

Idaho Dept. of Water Resources

Claim No(s): 65-10840A

Claimant(s): Cook

T09N, R04E, S 22

Prepared by: Sue Bock

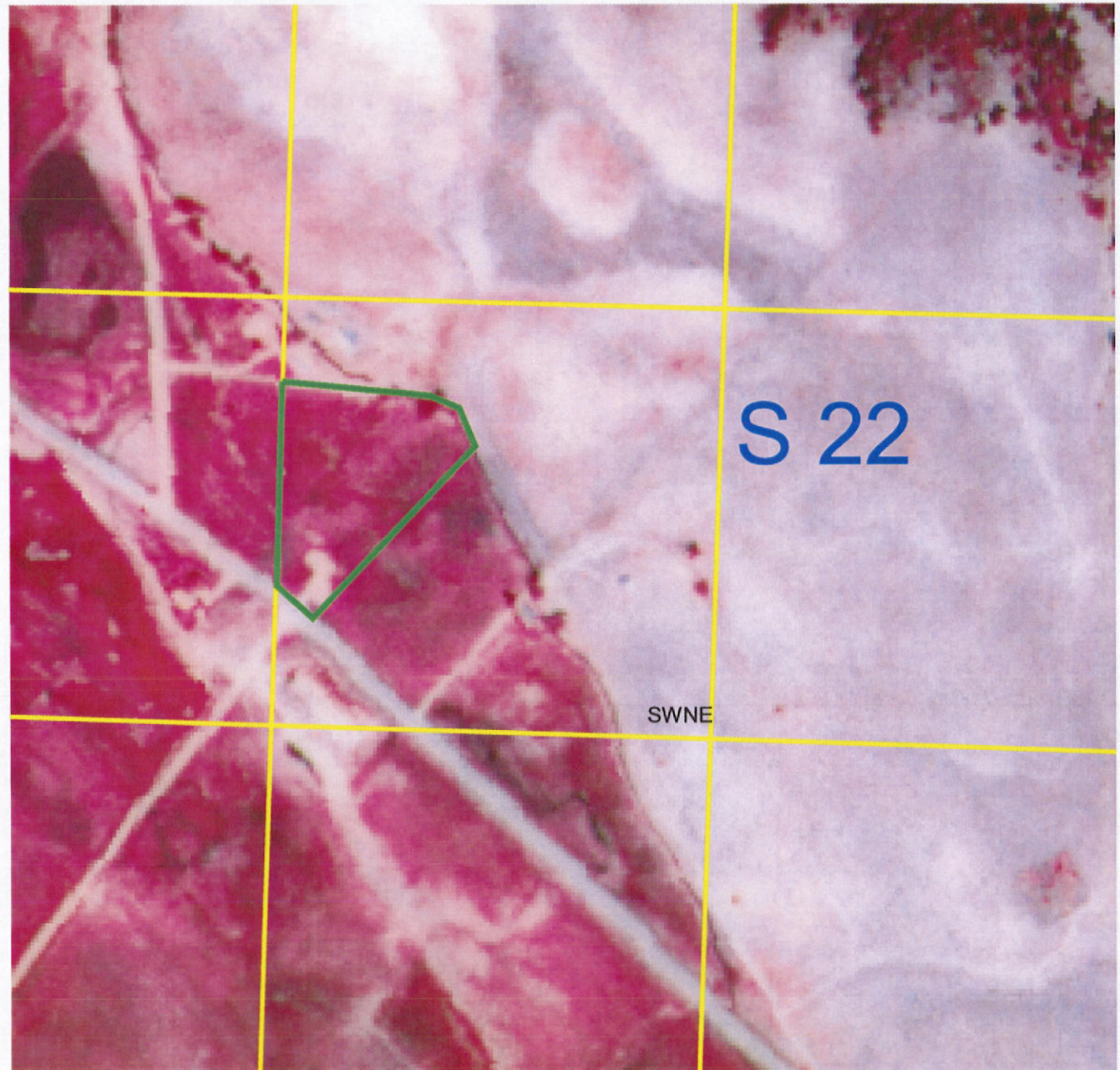
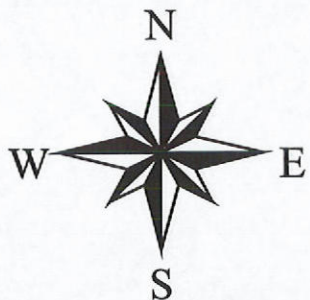
Date: 11/18/1999

