

Idaho Dept. of Water Resources

Claim No(s): 65-10812

Claimant(s): Carberry

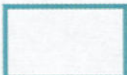
T10N, R04E, S 13

Prepared by: Sue Bock

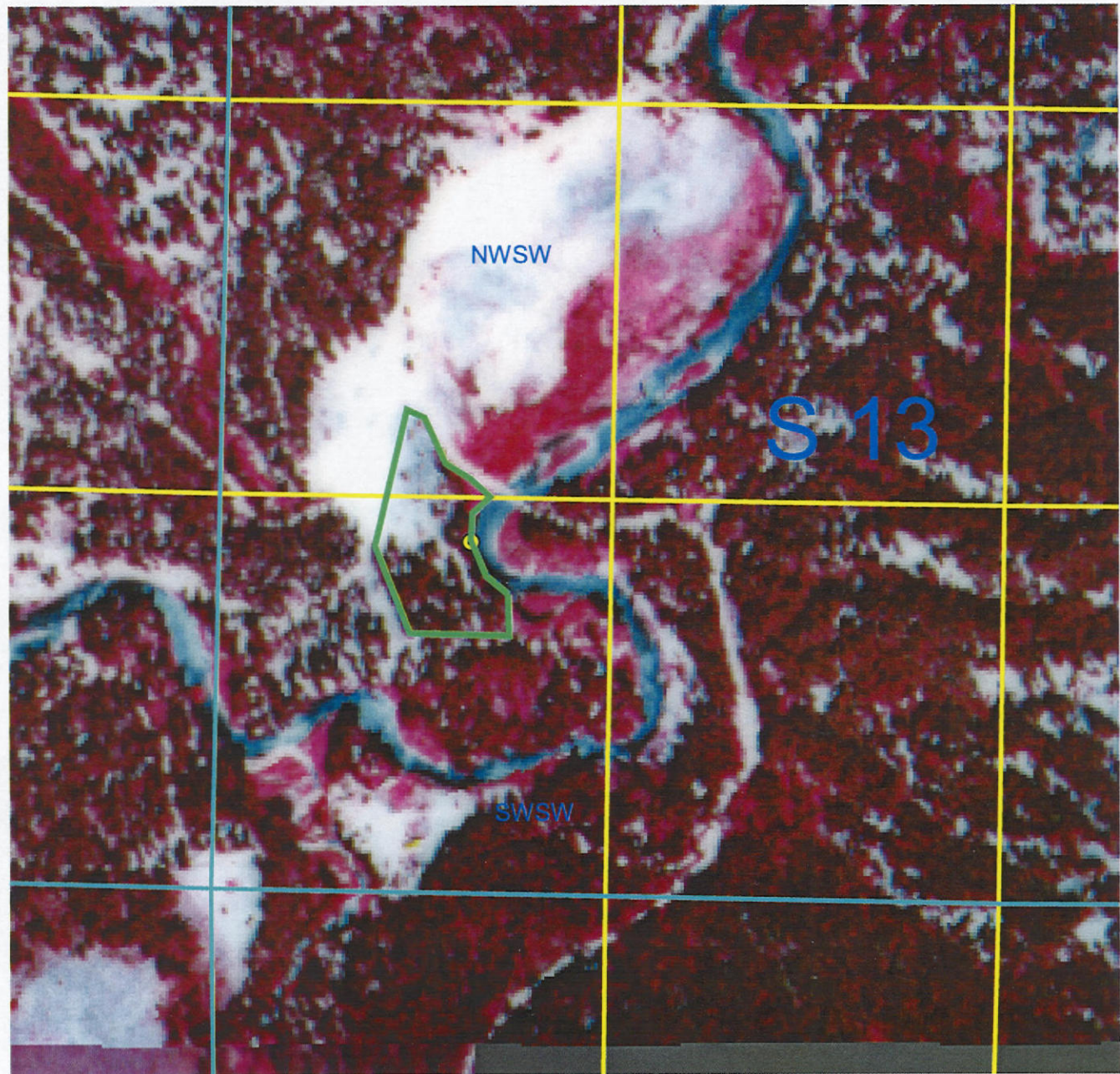
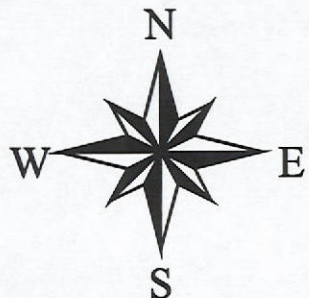
Date: 10/01/1999

