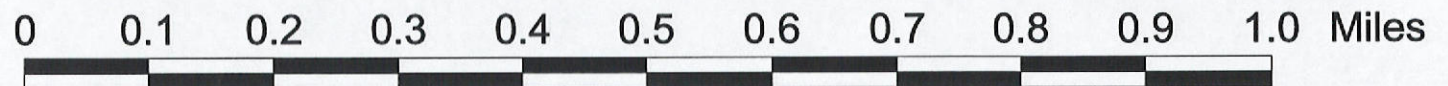
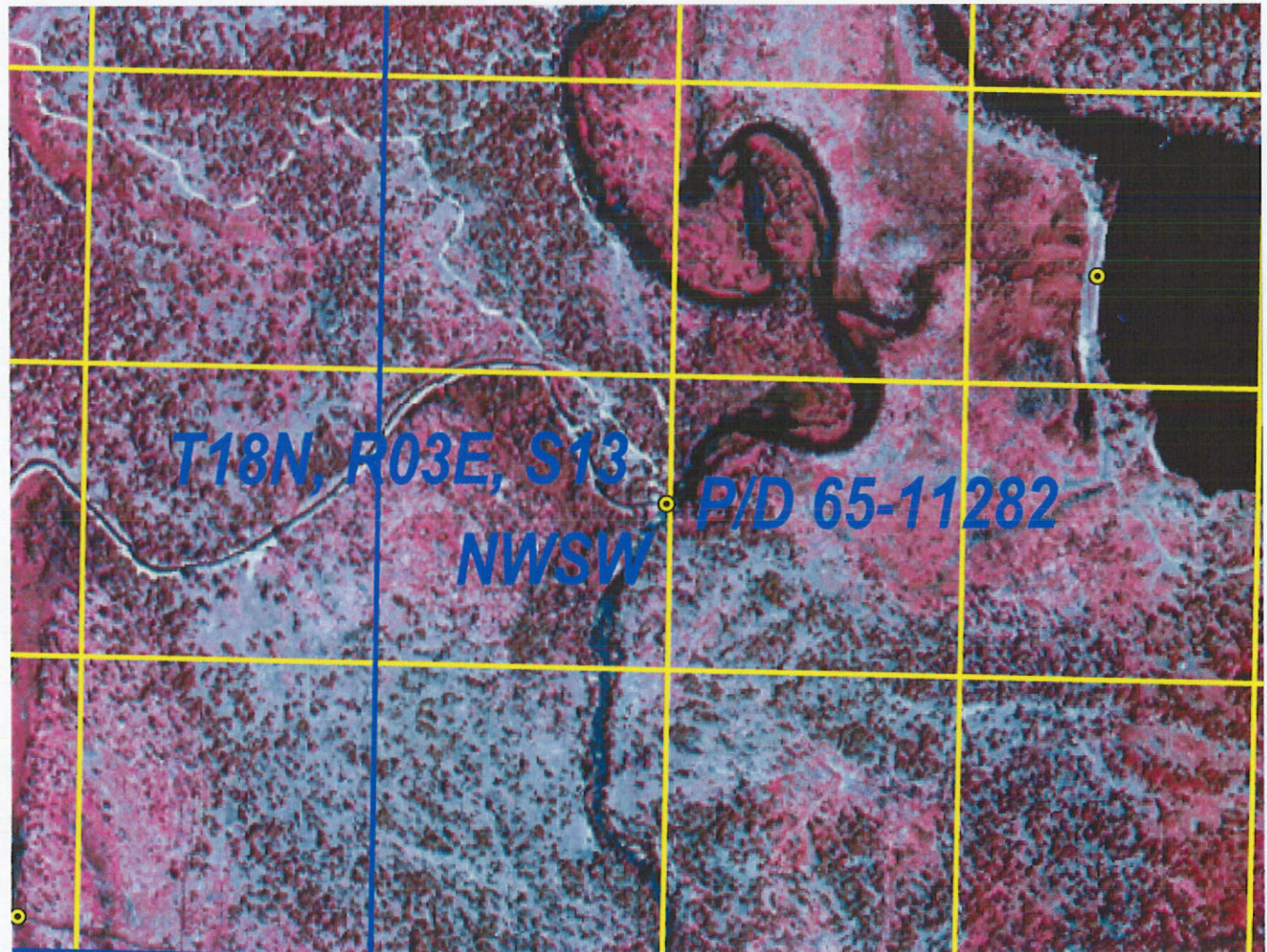


