

SPLIT TREE

CLAIM: 65-10948

AGENT: Ron Howerton

Date: 2-13-01

FACTOR = CFS 1.18 / ACRES 59 = .02

SPLIT A = FACTOR x N acres 13 = CFS .26

SPLIT B = FACTOR x N acres 46 = CFS .92

TOTALS 59 1.18

NAME ZIGGLER

RIGHT 65-10948

CFS 1.18

ACRES 59

TRACT(S) 527 SWSW (13)

528 NESE (16) SESE (30)

NAME KRAMER

SPLIT A

CFS .26

ACRES 13

TRACT(S) 527 (SWSW) (13)

NAME ZIEGLER

SPLIT B

CFS .92

ACRES 46

TRACT(S) 528 (NESE) (16)

528 (SESE) (30)

T08N R04W
S28

Idaho Department of Water Resources

Claim: 65-10948B
Prepared by:
RON HOWERTON
Modified 4-25-01

 Place of use

 POD

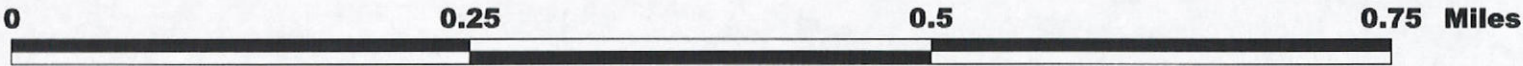
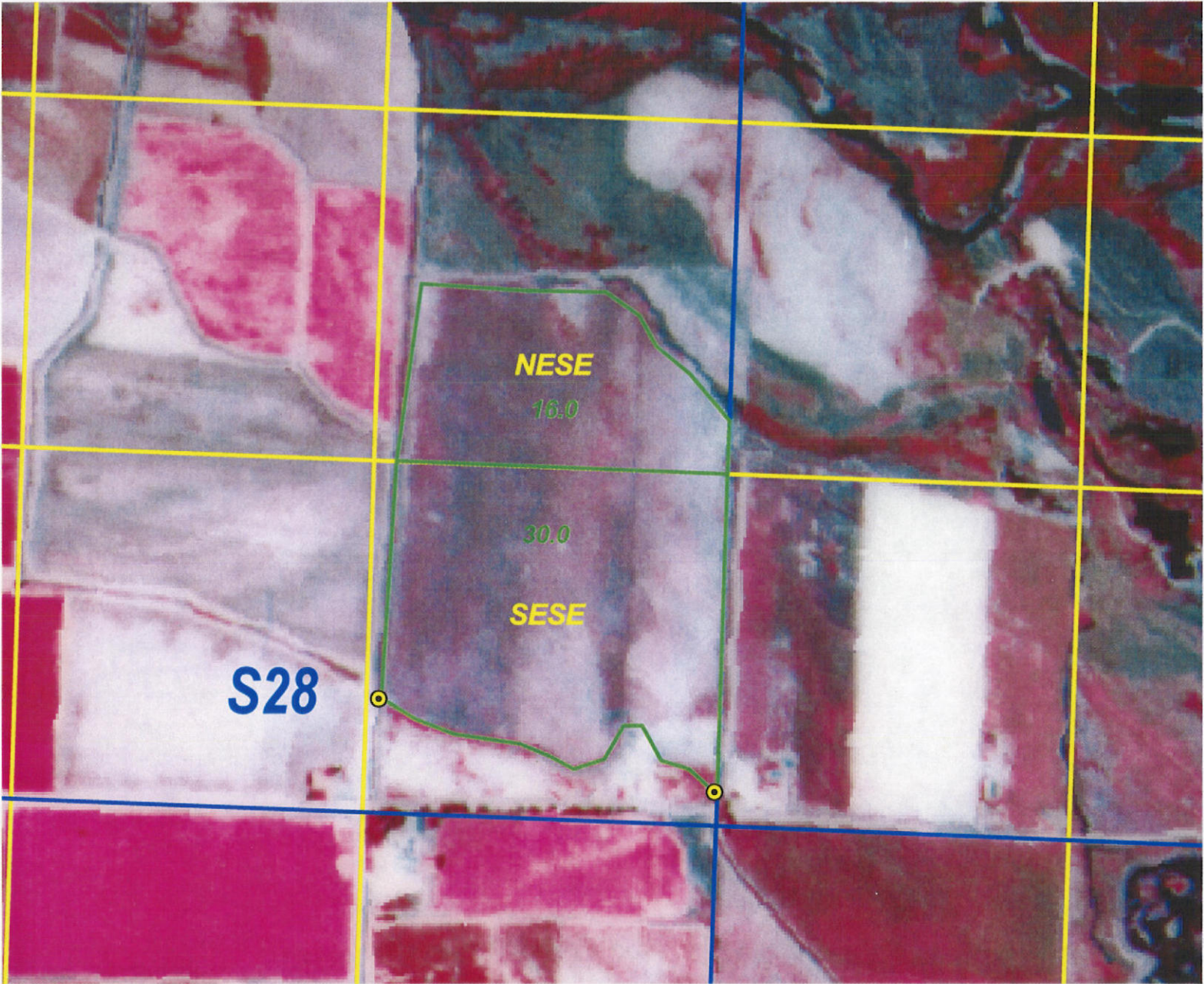
 SECTION