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



0

0.3

1987 NAPP Photo
0.6 Miles

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: A65-10812
Date Received: 2/16/1989
Receipt No: X999999
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES J. CARBERRY 208-375-1335
Address: 8507 VINCENT
BOISE, ID 83709
OR
Name: INEZ E. CARBERRY 208-375-1335
Address: 8507 VINCENT
BOISE, ID 83709

2. Date of Priority: APR 01, 1960

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	13	SW	SW			BOISE

5. Description of diverting works:
PUMP FROM RIVER, PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

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

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A65-10812

Page 1

Date: 02/16/89

MICROFILMED
SEP 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	13	SW	SW		IRR	4.0
Section Acres							4.0
Total Acres							4.0

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:
NONE

14. Remarks:

PROPERTY OWNED IS LOTS 16, 17, 18, AND 19 OF STUMP RANCH

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): James J. Carberry Date: 15 FEB 89
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 15TH day
of FEBRUARY 19 89

Jeff Peppersack
Notary Public

Seal

Residing at

My Commission Expires

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

WESTERN REGION

OWNER (S): Carberry

CLAIM NUMBERS: 65-10812

AGENT: Sue Bock DATE _____

				NE				NW				SW				SE				
RIGHT NO		TSP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

P.O.D. TOWNSHIP RANGE SEC. SOURCE

POLYGON CREATED ON 332

POLYGON # () () () () UPDATED BY sue

ATTRIBUTES OF B65-POU.SHP (1103) () () () ()

ATTRIBUTES OF B65-POD.SHP (1103) () () () ()

X B65-DBPOU.DBF UPDATED BY sue

X B65-DBPOD.DBF UPDATED BY sue

NOTES:

DATE: 07/19/99
PAGE: 1

Audit: 07/19/99 KWATERS

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

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	52
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Water Source: PAYETTE RIVER, MIDDLE FORK Tributary to: PAYETTE RIVER Stage: DECREED

Point(s) of Diversion: T10N R04E S13 SWSW BOISE County

Place of use Legal Description for: IRRIGATION

POU County: BOISE

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: EXP PROPERTY ALSO KNOWN AS LOTS 16, 17, 18, AND 19 OF STUMP RANCH

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

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

Audit: 06/24/99 KWATERS

AJ5809NP
No. R65-10812

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/27/99
PAGE: 136

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	INEZ E CARBERRY	04/01/1960	IRRIGATION	04-01 11-01	0.02 CFS	
C	JAMES J CARBERRY 8507 VINCENT BOISE ID 83709 (208) 375-1335					
TOTAL DIVERSION:					0.02 CFS	

Water Source: PAYETTE RIVER, MIDDLE FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T10N R04E S13

SWSW

BOISE County

Place of use Legal Description for: IRRIGATION

												NE				NW				SW				SE																																				
			NENE		NWNE		SWNE		SENE		: NENW		NWNW		SWNW		SENW		: NESW		NWSW		SWSW		SESW		: NESE		NWSE		SWSE		SESE		:	SUM																								
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	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:																											
10N	04E	13	:								:								:						:										4.0																									
																													04	:																														4.0
																												TOTAL ACRES																														4.0		

POU County: BOISE

Non-Irrigation Uses: NONE

Other Rights: NONE

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

65-05024	65-05098	65-05163	65-05387	65-07127	65-07970	65-07971	65-07975	65-10380	65-10504	
65-10634	65-10717	65-10718	65-10841	65-11201	65-12371	65-18219	A65-05024	A65-05098	A65-05163	
A65-05387	A65-07127	A65-07970	A65-07971	A65-07975	A65-10380	A65-10381	A65-10504	A65-10634	A65-10645A	
A65-10645B	A65-10717	A65-10718	A65-10787	A65-10812	A65-10841	A65-12371	A65-18219	R65-10381	R65-10645A	
R65-10645B	R65-10787									