65-11282

- Point of Diversion



1987 NAPP



Idaho Department of Water Resources

T18N, R03E
S26 & S35

Claims: 65-11282
Owner : HEIKKILA
Prepared by:
Ron Howerton
Date: 07 July 99

 Place of use

 POD

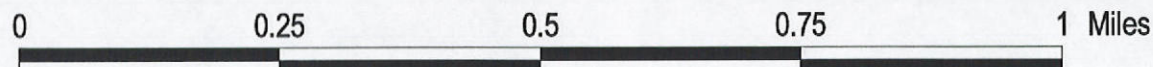
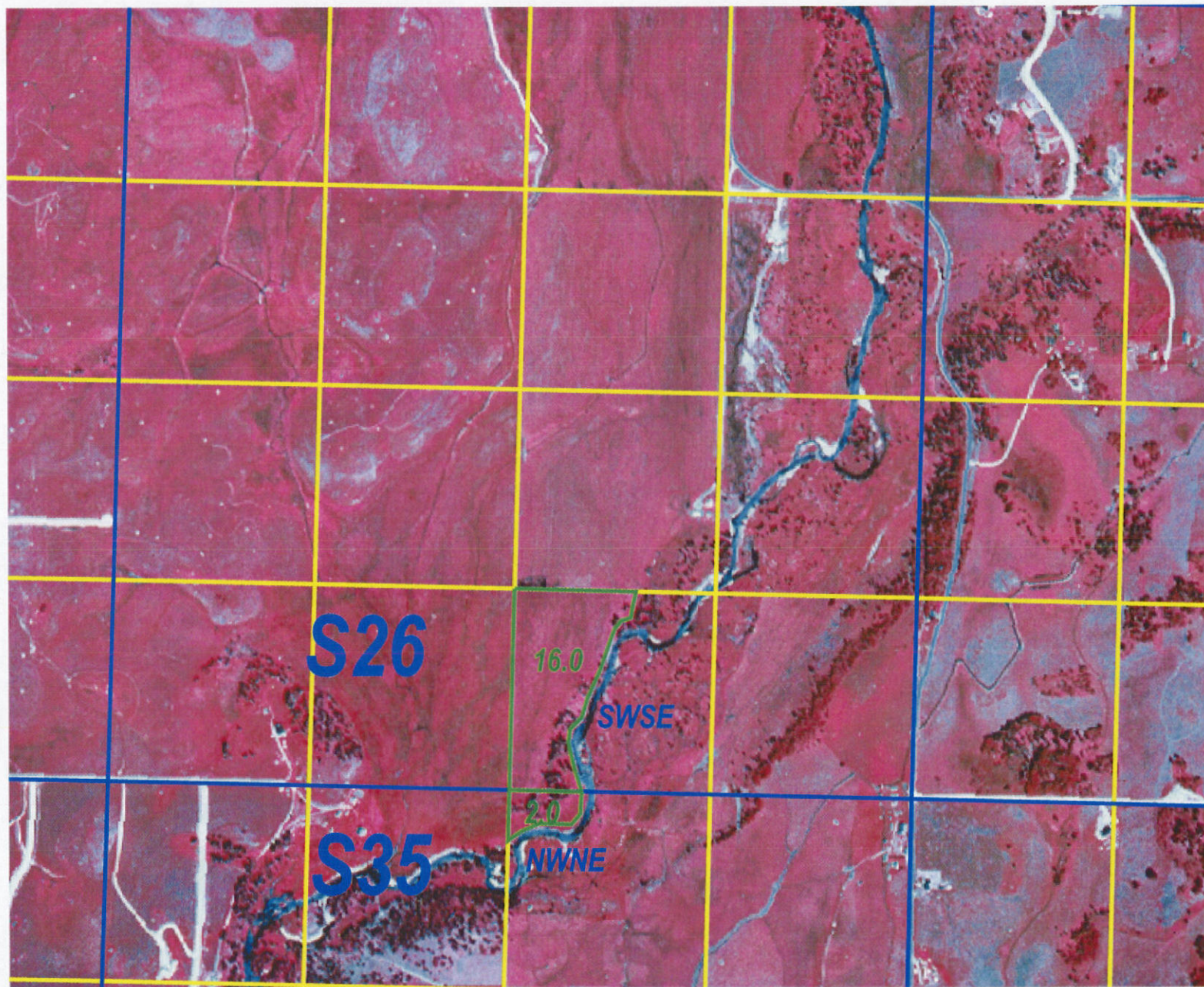
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 1/4 1/4 Lines