 Place of Use

 Point of Diversion

 Section lines

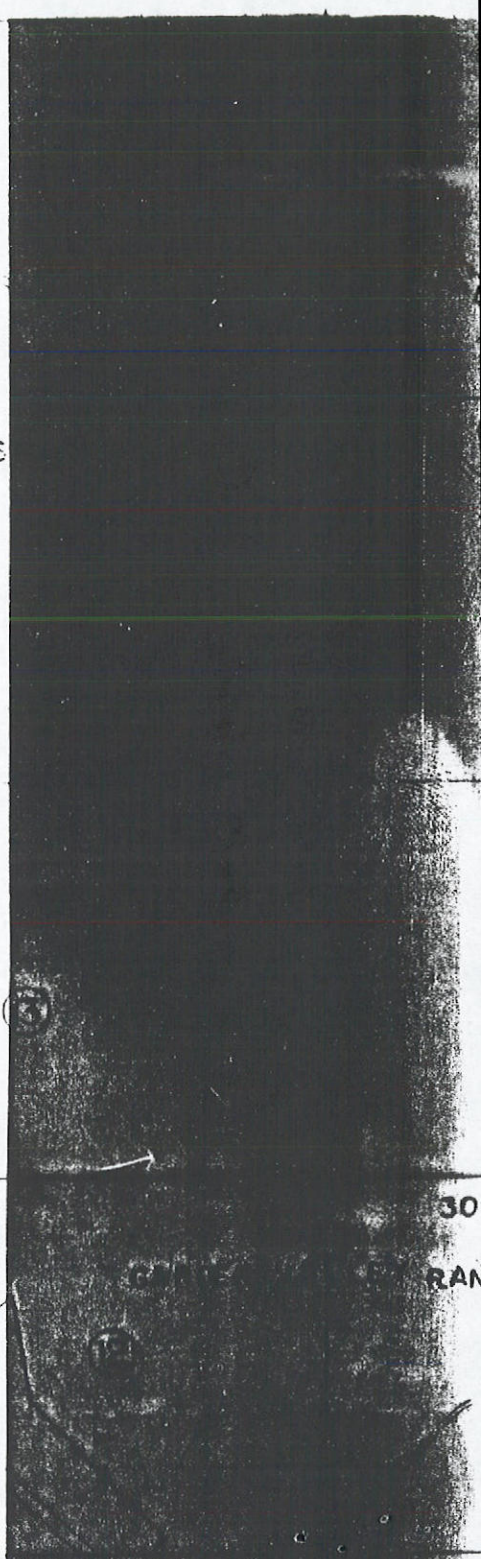
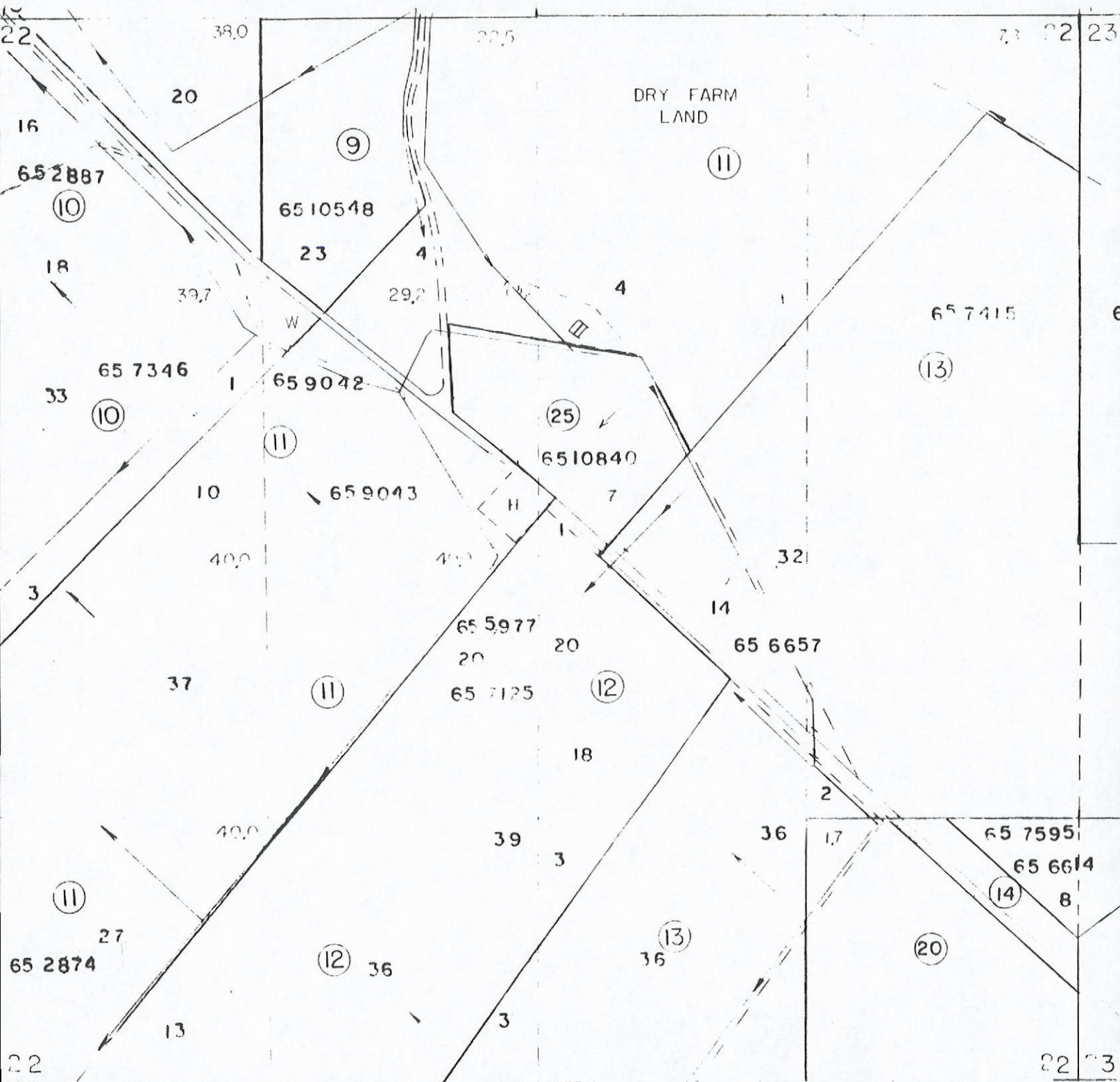
 1/4 1/4 lines