Other Water Rights Listing Overlapping Place(s) of Use:

A65-10381 A65-10787 A65-10812 R65-10381 R65-10787

Remarks: *Exp* *also known as*
GEN PROPERTY OWNED IS LOTS 16, 17, 18, AND 19 OF STUMP RANCH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Audit: 03/26/99 JSHURTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

06:53:44
06/16/99

PAGE: 1
GENERAL INFORMATION

54
CLAIM NUMBER: A65-10812

LAST: CARBERRY
ADDRESS: 8507 VINCENT
CITY: BOISE
PHONE NUMBER: 208-375-1335

FIRST: JAMES J
STATE: ID ZIP: 83709

OWNER CODE: C

LAST: CARBERRY
ADDRESS: 8507 VINCENT
CITY: BOISE
PHONE NUMBER: 208-375-1335

FIRST: INEZ E
STATE: ID ZIP: 83709

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN PROPERTY OWNED IS LOTS 16, 17, 18, AND 19 OF STUMP RANCH

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y() N()

TIME: __:__ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-10812 PRIORITY DATE: 04-01-1960 STAGE: D

B. WR RECORD: # 65-10812 PRIORITY DATE: 04-01-1960 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:

04-01-1960
REVIEWED BY Karan Waters

DATE 6-10-99

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
A65-10812	10N	04E	13		SW	SW			BOISE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
* **

WR RECORDS IN SAME 40 ACRE TRACT

* 20 A PREFIX CLAIMS WITH THIS POD
** 21 R PREFIX CLAIMS WITH THIS POD
*** 29 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE RIVER

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
65-10812	10N	04E	13		SW	SW			BOISE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-00450
65-05024
65-05098
65-05163
65-05387
65-07127

***** 20 A PREFIX CLAIMS IN SAME 40 ACRE TRA
***** 21 R PREFIX CLAIMS WITH THIS POD

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE RIVER

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: decreased, Napp Photo, Co. Sub Plat

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

TWP. 10N	RGE. 04E	SEC. 13	1/4	1/4 SW	1/4 SW	LOT	POD FLAG	COUNTY BOISE	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
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—	—	—	—	—	—	—	—	—	—	—

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE RIVER

REVIEWED BY:

Karan Waters

DATE:

6-10-99

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

A. ROOT WATER RIGHT NUMBERS: A65-10812
R65-10812

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	04E	13	SW	SW		CARBERRY, JAMES J	A65-10812 /	4.0	65-10812 /	4.0	
			SW	SW		SHELL, CHARLES W	A65-10504 /		65-10504 /		
			SW	SW		CARBERRY, JAMES J	A65-05098 /		65-05098 /		
			SW	SW		VAN WINKLE, PATRICIA	A65-10634 /		65-10634 /		
			SW	SW		BECK, JAMES D	A65-10718 /		65-10718 /		
			SW	SW		CLAYTON, EFFIE	A65-10787 /	1.0	65-10787 /	1.0	
			SW	SW		HARTWIG, JOHN H	A65-07970 /		65-07970 /		
			SW	SW		HARTWIG, BETTY	A65-10841 /		65-10841 /		
			SW	SW		ESTES, DANIEL F	A65-07975 /		65-07975 /		
			SW	SW		PETERSON, WILBURN J	A65-12371 /		65-12371 /		
			SW	SW		SCOTT, J D	A65-07971 /		65-07971 /		
			SW	SW		BECK, JAMES D	A65-10717 /		65-10717 /		
			SW	SW		COLEMAN, JERRE	A65-10380 /		65-10380 /		
			SW	SW		COLEMAN, JERRE	A65-10381 /	1.0	65-10381 /	1.0	
			SW	SW		SHANNON, TERRENCE M	A65-05024 /		65-05024 /		
			SW	SW		JEWELL, WILLIAM B	A65-07127 /		65-07127 /		
			SW	SW		CARBERRY, JAMES J	A65-18219 /		- /		
			SW	SW		SHANNON, TERRENCE M	65-05024 /		- /		
			SW	SW		CARBERRY, JAMES J	65-05098 /		- /		
			SW	SW		MARSTERS, KENNETH E	A65-10645A /		- /		
			SW	SW		KNIGHTS, CHARLES R	A65-10645B /		- /		
			SW	SW		HARTWIG, JOHN H	65-07970 /		- /		
			SW	SW		SCOTT, J D	65-07971 /		- /		
			SW	SW		ESTES, DANIEL F	65-07975 /		- /		
			SW	SW		CARBERRY, JAMES J	65-18219 /		- /		
			SW	SW		BAKER, RICHARD L	A65-05163 /		65-05163 /		
			SW	SW		WOITO, DAVID W	A65-05387 /		65-05387 /		
			SW	SW		BAKER, RICHARD L	65-05163 /		- /		
			SW	SW		WOITO, MIRIAM M	65-05387 /		- /		
			SW	SW		JEWELL, WILLIAM B	65-07127 /		- /		
			SW	SW		COLEMAN, JERRE	65-10380 /		- /		
			SW	SW		MARSTERS, KENNETH E	R65-10645A /		- /		
			SW	SW		HARTWIG, BETTY	65-10841 /		- /		
			SW	SW		COLEMAN, JERRE	R65-10381 /	1.0	- /		
			SW	SW		KNIGHTS, CHARLES R	R65-10645B /		- /		
			SW	SW		CLAYTON, EFFIE	R65-10787 /	1.0	- /		
			SW	SW		BECK, RAE S	65-10718 /		- /		
			SW	SW		SHELL, CHARLES W	65-10504 /		- /		
			SW	SW		LABRUM, NELLIE	65-11201 /		65-11201 /		
			SW	SW		PETERSON, WILBURN J	65-12371 /		- /		
			SW	SW		VAN WINKLE, PATRICIA	65-10634 /		- /		
			SW	SW		BECK, RAE S	65-10717 /		- /		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SW	SW		CARBERRY, INEZ E	R65-10812 / 4.0	- /			
			SW	SW		RIDEOUT, JACK D.		65-00450 /			
			SW	SW		CLARK, DOIL W.		65-07940 /			
			SW	SW		RIDEOUT, DORIS I.		65-10412 /			
			SW	SW		POPE, TOM A.		65-10527 /			
			SW	SW		POPE, TOM A.		65-10528 /			
			SW	SW		MARSTERS, JOE C.		65-10575 /			
			SW	SW		BUTTON, HAROLD		65-10633 /		1.0	
			SW	SW		MARSTERS, KENNETH E.		65-10645 /			
			SW	SW		CLARK, DOIL W.		65-10768 /			
			SW	SW		CARTER, HOWARD A.		65-12186 /			
			SW	SW		BOLENDER, LEONARD F		65-12576 /			
			SW	SW		WRIGHT, ROBERT		65-13691 /		0.1	