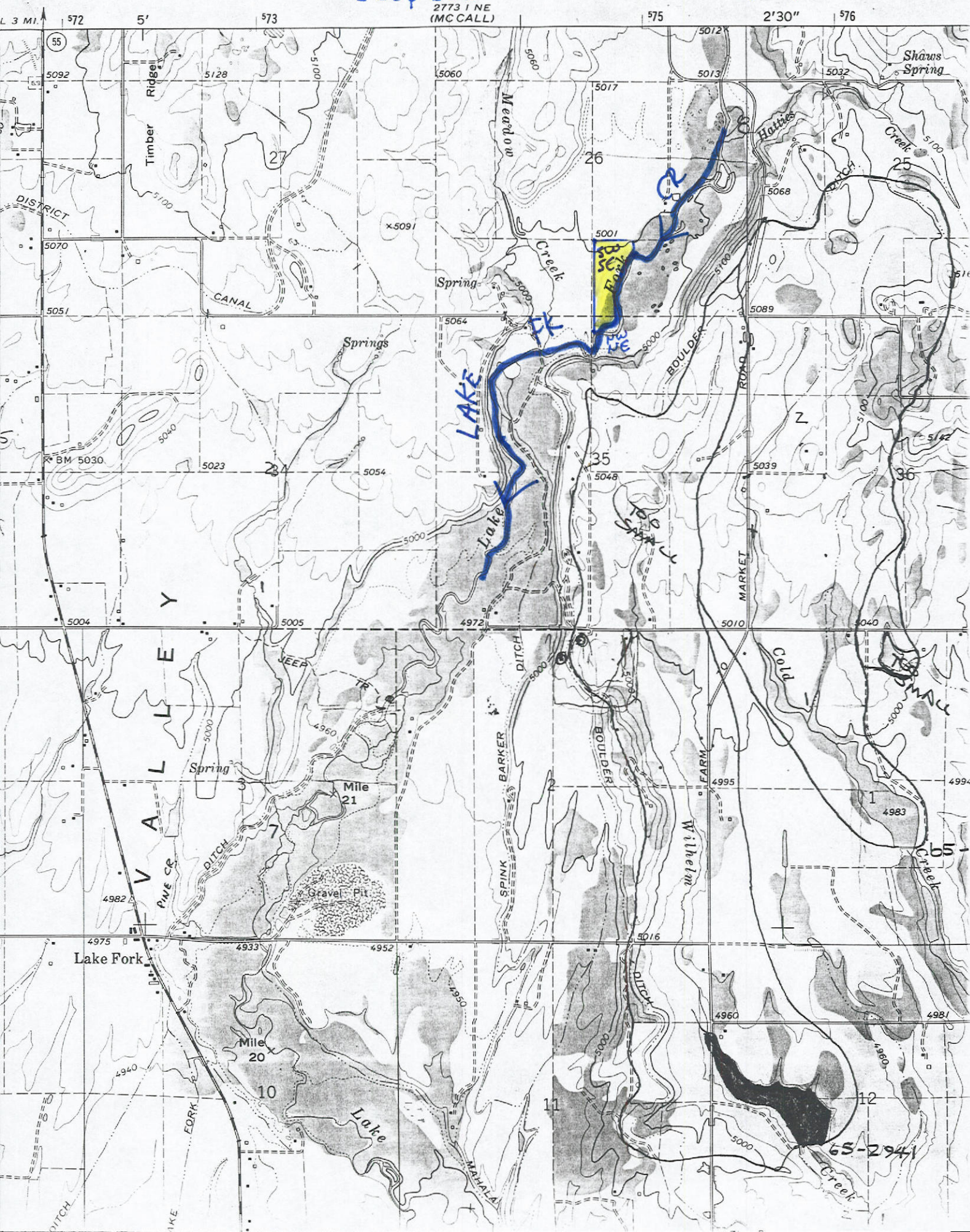
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