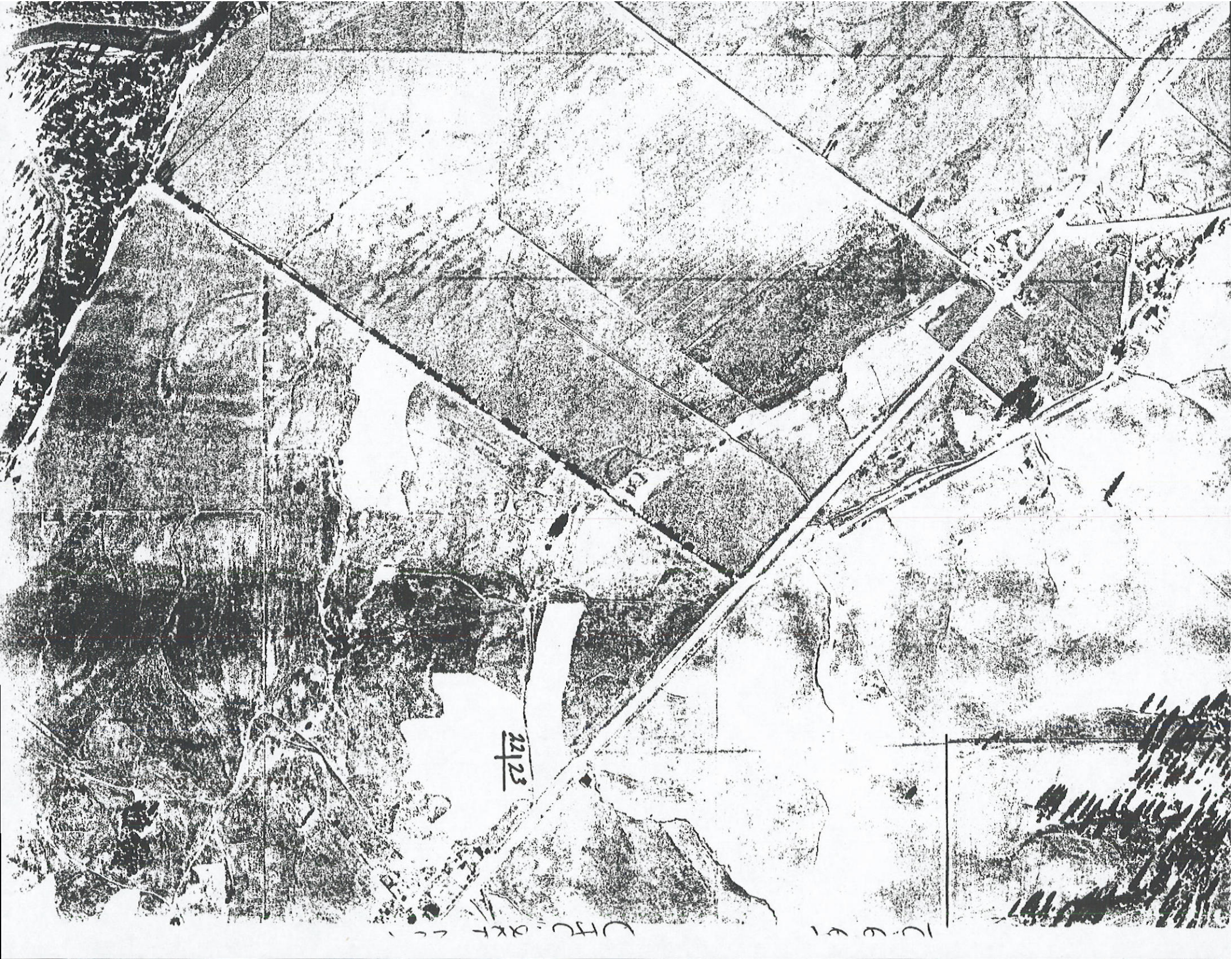


1987 NAPP Photo

0 0.3 0.6 Miles







22/23

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: A65-10840A
Date Received: 4/22/1991
Receipt No: X999999
Received By: RTE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD G. COOK 208-462-3576
Address: P.O. BOX 89
GARDEN VALLEY, ID 83622
AND/OR
Name: MARILYN R. COOK 208-462-3576
Address: P.O. BOX 89
GARDEN VALLEY, ID 83622
2. Date of Priority: JUL 1, 1874
3. Source: ANDERSON CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	04E	23	SE	NE			BOISE
5. Description of diverting works:
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		
7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) 14.00 A.F.A.
8. Total consumptive use is 10.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	04E	22	SW	NE		IRR	4.0

A65-10840A

Page 1

Date: 04/22/91

MICROFILMED
SEP 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					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:
DOMESTIC USE UNDER A65-10670

14. Remarks:
MR. AND MRS. COOK PURCHASED THIS PROPERTY IN 1990.

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 X 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): Marilyn & Cook Date: 4/22/91

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of April 19 91

Roxanne McCarthy
Notary Public

Seal

Residing at Roxanne McCarthy, Notary Public
Residing at Idaho City, Idaho
My Commission Expires May 16, 1996.