ADDITIONAL POU FOUND

TOTAL ACRES	A65-10812	4.00	4.00
-------------	-----------	------	------

POU COUNTY: BOISE

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
A65-10812	PAYETTE RIVER, MIDDLE FORK	CARBERRY, JAMES J	0.020	0.005		
A65-10381	PAYETTE RIVER, MIDDLE FORK	COLEMAN, JERRE	0.020	0.020		
R65-10381	PAYETTE RIVER, MIDDLE FORK	COLEMAN, JERRE	0.020	0.020		
R65-10787	PAYETTE RIVER, MIDDLE FORK	CLAYTON, EFFIE	0.020	0.020		
A65-10787	PAYETTE RIVER, MIDDLE FORK	CLAYTON, EFFIE	0.020	0.020		
R65-10812	PAYETTE RIVER, MIDDLE FORK	CARBERRY, INEZ E	0.020	0.005		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-10504	DOMESTIC	SCHELL, CHARLES W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05098	DOMESTIC	CARBERRY, JAMES J	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-10634	DOMESTIC	VAN WINKLE, PATRICIA	FROM 01-01 TO 12-31	0.040 CFS	
A65-10718	DOMESTIC	BECK, JAMES D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-07970	DOMESTIC	HARTWIG, JOHN H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10841	DOMESTIC	HARTWIG, BETTY	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-07975	DOMESTIC	ESTES, DANIEL F	FROM 01-01 TO 12-31	0.020 CFS	0.60 AF/A
A65-12371	DOMESTIC	PETERSON, WILBURN J	FROM 01-01 TO 12-31	0.040 CFS	
A65-07971	DOMESTIC	SCOTT, J D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10717	DOMESTIC	BECK, JAMES D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10380	DOMESTIC	COLEMAN, JERRE	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-05024	DOMESTIC	SHANNON, TERRENCE M	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-07127	DOMESTIC	JEWELL, WILLIAM B	FROM 01-01 TO 12-31	0.010 CFS	1.20 AF/A
A65-18219	DOMESTIC	CARBERRY, JAMES J	FROM 01-01 TO 12-31	0.040 CFS	
65-05024	DOMESTIC	SHANNON, TERRENCE M	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-05098	DOMESTIC	CARBERRY, JAMES J	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-10645A	DOMESTIC	MARSTERS, KENNETH E	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
A65-10645B	DOMESTIC	KNIGHTS, CHARLES R	FROM 01-01 TO 12-31	0.020 CFS	
65-07970	DOMESTIC	HARTWIG, JOHN H	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-07971	DOMESTIC	SCOTT, J D	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-07975	DOMESTIC	ESTES, DANIEL F	FROM 01-01 TO 12-31	0.020 CFS	0.60 AF/A
65-18219	DOMESTIC	CARBERRY, JAMES J	FROM 01-01 TO 12-31	0.040 CFS	
A65-05163	DOMESTIC	BAKER, RICHARD L	FROM 01-01 TO 12-31	0.060 CFS	3.60 AF/A
A65-05387	DOMESTIC	WOITO, DAVID W	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-05163	DOMESTIC	BAKER, RICHARD L	FROM 01-01 TO 12-31	0.060 CFS	3.60 AF/A
65-05387	DOMESTIC	WOITO, MIRIAM M	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-07127	DOMESTIC	JEWELL, WILLIAM B	FROM 01-01 TO 12-31	0.010 CFS	1.20 AF/A
65-10380	DOMESTIC	COLEMAN, JERRE	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-10645A	DOMESTIC	MARSTERS, KENNETH E	FROM 01-01 TO 12-31	0.020 CFS	1.20 AF/A
65-10841	DOMESTIC	HARTWIG, BETTY	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-10645B	DOMESTIC	KNIGHTS, CHARLES R	FROM 01-01 TO 12-31	0.020 CFS	
65-10718	DOMESTIC	BECK, RAE S	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10504	DOMESTIC	SCHELL, CHARLES W	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-11201	DOMESTIC	LABRUM, NELLIE	FROM 01-01 TO 12-31	0.020 CFS	2.40 AF/A
65-12371	DOMESTIC	PETERSON, WILBURN J	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10634	DOMESTIC	VAN WINKLE, PATRICIA	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10717	DOMESTIC	BECK, RAE S	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

☒ NAPP, IDWR NO. _____; () ASCS PHOTO; ☒ OTHER _____

NOTES: Co. Sub Plat

RECOMMENDATIONS:

TOTAL ACRES: 4.0 N/A()

REVIEWED BY: Karan Waters DATE: 6-10-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-10812 IRRIGATION	FROM 04-01 TO 11-01	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-10812 IRRIGATION	FROM 04-01 TO 11-01	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 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: 11

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

64

CLAIM NUMBER: A65-10812

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.020 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 _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ 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 _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ 10.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-01	11-01	DATABASE 0.020	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 10.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.020	_____		_____	10.0	_____

NON-IRRIGATION USES CLAIMED: NONE

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

REVIEWED BY: Karan Waters DATE: 6-10-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

JOL

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW *NA*

ROOT WATER RIGHT NUMBER: 65-10812

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.020 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-10812	0.020	R65-10812	0.020	65-10812	0.020
TOTAL CFS		0.020		0.020		0.020

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
Y EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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 _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO <u>1987</u>	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 <u>1994</u>	Y() N(☒)
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() 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 _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