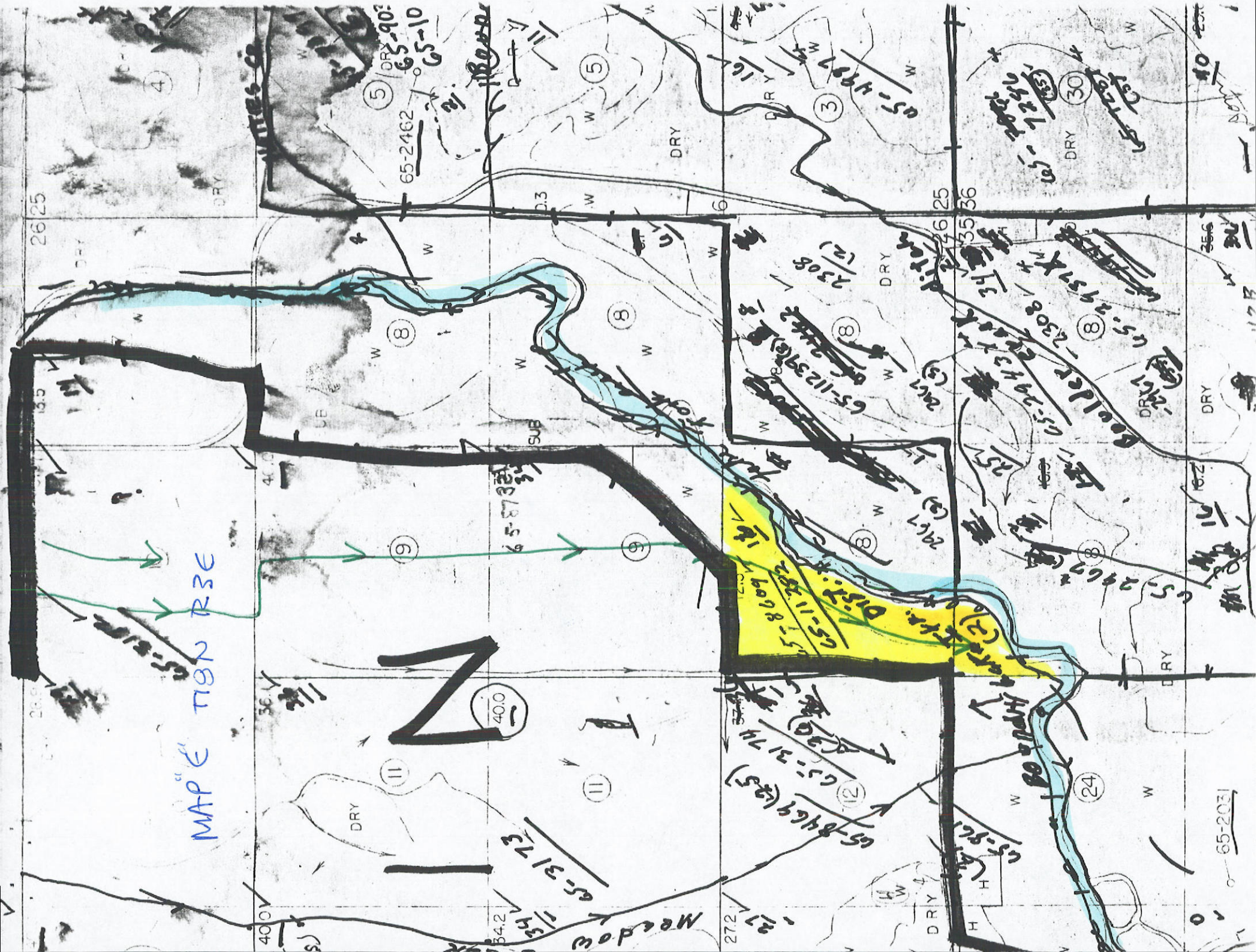
1987 NAPP