WESTERN REGION

OWNER (S): Cook

CLAIM NUMBERS: 65-108401

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 (1148) () () () ()

ATTRIBUTES OF B65-POD.SHP (1128) () () () ()

X B65-DBPOU.DBF UPDATED BY sue

X B65-DBPOD.DBF UPDATED BY sue

NOTES:

AJ0749WP
No. R65-10840A

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

DATE: 11/18/99
PAGE: 1

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD G COOK	07/01/1874	IRRIGATION	04-01 11-01	0.085 CFS	
C	MARILYN R COOK					
	PO BOX 89					
	GARDEN VALLEY ID 83622					
	(208) 462-3576					
				TOTAL DIVERSION:	0.085 CFS	

Water Source: ANDERSON CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: DECREED

Point(s) of Diversion:

T09N R04E S23

SENE

BOISE 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
09N	04E	22	:					03	:											:	3.5
																				TOTAL ACRES	3.5

POU County: BOISE

Other Rights: DOMESTIC USE UNDER A65-10670

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

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

Comments: Date: 11/18/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS
MR. AND MRS. COOK PURCHASED THIS PROPERTY IN 1990.

Date: 11/18/1999 User-ID: SBOCK Subject: SPLIT
FOR INFO HOW SPLIT SEE MEMO IN FILE DATED 11/18/99

Audit: 11/18/99 SBOCK

AJ5809NP
No. R65-10840A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/27/99
PAGE: 138

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD G COOK	07/01/1874	IRRIGATION	04-01 11-01	0.10 CFS	
C	MARILYN R COOK PO BOX 89 GARDEN VALLEY ID 83622 (208) 462-3576			TOTAL DIVERSION:	0.10 CFS	14.00 AFA

Water Source: ANDERSON CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: DECREED

Point(s) of Diversion: T09N R04E S23

SENE

BOISE 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
09N	04E	22																	4.0
																			TOTAL ACRES

POU County: BOISE

Other Rights: DOMESTIC USE UNDER A65-10670

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

A65-02140A	A65-02140B	A65-02887A	A65-02887B	A65-05539	A65-05977	A65-06614	A65-06630	A65-06657	A65-09042
A65-10294	A65-10459	A65-10506	A65-10548A	A65-10548B	A65-10548C	A65-10680	A65-10784	A65-10840A	A65-10840B
A65-10934	A65-11394	A65-12282	A65-18110	R65-02140A	R65-02140B	R65-02887A	R65-02887B	R65-05539	R65-05977
R65-06614	R65-06630	R65-06657	R65-09042	R65-10294	R65-10459	R65-10506	R65-10548A	R65-10548B	R65-10548C
R65-10680	R65-10784	R65-10840B	R65-10934	R65-11394	R65-12282	R65-18110			

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

A65-05977	A65-09042	A65-10493	A65-10840	A65-10840A	A65-10840B	R65-05977	R65-09042	R65-10493	R65-10840B
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Remarks: GEN MR. AND MRS. COOK PURCHASED THIS PROPERTY IN 1990.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Audit: 03/26/99 JSHURTE

Comm: See File Re. Spent

WR5809NP
No. 65-10840

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/18/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EARL N. SIMPSON GARDEN VALLEY ID 83622	07/01/1874	IRRIGATION	04/01 11/01	0.170 CFS	
TOTAL DIVERSION:					0.170 CFS	

Water Source: ANDERSON CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED
Point(s) of Diversion: T09N R04E S23 SENE BOISE 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		
09N	04E	22	:									:									:	7.0		
																						7.0		

TOTAL ACRES

Pou County: BOISE

Dates:	App. Received:	Priority Date:	07/01/1874
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:08:06
10/16/99
133

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-10840A

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD G COOK	07/01/1874	IRRIGATION	04-01 11-01	0.100 CFS	
C	MARILYN R COOK					
TOTAL DIVERSION:					0.100 CFS	14.00 AFA
CONSUMPTIVE USE:						10.00 AFA

Water Source: ANDERSON CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED
Point(s) of Diversion: T09N R04E S23 SENE BOISE 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	
09N	04E	22	:				04													:	4.0	
																					TOTAL ACRES	4.0

POU County: BOISE

Other Rights: DOMESTIC USE UNDER A65-10670

Remarks: GEN MR. AND MRS. COOK PURCHASED THIS PROPERTY IN 1990.

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Memorandum

To: File
From: Sue Bock
Date: 11/18/99
Re: Split of 65-10840

This claim was filed on by Cook 65-10840A for 4 acres and by Ward 65-10840B for 4 acres. The original right was decreed for 7 acres and 0.17 cfs. Documents in the file shows that Cook purchased over 10 acres with 5.02 of those acres occurring in the SWNE of Sec 22. Ward, daughter of original claimant Simpson, has 5.52 acres in the SWNE of Sec 22

A memo in 65-10840B by Jan Shurte on 5/20/91, states that Ward feels she has more of the irrigated acres than Cook, and therefore filed on 4 acres also. It is apparent by looking at the 1987 NAPP photo that approximately 11.5 acres in the SWNE is irrigated, this does not take into account homes and out buildings. Additionally 3.66 acres in the SENW look irrigated, no water right covers these acres owned by Cook.

It is not possible in reviewing the original mylar field exam sheet where the 7 acres of irrigation took place. After talking with Jan about this, we thought it best to split the claim to 3.5 acres apiece and let second-round notice take care of the expanded acres.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:08
10/16/99

PAGE: 1
GENERAL INFORMATION

117
CLAIM NUMBER: A65-10840A

LAST: COOK
ADDRESS: PO BOX 89
CITY: GARDEN VALLEY
PHONE NUMBER: 208-462-3576

FIRST: DONALD G
STATE: ID ZIP: 83622

OWNER CODE: C

LAST: COOK
ADDRESS: PO BOX 89
CITY: GARDEN VALLEY
PHONE NUMBER: 208-462-3576

FIRST: MARILYN R
STATE: ID ZIP: 83622

OWNER CODE: C

LAST: SIMPSON
ADDRESS:
CITY: GARDEN VALLEY
PHONE NUMBER: 208-000-0000

FIRST: EARL N
STATE: ID ZIP: 83622

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN MR. AND MRS. COOK PURCHASED THIS PROPERTY IN 1990.