 1/4 1/4

46.0 Acres



1987 NAPP



T08N R04W
S28

Idaho Department of Water Resources

Claim: 65-10948B
Prepared by:
RON HOWERTON
Modified 4-25-01

 Place of use

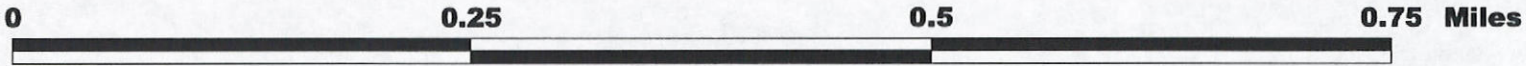
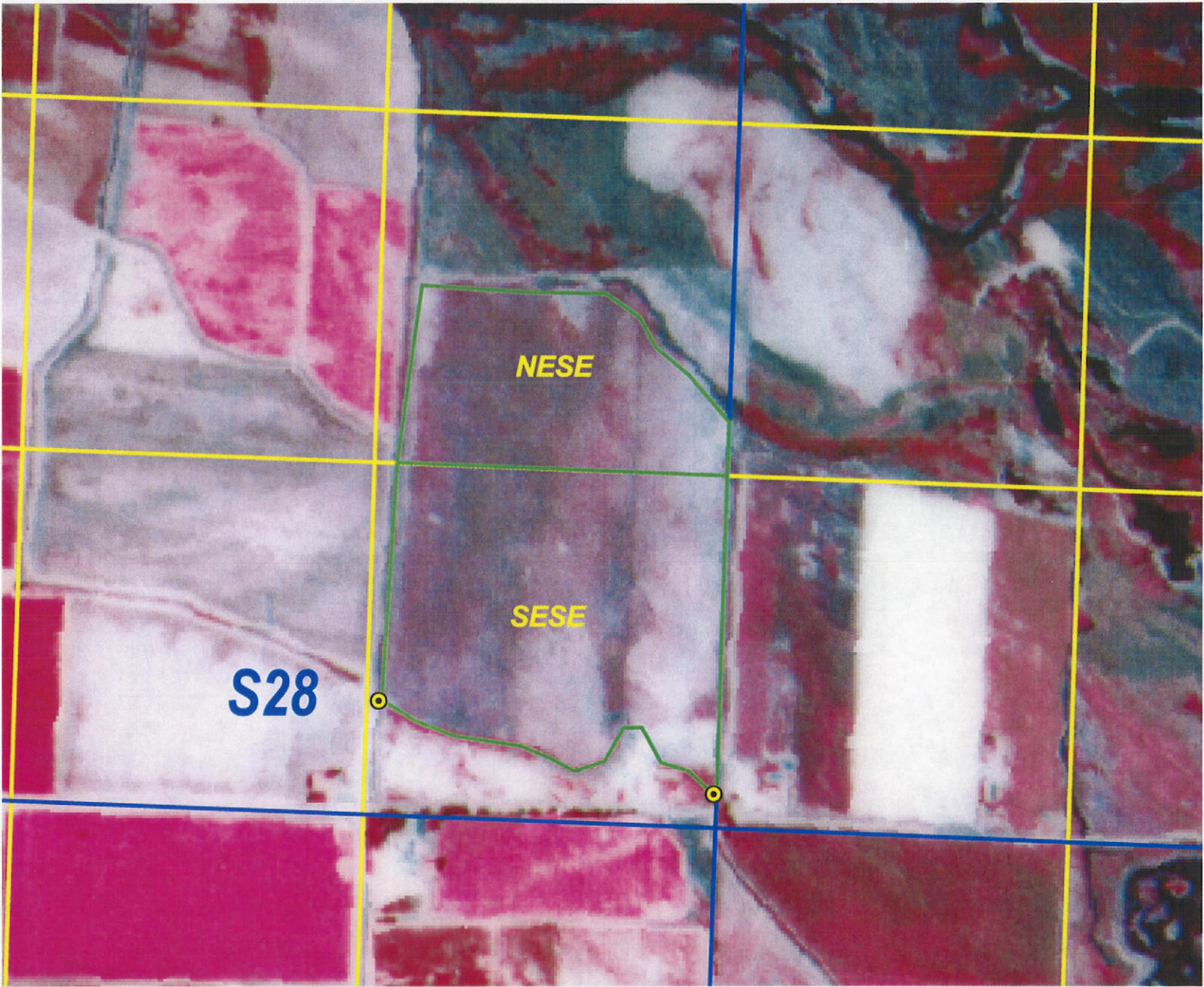
 POD

