	LOT 3(3) S20 T 9N R 4E *3*	BENEFICIAL USE
65-5800	AMERICAN FINE FOODS, INC. P.O. BOX 460, PAYETTE, IDAHO 83661	6/ 1/1940	STOCKWATER	1/ 1 12/31	46.90 AFA .77 CFS	LOT 2 S33 T 9N R 5W	LOT 2 S33 T 9N R 5W	BENEFICIAL USE
65-6021	AMERICAN FINE FOODS, INC. P.O. BOX 460, PAYETTE, IDAHO 83661	7/ 1/1940	IRRIGATION	3/15 11/15	--- AFA .20 CFS	LOT 2 S33 T 9N R 5W	LOT 2(10) S33 T 9N R 5W *10*	BENEFICIAL USE
65-2448	ROBERTS, CLAYTON WATSON & ROBERTS, KENNETH T. & ROBERTS, GLORIA Y. HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-2604 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/27/1944	IRRIGATION	4/ 1 11/ 1	--- AFA .16 CFS	LOT 8 S23 T 7N R 2E	SESW(11) LOT 8(14) S23 T 7N R 2E *25*	LICENSE
			DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS *---*AFA *.16*CFS		SAME AS OTHER USE	
65-5978	DAIRYMENS CREAMERY ASSOC., INC. BOX 549, PAYETTE, IDAHO 83661	4/ 1/1945	INDUSTRIAL	1/ 1 12/31	384.80 AFA 2.23 CFS	LOT 2 S33 T 9N R 5W	LOT 2 S33 T 9N R 5W	BENEFICIAL USE
65-6591	DAWS, TED ROUTE 2, FRUITLAND, IDAHO 83619	4/ 1/1945	IRRIGATION	3/15 11/15	--- AFA .42 CFS	NENE S15 T 8N R 5W	NENE(19) NWSW(2) S15 T 8N R 5W *21*	BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 15, 1991

Blaine F. May
8029 Dutch Lane
Payette, ID 83661

Re: Civil Case No. 3667
Frasier, et al Objection 65-10505

Dear Payette River Water User,

In July 1982, Richard Frasier, William Conrad, Don Craig, Jay Sisler and Stan Brown on behalf of themselves and others in the same class filed an Objection to the Proposed Findings with the Third Judicial District Court in the Payette River Basin Adjudication. The parties maintained the diversion rate recommended for their water rights and others from the Payette River were not correct for the "bottom lands" irrigated by those water rights.

This group of water rights are among the last water rights remaining for decree in the Payette River Basin Adjudication, most of which were decreed on January 21, 1986. The water rights decreed in the Payette adjudication will be incorporated into the eventual decree in the larger Snake River Basin Adjudication (SRBA) now proceeding in the Fifth Judicial District, provided new claims have been filed in the SRBA. Otherwise the achievement of a decree in the Payette adjudication could be voided.

Your water right referenced above was listed in the Proposed Finding with a diversion rate of 3.32 cubic feet per second (cfs). You will find enclosed a two-page form that when completed by you will describe your water delivery system and irrigation methods. The information you supply is essential in order for the staff of the Department to evaluate your irrigation water requirements. Much of the information required is technical, and you may wish to contact the Soil Conservation Service or other professionals for assistance with the form.

To expedite the process to resolve the Frasier objection, please return the enclosed form within 45 days. Without the completed form, the Department will assume you agree with the water right described in the Proposed Finding with the diversion rate shown above.

Please contact me if you have questions about the matters set out above. Thank you for your patience in this process.

Regards,



Donald V. Shaff
Manager, Adjudication Section

This water right was based on a beneficial use when the claimants found in the 65-2494 file, ~~the~~ depositions of witnesses that stated the right started in May, 1938. They wished to claim this date rather than the 10/9/58 date of the license.

For this reason, 65-2494 is disallowed, and the right is rec. as 65-10505.

Ⓟ 4/12/77

CLAIMS
IF TWO HAD BEEN FILED
THE ABOVE PROCEDURE WOULD HAVE BEEN SATISFACTORY. HOWEVER,
SINCE ONLY ONE WAS FILED, IT MUST BE NUMBER CHANGED TO 65-10505,
AND 65-2494 WILL REMAIN UNCLAIMED AS SUPERCEDED BY 65-10505.
CORRESPONDENCE RELATING TO 65-2494 HAS BEEN PLACE IN THIS
FILE.

DRT 4-18-78

State of Idaho

License and Certificate of Water Right

Water License No. 20367Amount 3.6 c.f.s.

Water District No. _____

Priority October 9, 1958

THIS IS TO CERTIFY that W. A. HENNINGSEN
 of Payette, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 26, 19 48; that Permit No. 20367
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.67 second feet, was issued thereunder on September 21, 19 60, showing that said works
 were completed on the 30th day of August, 19 60; and that on the 13th
 day of October, 19 60, W. A. HENNINGSEN

of Payette, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of Payette
River, a tributary of _____, for the purpose of Irrigation, Domestic and Stock
Watering, under Use Permit No. 20367 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 7086, on the 29th day of May, 19 61;
 The right hereby confirmed dates from October 9, 19 58;

The Point of Diversion is located
 in the SE 1/4 SW 1/4, Sec. 13, Tp. 8 N, R. 5 W, B. M. Payette County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 3.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N	5 W	13	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 1)	27.1	27.1
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		14	E $\frac{1}{2}$ SE $\frac{1}{4}$ (Lot 1)	36.2	36.2
			Total number of acres to be irrigated:		183.3

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

29th day of May, 19 61.

/s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

Since the claimants wished to claim
an earlier priority date than the
licensed right, the claim is recommended
as a beneficial use right.

S 4/12/77

C
O
P
Y

February 3, 1977

Re: 65-2494

License?

Mr. A. J. Hendricks
Box 77-C, Star Route
Payette, Idaho 83661

Dear Mr. Hendricks:

Please find enclosed the claim forms you requested January 31, 1977.

The two gentlemen, whose names appeared on the witness forms for License 65-2494 indicating irrigation ditches were in place since May, 1938, were Max Gerlach and Henry Diedericksen. You may want to refer to this in the remarks section of the claim.

If there are in fact 169 irrigated acres on your place, your diversion rate would be 3.38 cubic-feet per second (cfs) or 169 inches. The licensed right was for 3.6 cfs but this exceeds the statutory maximum of an inch per acre or .02 cfs per acre.

Thank you for your cooperation in this matter. If you have any questions, please feel free to contact this office.

Sincerely,

DONALD V. SHAFF
Water Resource Agent

DVS:lp

Enclosure

C
O
P
Y

January 7, 1977

Re: #65-2494

Mr. Werner Henningsen
Star Route
Payette, Idaho 83661

Dear Mr. Henningsen:

In reviewing the Claim to a Water Right filed by the Lower Payette Ditch Company, the water covered by your License 20367/65-2494 was found to be unclaimed.

You filed a claim for the well near your home, but apparently failed to file a claim for the irrigation water. Although this right is licensed, you should file a claim for that right to indicate you are still using the water.

If the enclosed partially completed claim describes water you are still using, please sign the form before a notary public and return it to our office at your earliest convenience.

Thank you for your cooperation in this matter. If we can be of further assistance, feel free to contact this office.

Sincerely,

DONALD V. SHAFF
Water Resource Agent

DVS:lp

Enclosure