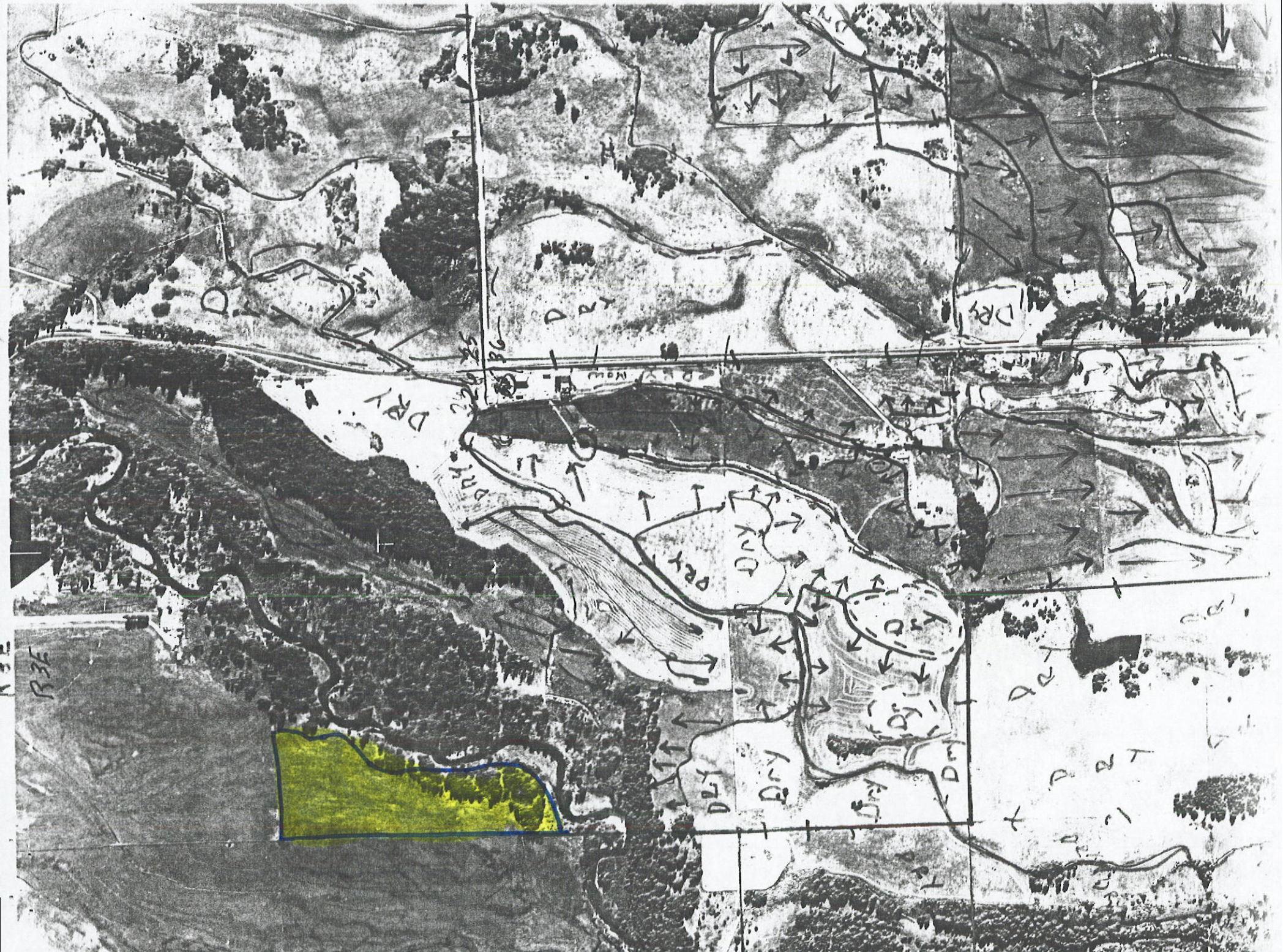
560
1973



MAP "E" T8N R3E



1961 PRBA MAP DH2-2BB-74



IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____

**NOTICE OF CLAIM
TO A
WATER RIGHT**

DRAINAGE BASIN.

65-11282

I.D. No.

Map No.

\$

Fee Paid

Receipt No.

Notice is hereby given that Vernon Heikkila

(Name of Claimant)

Rt. 1 McCall Idaho

83638

Telephone No.