 SECTION

 1/4 1/4



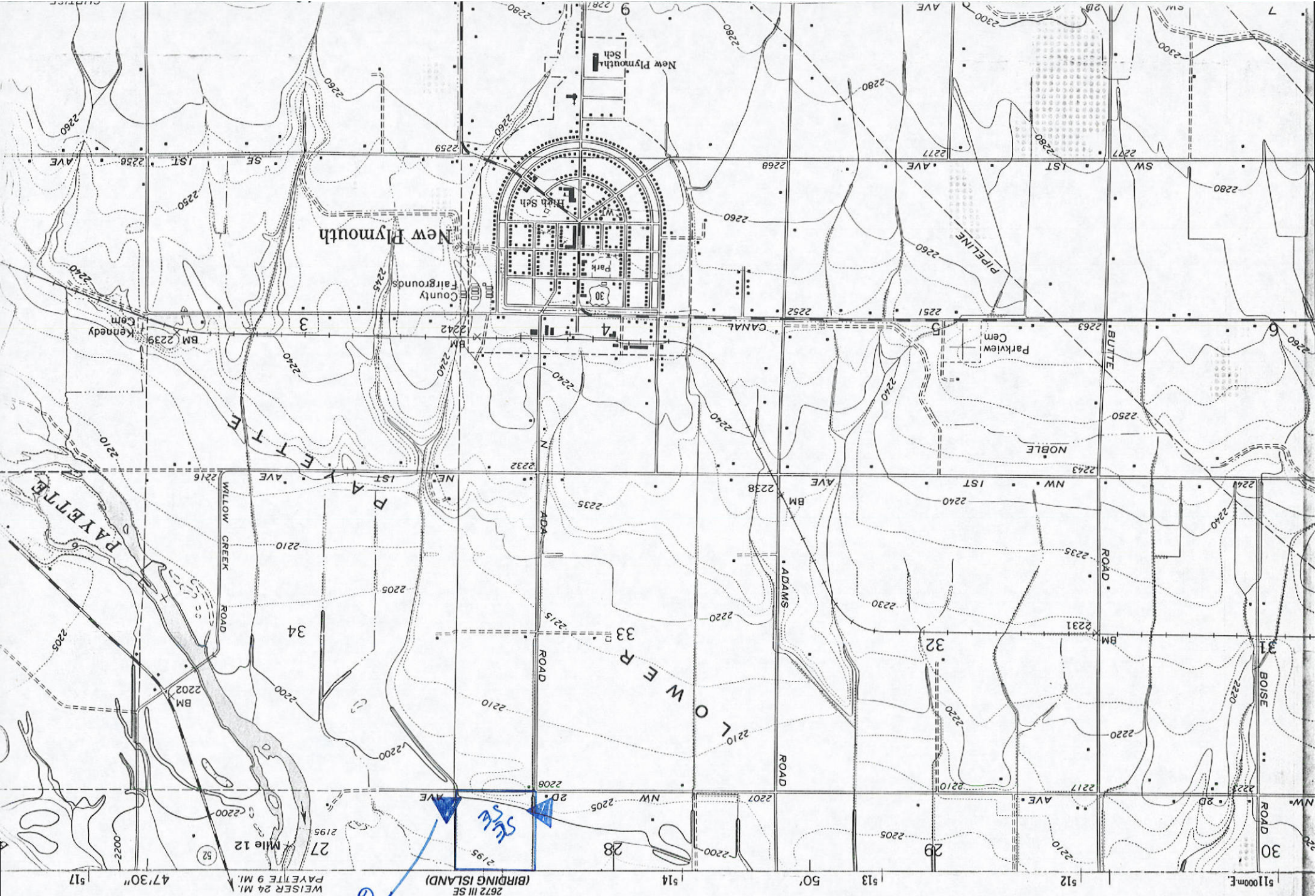
1987 NAPP

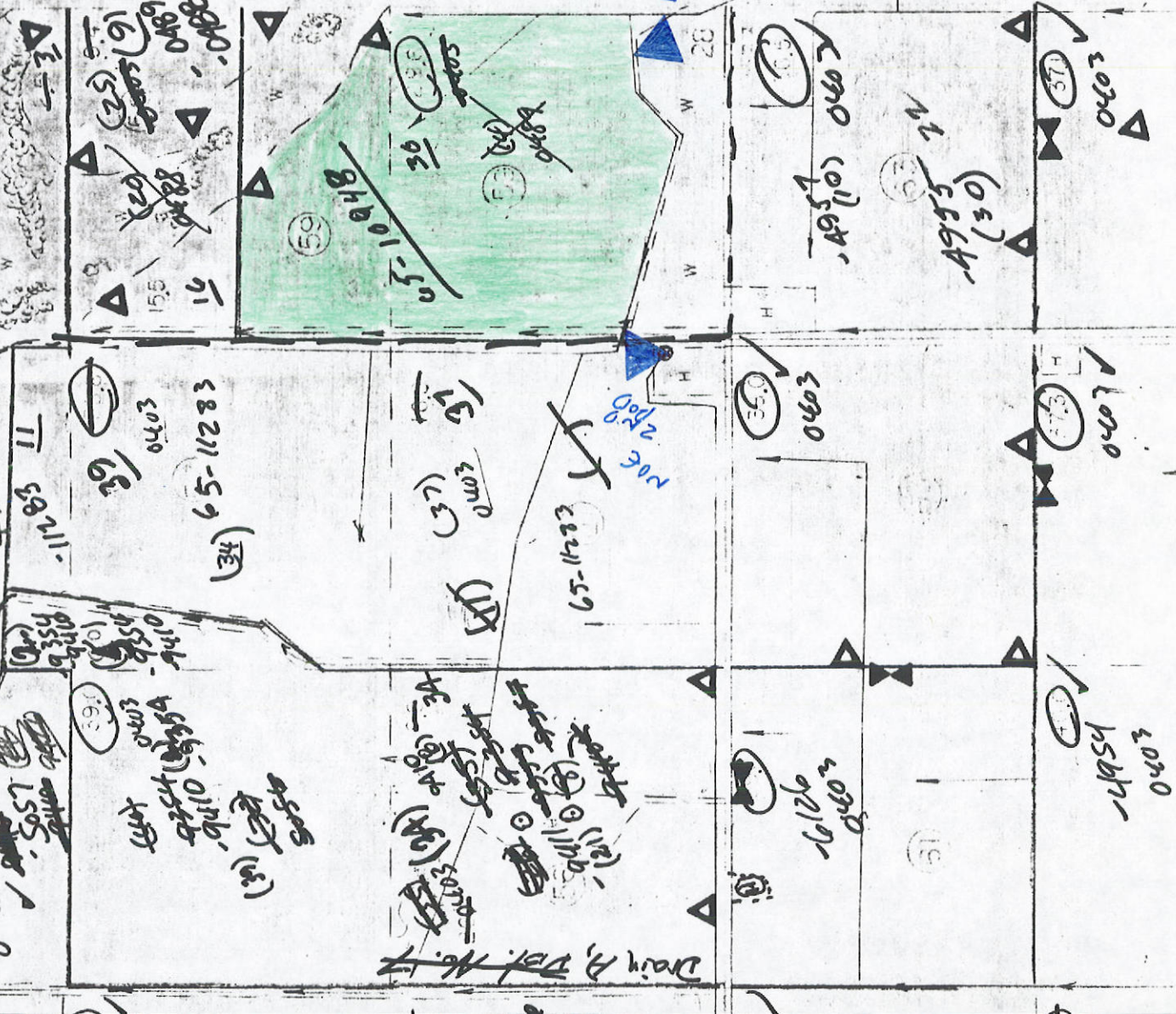


UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND SURVEY

W-4 TO PO
1965-1975 (inspected)

T&R R4W
S28 SESE
Pad
GS-10949B
2672 III SE
(BIRDING ISLAND)





2059 NC

P/D TAN R4W 528 SE 5E NC

average of the
copied on
mylar
1128/90

7758 not with

PREA BLUEPRINT - MAP F" - T8N R4W 528 A65-10948 B

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 65-10948B
Date Received: 4/18/90
Receipt No:
Received By:

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

1. Name of Claimant(s)

MARVIN ZIEGLER Phone: (208)278-5369
4486 NW 2ND AVE
NEW PLYMOUTH ID USA 83655

NORMA JEAN ZIEGLER Phone: (208) 278-5369
4486 NW 2ND AVE
NEW PLYMOUTH ID USA 83655

2. Date of Priority: 04/15/1902