PAGE: 2
FIELD EXAMINATION INFORMATION

118
CLAIM NUMBER: A65-10840A

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: # A65-10840A PRIORITY DATE: 07-01-1874 STAGE: D
- B. WR RECORD: # 65-10840 PRIORITY DATE: 07-01-1874 STAGE: D
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

Y(☒) N(☐)

Y(☐) N(☒)

Y(☐) N(☒)

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: For more info on priority date, see file 65-00042

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RECOMMENDED PRIORITY DATE:

07-01-1874

REVIEWED BY

SB

DATE

11/18/99

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
A65-10840A	09N 04E	23		SE	NE			BOISE		

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

WR RECORDS IN SAME 40 ACRE TRACT

* 23 A PREFIX CLAIMS WITH THIS POD
** 23 R PREFIX CLAIMS WITH THIS POD
*** 17 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: ANDERSON CREEK

TRIB: PAYETTE RIVER, MIDDLE FORK

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
65-10840	09N 04E	23		SE	NE			BOISE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

***** 17 WR RECORDS WITH SAME WR POD
***** 23 A PREFIX CLAIMS IN SAME 40 ACRE TRA
***** 23 R PREFIX CLAIMS WITH THIS POD

SOURCE: ANDERSON CREEK

TRIB: PAYETTE RIVER, MIDDLE FORK

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: _____

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

TWP. 09N	RGE. 04E	SEC. 23	1/4	1/4 SE	1/4 NE	LOT	POD FLAG	COUNTY BOISE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: ANDERSON CREEK

TRIB: PAYETTE RIVER, MIDDLE FORK

REVIEWED BY: SB

DATE: 11/18/99

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

A. ROOT WATER RIGHT NUMBERS: A65-10840A
A65-10840B

R65-10840A

R65-10840B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	04E	22	SW	NE		COOK, DONALD G	A65-10840A / 4.0	- /	27.0		
			SW	NE		MILLS MOUNTAIN VIEW RANCH INC	A65-10493 / 1.0	65-10493 / 1.0			
			SW	NE		WARNER, JAMES A	A65-09042 / 4.0	65-09042 / 4.0			
			SW	NE		WARD, JEAN E	A65-10840B / 4.0	- /			
			SW	NE		PROJECT PATCH	A65-05977 / 1.0	65-05977 / 1.0			
			SW	NE		PROJECT PATCH	R65-05977 / 1.0	- /			
			SW	NE		MILLS MOUNTAIN VIEW RANCH INC	R65-10493 / 1.0	- /			
			SW	NE		COOK, DONALD G	R65-10840A / 4.0	- /			
			SW	NE		WARD, JEAN E	R65-10840B / 4.0	- /			
			SW	NE		COOK, DONALD G	A65-10670 /	- /			
			SW	NE		COOK, DONALD G	65-10670 /	- /			
			SW	NE		WARNER, JAMES A	R65-09042 / 4.0	- /			
			SW	NE		SIMPSON, EARL N.		65-10840 / 7.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-10840A 4.00 27.00

POU COUNTY: BOISE

3.5
12

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 POI AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-10840A	ANDERSON CREEK	COOK, DONALD G	0.100	0.025	14.00	3.50
R65-05977	ANDERSON CREEK	PROJECT PATCH	2.750	0.024		
A65-05977	ANDERSON CREEK	PROJECT PATCH	2.750	0.024		
R65-09042	ANDERSON CREEK	WARNER, JAMES A	3.800	0.023		
A65-09042	ANDERSON CREEK	WARNER, JAMES A	3.800	0.023		
R65-10493	GROUNDWATER	MILLS MOUNTAIN VIEW RANCH INC	0.060	0.060		
A65-10493	GROUNDWATER	MILLS MOUNTAIN VIEW RANCH INC	0.060	0.060		
R65-10840A	ANDERSON CREEK	COOK, DONALD G	0.100	0.025	14.00	3.50
A65-10840B	ANDERSON CREEK	WARD, JEAN E	0.100	0.025		
R65-10840B	ANDERSON CREEK	WARD, JEAN E	0.100	0.025		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-10493	DOMESTIC	MILLS MOUNTAIN VIEW RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
R65-10493	DOMESTIC	MILLS MOUNTAIN VIEW RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
A65-10670	DOMESTIC	COOK, DONALD G	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-10670	DOMESTIC	COOK, DONALD G	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: DOMESTIC USE UNDER A65-10670

E. IS THE CLAIMED POI 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 POI, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

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

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POI 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: See memo in file

RECOMMENDATIONS:

TOTAL ACRES: 3.5 N/A()

REVIEWED BY: SB

DATE: 11/18/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-10840A IRRIGATION	FROM 04-01 TO 11-01	0.100 CFS	
TOTAL DIVERSION RATE/VOLUME		0.100 CFS	14.00 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-10840 IRRIGATION	FROM 04-01 TO 11-01	0.170 CFS	
TOTAL DIVERSION RATE/VOLUME		0.170 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: 10

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

126

CLAIM NUMBER: A65-10840A

NOTES:

RECEIVED

7-1-76

AJ CLAIM TOTAL DIVERSION RATE: 0.100 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.170 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 2.5 x 0.02 CFS/ACRE = 0.05 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 = 14.00 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:

ad closed - See memo in file

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

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 0.100	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 10.0	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.100	_____	14.00	_____	10.0	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-10840