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)
July 1, 1928 6-1-1929 (See attached memo)
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Lake Fork Creek tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .36 Use Irrigation 54 AF Period of Use From 4/15 To 10/15
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) .36 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW SW
Sec. 17, Twp. 18N, Rge. 3E, B.M. XXXXXXSSEXX County _____
Additional Points: NE 1/4 Sec 23 18N 3E TAP FROM DITCH
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>18</u>	<u>1</u>	<u>26</u>																	
		<u>35</u>			<u>2</u>														<u>2</u>

Total no. of acres 18

- B) 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:

- (7) If you are claiming water as a member of an organization, list name of organization: This is water combined
- (8) Remarks Flood water right delivered through Lake Fork canal system
with 65-8609 shall provide no more than 0.02 cfs/ft, no more than 3 AF/ft
- (9) 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 previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

10-4-78
(Date)

Individual Vernon Heikkila
(Signature of Claimant)

Organization _____
(Signature of Spouse)

State of _____ ss. Organization _____

County of _____ Seal _____

On this 4th day of October, in the year 1978 before me

a notary public, personally appeared Vernon Heikkila
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires lifetime Notary Public residing at Finney

9KN 10/4/78

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-11282
Date Received: 11/25/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IRENE HEIKKILA
Address: ROUTE 1, BOX 94
MC CALL, ID

83638

MAR 27 1989

Department of Water Resources

2. Date of Priority: JUN 01, 1929

3. Source: LAKE FORK CREEK

Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
18N	03E	13	NW	SW			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.360		

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

A.F.A.

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
18N	03E	26	SW	SE		IRR	16.0
						Section Acres	16.0
		35	NW	NE		IRR	2.0
						Section Acres	2.0

MICROFILMED
SEP 24 1992

10. Place of Use: Continued

Total Acres 18.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

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

MICROFILMED

SEP 24 1992

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): Irene E. Laikala Date: 3/21/89

Date: _____

State of Idaho)
County of Valley) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of March 19 89

Robert S. P. P. P.
Notary Public

Seal

Residing at McCall, Idaho
My Commission Expires 8/26/91

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: A65-11282
Date Received: 12/20/1988 *RLT*
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ESTATE OF VERNON HEIKKILA
Address: ROUTE 1, BOX 94
MC CALL, ID 83638

2. Date of Priority: JUN 01, 1929

3. Source: LAKE FORK CREEK Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	13	NW	SW			VALLEY

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.360		

7. Total Quantity Appropriated is:
0.360 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
18N	03E	26	SW	SE		IRR	16.0
						Section Acres	16.0
		35	NW	NE		IRR	2.0
						Section Acres	2.0

MICROFILMED
SEP 24 1992

10. Place of Use: Continued

Total Acres 18.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

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

MICROFILMED

SEP 24 1992

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 Organizations:

I do solemnly swear or affirm that I am trustee of
Vernon Heikkila Estate, that I have signed the foregoing
Organization Title
document in the space below as trustee of
Title
Vernon Heikkila Estate and that the statements contained in the
Organization
foregoing document are true and correct.

Alan E. Maki
Signature of Authorized Agent

trustee, Vernon Heikkila
Title and Organization

December 20, 1988
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of December 19 88

Walter Harrington
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12-1-1994

Idaho First National Bank, N.A. as Trustee. All the property transferred and delivered to the Trustee shall, upon written acceptance thereof by the Trustee, constitute the trust estate and shall be held, managed and distributed as herein- after provided.

ARTICLE I

1. ADMINISTRATION OF TRUST: In all dealings with the Trust Estate which would result in the disposition of principal or in making any investments of a type not held by me at the time of my death, I instruct the Trustee to first seek the advice of Marv Heikkila, Allan E. Maki, and ~~James L. Schoenhub~~ ^{+ TAC MILLER Summer '85}, hereinafter call the "Advisors", three individuals in whom I have trust and who have knowledge of my present holdings. However, the Bank as Trustee shall not be bound by their advice not to be in the best interest of the Beneficiary.

2. ADMINISTRATION FOR BENEFICIARY: The Trustee shall hold, manage and control the property comprising the trust estate, collect the income therefrom, and out of the same, shall pay all taxes and other incidental expenses of the trust, including its own commissions, and shall hold or distribute the trust estate and the income therefrom to or for the benefit of Irene Eune Jurva Heikkila, my wife, sometimes hereinafter referred to the "Beneficiary".