06:53:44
06/16/99

PAGE: 17
QUICKLOOK INFORMATION

70
CLAIM NUMBER: A65-10812

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	N						KW 6/99	KW 6/99
POINT OF DIV	N							
SOURCE	N							
PLACE OF USE	N							
DIV. AMOUNT CFS/VOLUME	N							
CONSUMPTIVE USE	N							
PURPOSES OF USE	N							
PERIOD OF USE	N							
BASIS OF CLAIM	N							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

06:58:43
06/16/99
71

CLAIM NUMBER: A65-10812

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

DATE: 03/17/99
PAGE: 84

Audit: 04/02/86 04/30/88 CONVERT

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO,
 AND FOR THE COUNTY OF GEM IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS
 TO THE USE OF PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM TO A WATER RIGHT

IDENT. NO. 80156
 MAP NO. 10872

Your claim is made in the name of James J. Carberry (Name of Claimant)

State of Idaho

(Mailing Address)

The location of the surface or groundwater, or of tributary to which the claim is made, is as follows:

Priority (When was the water first applied to a beneficial use or priority date of decreed, licensed or permit right) Aug 1977

Source of water (Name of stream, lake, spring, etc. or groundwater) Payette River

Purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 1000 GPD Use Irrigation Period of Use From 7/1 To 11/1

Quantity 1000 GPD Use Irrigation Period of Use From 7/1 To 11/1

Quantity 1000 GPD Use Irrigation Period of Use From 7/1 To 11/1

TOTAL QUANTITY CLAIMED 3000 GPD

Point of Diversion (Give location of point where water is diverted from its source) 1/4 NW 1/4 Sec 17 T. 1 N., R. 30 E., B. 1 M.; additional points

Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) 1 MP Pump

Underline 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.

TRACT	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	NE 1/4	SE 1/4	SW 1/4	TOTAL
1																40
2																
3																
4																
5																
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37																
38																
39																
40																

Total No. of acres 40

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

NOTE: Include here the type and number of stock watered.

Effluent, sewage waste, or return water from this use is discharged into:

If you are claiming water as a member of an organization, list name of organization:

Remarks:

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, permit, license, or claim filed with the Idaho Department of Water Resources.

Do I know 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.

1977

State of Idaho Organization James J. Carberry

County of Gem Seal

On this 11 day of August, 1977, before me,

a notary public, personally appeared James J. Carberry

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 he) executed the same.

My commission expires 20, 1977

Notary Public reading at 3/27/78

Idaho Dept. of Water Resources

Claim No(s): 65-10812

Claimant(s): Carberry

T10N, R04E, S 13

Prepared by: Sue Bock

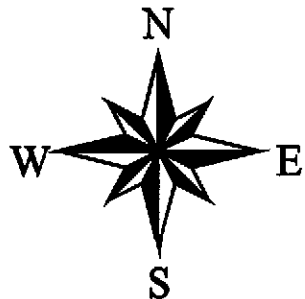
Date: 10/01/1999

 **Place of Use**

 **Point of Diversion**

 **Section lines**

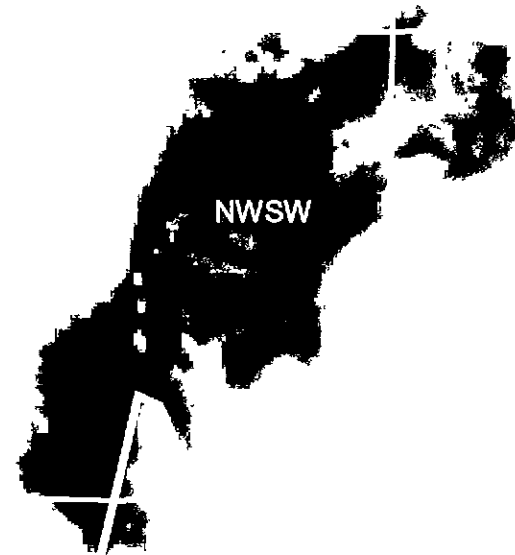
 **1/4 1/4 lines**



0

0.3

1987 NAPP Photo
0.6 Miles





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