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
	0.170	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-10840A	0.100	R65-10840A	0.100	65-10840	0.170
-	A65-10840B	0.100	R65-10840B	0.100	-	
TOTAL CFS		0.200		0.200		0.170

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	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 _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
(X) OTHER <u>GIS Map</u>	DATE <u>11/18/99</u>	Y() N()
(X) OTHER <u>Hydrology Exam</u>	DATE <u>?</u>	Y() N()
(X) OTHER <u>Adjudication</u>	DATE <u>10-6-69 DHV-2KK-229</u>	Y() N()

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:08
10/16/99

PAGE: 16
QUICKLOOK INFORMATION

132
CLAIM NUMBER: A65-10840A

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					Done Done	SB 11-18-99		
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Idaho Dept. of Water Resources

Claim No(s): 65-10840A

Claimant(s): Cook

T09N, R04E, S 22

Prepared by: Sue Bock

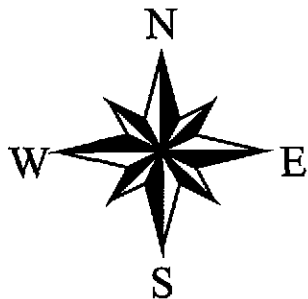
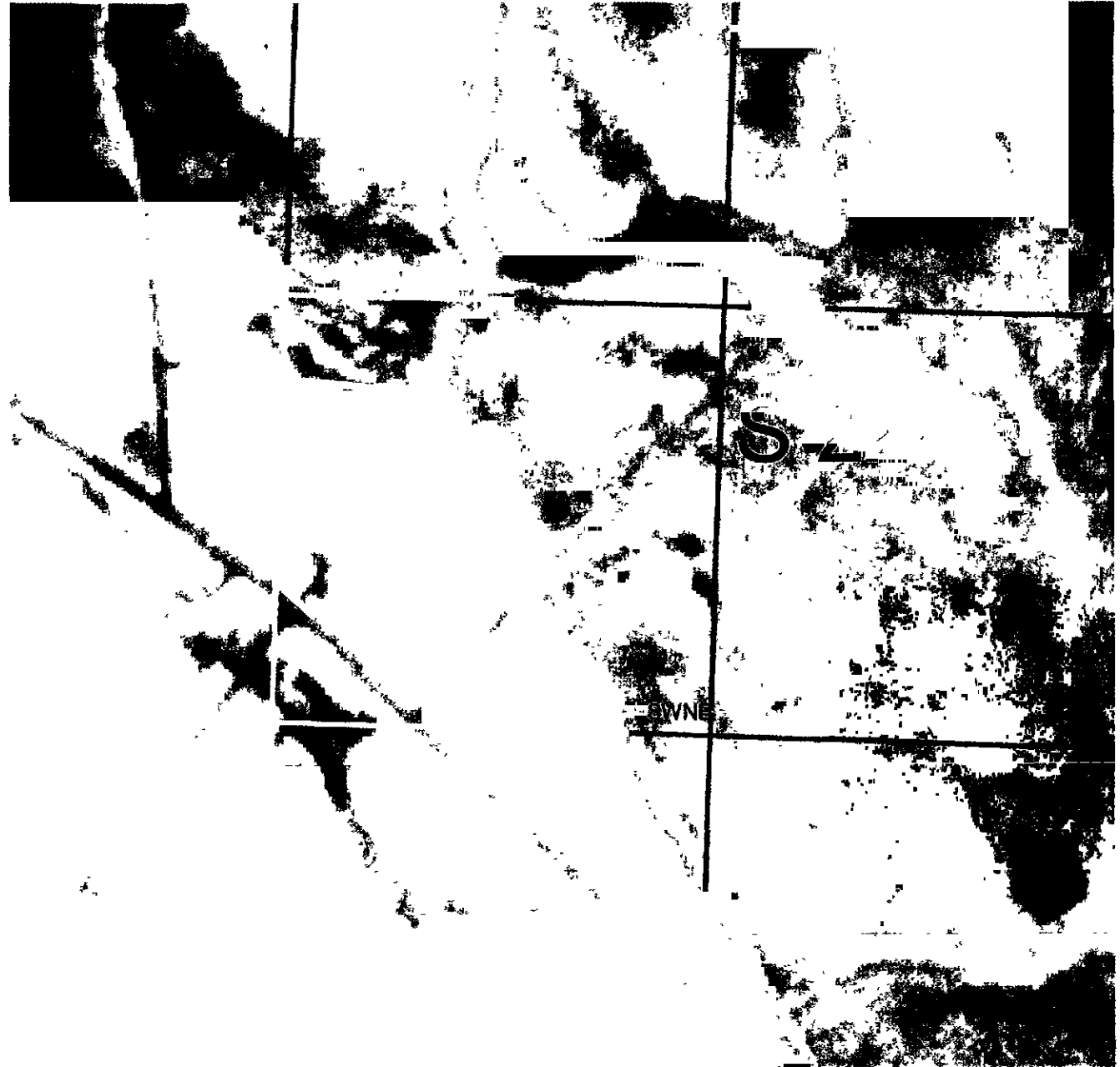
Date: 11/18/1999