3. SPENDTHRIFT PROTECTION: Neither the principal nor the income of any trust herein created shall be liable for the debts of any beneficiary, nor shall the same be subject to seizure by any creditor of any beneficiary under

MICROFILMED

SEP 24 1992

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. No.

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

RECEIVED
NOV 25 1988

Please type or print clearly:

Department of Water Resources

Name of Claimant(s) Vernon Heikkila
Rt. #1 Box 94
McCall Idaho 83638

Mailing Address Same
(include Zip Code)

Phone Number (208) 634-2220

MICROFILMED

SEP 24 1992

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: 65-11282

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY:

Permarked 11/23/88

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 25 1988

Department of Water Resources

1. NAME: VERNON HEIKKILA
ADDRESS: ROUT. 1
MC CALL, ID

83658

2. DATE OF PRIORITY: JUN 01, 1929

3. SOURCE: LAKE FORK CREEK

TRIS. TO: PAYETTE RIVER, NORTH FORK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
18N	08E	13		NW	SW		VALLEY

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
IRRIGATION	04/15	10/15	0.360		

7. TOTAL QUANTITY APPROPRIATED IS:
0.360 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
18N	08E	26	SW	SE		IRR	16.0
						SECTION ACRES	16.0
		31	NW	NE		IRR	2.0
						SECTION ACRES	2.0

MICROFILMED

SEP 24 1992

10. PLACE OF USE: CONTINUED

TOTAL ACRES 18.0

11. PLACE OF USE IN COUNTIES: VALLEY, VALLEY

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO

DECREE PLAINTIFF

A & C CORP., ET AL.

VS DECREE DEFENDANT

MICROFILMED

SEP 24 1992

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): Mrs. Vernon Heikkila DATE: 11-23-1988

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
TITLE

_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
TITLE

_____, AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Salt Lake) S .

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 23rd DAY

OF November 19 88

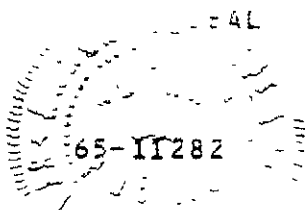
Laverne Heikkila
NOTARY PUBLIC

RESIDING AT McCall

MY COMMISSION EXPIRES 8/91

DATE: 09/30/88

667



PAGE

MICROFILMED

SEP 24 1992

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

RECEIVED

MAR 14 2003

Department of Water Resources

~~TERENE HEIKKILA~~

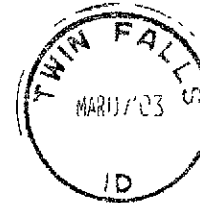
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~~MC CALL, ID 8362~~



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- ☐ Unclaimed
- ☒ Refused
- ☐ Attempted, Not Known
- ☐ No Such Street
- ☐ No Such Number

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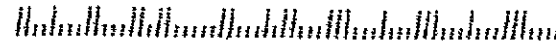
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MAR 17 2003

WATER RESOURCES
WESTERN REGION

*65-3121 X
-8609
-11282*

7



⊕ address found

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



ROGER BURDICK
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

March 7, 2003

Attention Water Right Claimant,

Enclosed is an *Amended Partial Decree* which amends and supercedes the partial decree previously issued for your water right to contain the following provision:

Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations after October 18, 1977.

This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in event of injury.

The provision was recommended in the *Special Master's Report and Recommendation* to be included in the *Partial Decree* for your water right, but was inadvertently omitted due to a clerical error.

Should you have any questions regarding this matter, please contact the Clerk of the Court for the SRBA at (208) 736-3011.

Sincerely,

A handwritten signature in dark ink, appearing to read "Diana Delaney", is written over the word "Sincerely,". The signature is fluid and cursive.

Diana Delaney

DD:sb
Enc.

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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I R C P. 54(b) FOR
Case No. 39576)
) Water Right 65-11282

NAME AND ADDRESS IRENE HEIKKILA
 RT 1 BOX 94
 MC CALL, ID 83638

SOURCE: LAKE FORK CREEK TRIBUTARY PAYETTE RIVER, NORTH FORK

QUANTITY: 0.36 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.36 CFS

PRIORITY DATE 06/01/1929

POINT OF DIVERSION T18N R03E S13 NWSW Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.36 CFS

PLACE OF USE: Irrigation Within Valley County
 T18N R03E S26 SWSE 16.0
 S35 NWNE 2.0
 18.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 18 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT

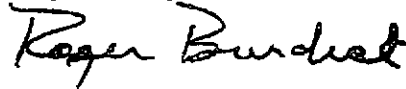
BASIN 65 GENERAL PROVISIONS NO 3, THE SEPARATE STREAMS GENERAL
PROVISION, DOES NOT APPLY TO APPROPRIATIONS OF WATER AFTER
OCTOBER 18, 1977.