3. Source: WASTE WATER Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	04W	28	SE SE	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	0.92	

7. Total Quantity Appropriated is:
0.92 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
08N	04W	28	NE SE	IRRIGATION	16
			SE SE	IRRIGATION	30

Total Acres 46

13. Other Water Rights Used:

THIS CLAIM IS THE RESULT OF A SPLIT FOR A PORTION OF 65-10948. ORIGINALLY
SPLIT BY H. HARRINGTON. CREATED "B" PORTION 2/13/2001. DB
ADDRESS CHANGED BY RDH 4/25/01.

16. Signature(s)

Number of attachments: _____

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

_____ Date: _____

State of Idaho)
) SS.
County of _____)

of _____ 20__

My commission Expires _____

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS OF NOTICE OF CLAIM

☒ Water Right Number(s):

65-10948B

☐ Claimant Name(s):

Marvin & Norma Ziegler

☐ Old Mailing Address:

2020 Fairway Dr. No. 2
Orange, CA. 92666

☒ New Mailing Address:

4486 NW 2nd Ave.
New Plymouth, ID. 83655

Telephone Number:

(208) 278-5369

☐ Signature of Claimant(s):

Norma J. Ziegler - Marvin H. Ziegler

Date:

4/5/2001

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 65-10948B
Date Received: 4/18/90
Receipt No:
Received By:

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

1. Name of Claimant(s): MARVIN H ZIEGLER
2020 FAIRWAY DR NO. 2
ORANGE CA USA 92666

Phone: (714) 997-8713

NORMA JEAN ZIEGLER
2020 FAIRWAY DR NO. 2
ORANGE CA USA 92666

Phone: (714) 997-8713

2. Date of Priority: 04/15/1902

3. Source: WASTE WATER Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	04W	28	SE SE	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	0.92	