 Place of Use

 Point of Diversion

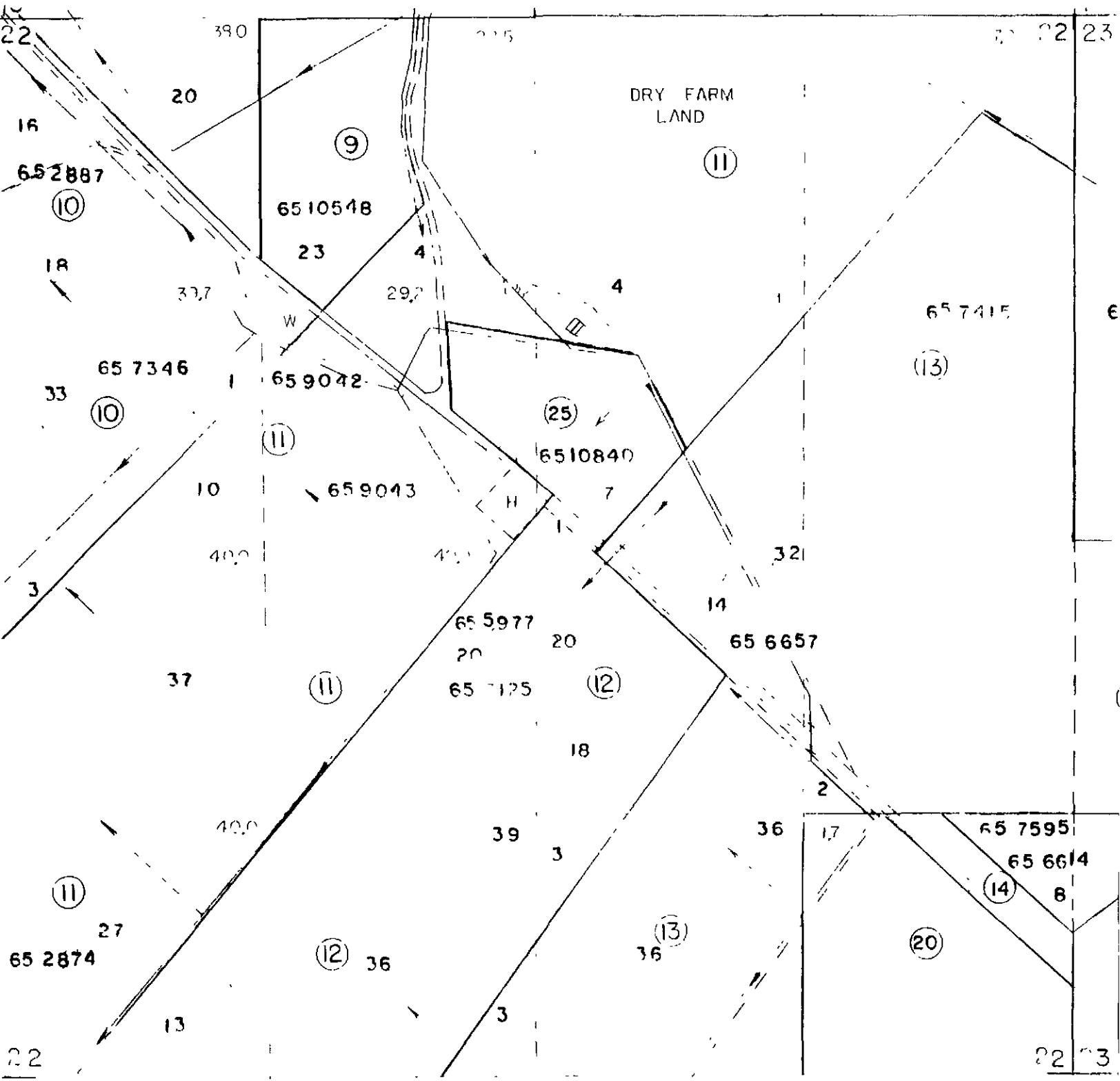
 Section lines

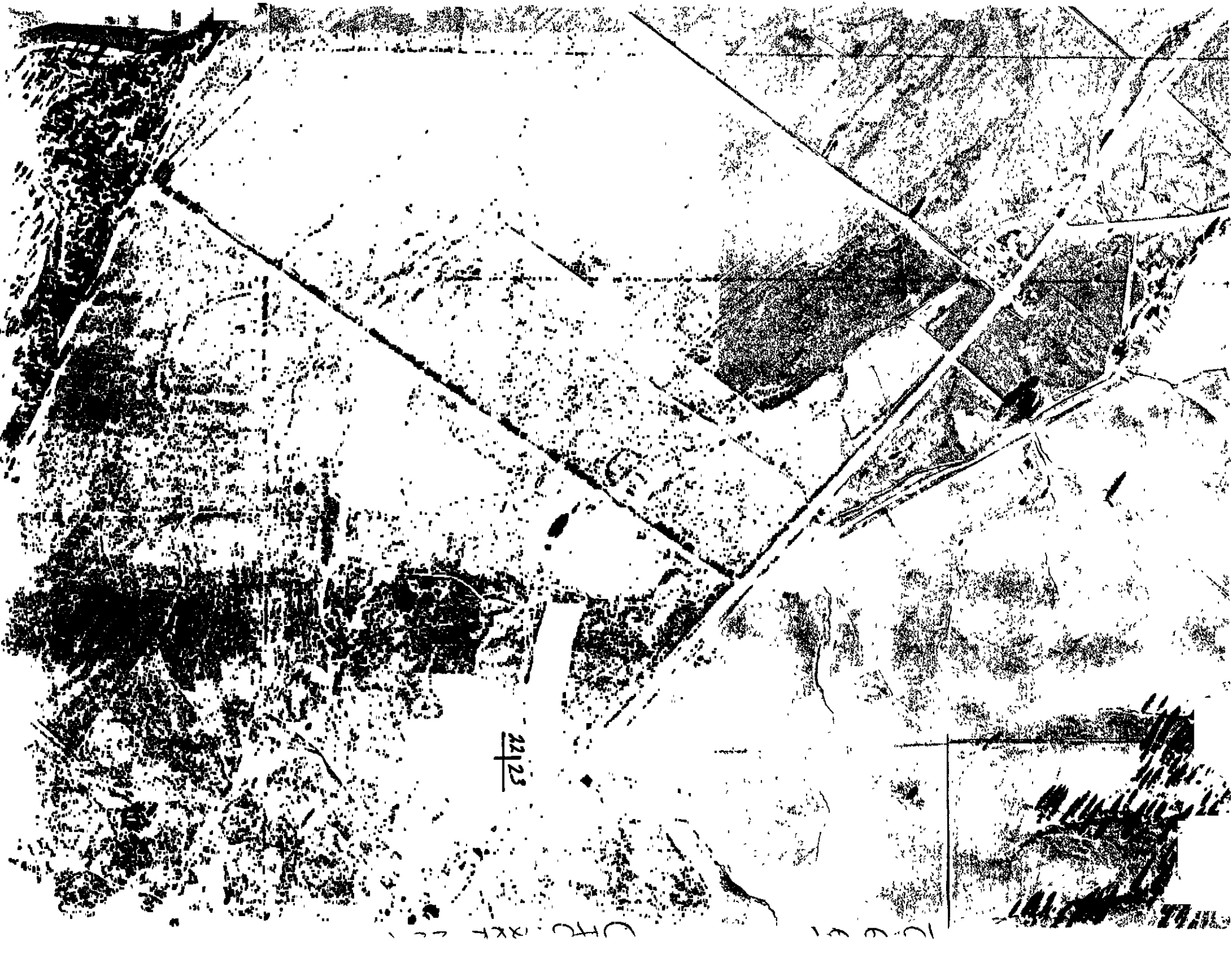
 1/4 1/4 lines



1987 NAPP Photo

0 0.3 0.6 Miles





22/23

CHC 22/23

CHC 22/23

CHC 22/23

WARRANTY DEED

FOR VALUE RECEIVED

JEAN ELLEN WARD, A MARRIED WOMAN AND EARL JAMES SIMPSON, A SINGLE MAN

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

DONALD G. COOK AND MARILYN R. COOK, HUSBAND AND WIFE

GRANTEE(S), whose current address is:
the following described real property in
more particularly described as follows, to wit

Box 89, Garden Valley, Idaho
BOISE County, State of Idaho, 8362

A parcel of land located in the Southeast 1/4 of the
Northwest 1/4, and the Southwest 1/4 of the Northeast 1/4 of
Section 22, Township 9 North, Range 4 East, Boise Meridian, Boise
County, Idaho; more particularly described as follows:

Beginning at a Brass Cap marking the North 1/4 Corner of
Section 22, T. 9 N, R. 4 E., B.M.; thence, along the north
section line of said Section 22, N 90°00'00"W 2606.02 feet to an
aluminum Cap marking the Northwest Corner of Section 22, T. 9 N.,
R. 4 E., B.M.; thence, S 50°07'51"E 3334.45 feet to an Iron Pin
on the northerly right-of-way line of the Garden Valley Highway,
also being the REAL POINT OF BEGINNING; thence, leaving said
right-of-way line, N 40°17'54"E 770.59 feet to an Iron Pin;
thence, S 35°34'06"E 309.67 feet to an Iron Pin; thence,
40°17'54"W 687.76 feet to an Iron Pin on the northerly right-
of-way line of said Highway; thence, along said right-of-way
line, and along a curve to the left, having a radius of 5779.58
feet, a central angle of 2°58'41", an arc length of 300.41 feet,