7. Total Quantity Appropriated is:
0.92 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	04W	28	NE SE SE SE		IRRIGATION IRRIGATION	16 30
Section Acres						46
Total Acres						46

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:

This claim is the result of a split for a portion of 65-10948. Originally split by H. Harrington. Created "B" Portion 2/13/2001. DB

15. Basis of Claim: Decreed

SPLIT

WR0749NP
No. 65-10948 **B**

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/16/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARVIN H. ZIEGLER	04/15/1902	IRRIGATION	03/15 11/15	~~1.180~~ CFS	92
C	NORMA JEAN ZIEGLER					CFS
					TOTAL DIVERSION:	1.180 CFS

ROUTE 2, BOX 409
NEW PLYMOUTH ID 83655

2020 FAIRWAY DR #2

ORANGE CA 92666

PH # (714) 997-8713

~~C JOHN COSTNER~~
~~C MARIE COSTNER~~

Water Source: WASTE WATER

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T08N R04W S28 SESE
~~S34 SWSW~~

PAYETTE County
PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE			
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	04W	27	:		:		:		:		:		:	15	:		:		:		:		:		13.0
08N	04W	28	:		:		:		:		:		:		:		:	16	:		:		:	30	46.0
																							TOTAL ACRES	59.0	

Pou County: PAYETTE

Dates: App. Received: Priority Date: 04/15/1902
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

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

CLAIM WAS ORIGINALLY SPLIT BY H. HARRINGTON
INTO A65-10948 "A", CREATED A
"B" PORTION...

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: A65-10948
Date Received: 4/18/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPLIT RIGHT
Address:

X ID 0

2. Date of Priority: APR 15, 1902

3. Source: WASTE WATER Trib. to: PAYETTE RIVER
SPLIT RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	04W	28		SE	SE		PAYETTE
		34		SW	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	1.180		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	04W	27	SW	SW		IRR	13.0

~~MICROFILMED~~
SEP 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	13.0
		28	NE	SE	IRR	16.0
			SE	SE	IRR	30.0
					Section Acres	46.0
					Total Acres	59.0

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:

THIS RIGHT HAS BEEN SPLIT AND CLAIMED AS FOLLOWS:

A65-10948A: KRAMER, 13 ACRES IN SWSW, SEC. 27., .26CFS. HLHT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

~~MICROFILMED~~
~~SEP 24 1992~~

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

~~MICROFILMED~~

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED
MAY 24 2001

WATER RESOURCES
WESTERN REGION

65-10948B

Ron

MARVIN H ZIEGLER

65-10948B

NORMA JEAN ZIEGLER
2020 FAIRWAY DR NO 2
ORANGE, CA 92666

RETURN TO SENDER
ATTEMPTED
NOT KNOWN

RETURN TO SENDER
ATTEMPTED
NOT KNOWN

92666-5082 0022



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

04/25/2001

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

RIGHT NUMBER: 65-10948B

NAME AND ADDRESS: MARVIN ZIEGLER
NORMA JEAN ZIEGLER
4486 NW 2ND AVE
NEW PLYMOUTH, ID 83655

SOURCE: WASTE WATER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.92 CFS

PRIORITY DATE: 04/15/1902

POINT OF DIVERSION: T08N R04W S28 SESE Within PAYETTE County
T08N R04W S28 SESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.92 CFS

PLACE OF USE:

<u>IRRIGATION Within PAYETTE County</u>				
T08N R04W S28	NESE	16	T08N R04W S28	SESE 30

46 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 - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

03/09/2001

NOTICE OF ERROR
REPLY

RECEIVED

APR 09 2001

WATER RESOURCES
WESTERN REGION

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

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

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

Water right number: 65-10948B

MARVIN H ZIEGLER
2020 FAIRWAY DR NO 2
ORANGE CA 92666
Telephone Number: (714) 997-8713

NORMA JEAN ZIEGLER
2020 FAIRWAY DR NO 2
ORANGE CA 92666
Telephone Number: (714) 997-8713

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

*change of address - see attached form
Please show two point of P.O.D.*

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

see change of address

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

*Both P.O.D's have been used.
since 1977 established practice
since early 1900's*