and whose chord bears N 51°04'43"W 300.38 feet to the REAL POINT
OF BEGINNING; said parcel containing 5.02 acres, more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises, that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or
done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and
agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if
any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same
from all lawful claims whatsoever

Dated: OCTOBER 12, 1990

Jean Ellen Ward
JEAN ELLEN WARD

Earl James Simpson
EARL JAMES SIMPSON

STATE OF IDAHO, County of ADA, ss.

On this 12th day of OCTOBER
in the year of 1990, before me, the undersigned, a Notary
Public in and for said State, personally appeared
JEAN ELLEN WARD

known or identified to me to be the person whose name
subscribed to the within instrument, and
acknowledged to me that she executed the same

Signature: Sharon M. Wilson
Name: SHARON M. WILSON
(type or print)
Residing at: BOISE, IDAHO
My commission expires 5/13/1994

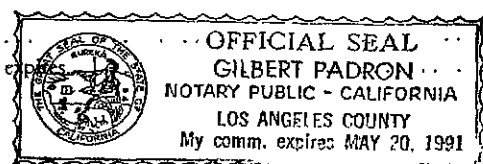
ACKNOWLEDGEMENT — Individual

STATE OF California, County of Los Angeles

On this 19th day of October
in the year of 1990, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Earl James Simpson
known or identified to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that he
executed the same

Signature: Gilbert Padron
Name: GILBERT PADRON
(type or print)

Residing at: My commission expires



Boise Title



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.

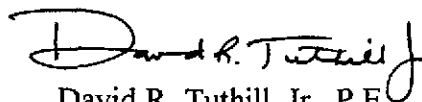
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without 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