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

DATE: 4/5/01

SIGNATURE: Norma J. Ziegler Marvin H Ziegler

Please print your name: Marvin & Norma Ziegler

RECEIVED

APR 11 2001

WATER RESOURCES
WESTERN REGION

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 354-2190

*SENT CHANGES
BACK
4-25-01
RON
SF*

3

DATE: 02/13/01
PAGE: 1

TOTAL DIVERSION: 1.180 CFS .92

Tributary to: PAYETTE RIVER

PAYETTE County
PAYETTE County

T08N R04W S28

SESE

STC

TOTAL ACRES	59.0
-------------	------

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 04/15/1902
Proof Made Date:
Exam Sent to S.O.:

Field Exam Fee:

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

ERROR IN Payoffs
Decree, 2nd PTD

- has existed since 1977 or earlier per owner. ADD CO3 condition

SPLIT TREE

CLAIM: 65-10948

AGENT: Ron Howerton

Date: 2-13-01

FACTOR = CFS 1.18 / ACRES 59 = .02

SPLIT A = FACTOR x N acres 13 = CFS .26

SPLIT B = FACTOR x N acres 46 = CFS .92

TOTALS 59 1.18

NAME ZIEGLER

RIGHT 65-10948

CFS 1.18

ACRES 59

TRACT(S) 527 SWSW (13)

528 NESE (16) SESE (30)

NAME KRAMER

SPLIT A

CFS .26

ACRES 13

TRACT(S) 527 (SWSW) (13)

NAME ZIEGLER

SPLIT B

CFS .92

ACRES 46

TRACT(S) 528 (NESE) (16)

528 (SESE) (30)

SD-0607-2 Prefix: A Basin: 65 Starting Water Right: 10948

STATE

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code	Desc
A65-10948	SPLIT RIGHT,	C	04/15/1902	/Z	WASTE WATER SPLIT RIGHT	01	IRR
A65-10948A	KRAMER, CHRISTINE R KRAMER, GLENN D	C C	04/15/1902	D/	WASTE WATER	01	IRR
A65-10949	KRAMER, CHRISTINE R KRAMER, GLENN D	C C	10/01/1974	D/	GROUNDWATER	43	DOMEST
A65-10950	DOVEL, GEORGE WALLACE, ELISABETH V	C C	04/01/1878	J/	PORTER CREEK	01 04	IRR STOCK
A65-10951	DOVEL, GEORGE WALLACE, ELISABETH V	C C	06/01/1912	J/	PORTER CREEK	01 04	IRR STOCK
A65-10952	DOVEL, GEORGE	C	06/01/1900	D/	SPRING	43	DOMEST
A65-10953	WALLACE, ELISABETH V DOVEL, GEORGE	C C	06/01/1946	J/	PORTER CREEK	43	DOMEST
A65-10954	BUCKLEY, ROY B BUCKLEY, WILMA L	C C	04/01/1968	D/	COSKI CREEK	04 01	STOCK IRR
A65-10955	BEHRMAN, J FRED	C	05/01/1965	D/	GROUNDWATER	43	DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

**T08N R04W
S28**

Idaho Department of Water Resources

**Claim: 65-10948B
Prepared by:
RON HOWERTON
Modified 4-25-01**

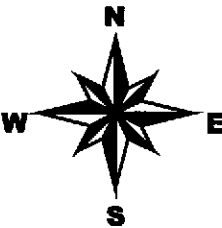
 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**

46.0 Acres



1987 NAPP



**T08N R04W
S28**

Idaho Department of Water Resources

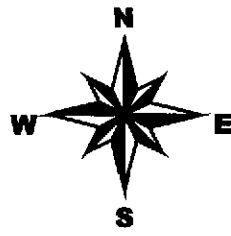
**Claim: 65-10948B
Prepared by:
RON HOWERTON
Modified 4-25-01**

 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



UNITED STATES
DEPARTMENT OF THE INTERIOR
LAND SURVEY

W-4 TO PO
1965-1975 (inspected)