THIS WATER RIGHT SHALL BE ADMINISTERED AS BEING FROM A
SEPARATE SOURCE PURSUANT TO BASIN 65 GENERAL PROVISIONS NO 3. IF
THE HOLDER OF THIS RIGHT SEEKS TO CHANGE THE RIGHT PURSUANT TO
IDAHO CODE SEC 42-222 OR SUCCESSOR STATUTE, NOTHING IN THIS
GENERAL PROVISION SHALL PRECLUDE ANY OTHER PERSON OR ENTITY FROM
DEMONSTRATING THAT SUCH CHANGE IN USE WOULD CAUSE INJURY TO ITS
WATER RIGHT OR FROM RECEIVING ANY RELIEF PROVIDED BY LAW IN THE
EVENT OF INJURY

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. I.C. SECTION 42-1412(6)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

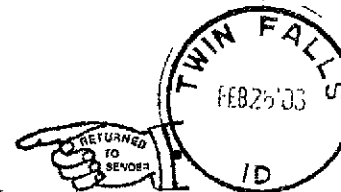
STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

65-3121X
8609
11282

IRENE HEIKKILA
RT 1 BOX 94
MC CALL, ID 83638

Leesburg, Florida

RECEIVED
MAR - 5 2003
Department of Water Resources



U.S. POSTAGE

0031

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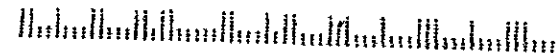
- ☒ Undeliverable as
Addressed
- ☐ Moved, Left No Address
 - ☐ Unclaimed
 - ☐ Refused
 - ☐ Attempted, Not Known
 - ☐ No Such Street
 - ☐ No Such Number
 - ☐ No Receptacle
 - ☐ Deceased
 - ☐ Vacant

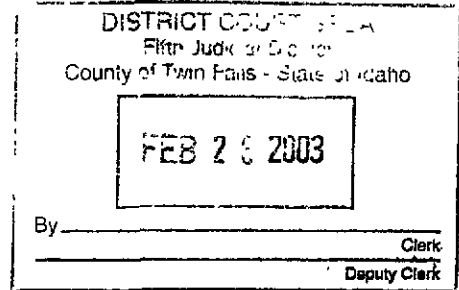
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MAR 10 2003

WATER RESOURCES
WESTERN REGION

5271 07





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

In Re SRBA

Case No. 39576

)
)
)
)
)

ORDER OF PARTIAL DECREE

**For Water Rights 65-03121X, 65-08609
and 65-011282**

On 11-04-2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water rights 65-03121X, 65-08609 and 65-11282 are hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*

DATED February 26, 2003.

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB 26 2003

In Re SRBA)
Case No 39576)
_____)

PARTIAL DECREE PURSUANT TO
I R C P 54(b) FOR

Water Right 65-11282

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: IRENE HEIKKILA
RT 1 BOX 94
MC CALL, ID 83638

SOURCE: LAKE FORK CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK

QUANTITY: 0.36 CFS

USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.36 CFS.

PRIORITY DATE: 06/01/1929

POINT OF DIVERSION: T18N R03E S13 NWSW Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.36 CFS

PLACE OF USE: Irrigation Within Valley County
T18N R03E S26 SWSE 16.0
S35 NWNE 2.0
18.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 18 ACRES IN A SINGLE
IRRIGATION SEASON.

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 I C SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I R C P, that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



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



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

August 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Marvin Heikkila
P.O. Box 2369
Mc Call, ID 83638

Re: Claim Nos: 65-02937A, 65-02943X, 65-02967B, 65-03121X, 65-05708A, 65-07285,
65-08609, 65-11239B, and 65-11282.

Mr. Heikkila:

As per our phone conversation, I am sending to you a copy of the recommendations for the above mentioned rights. All of these rights have been returned to our department as the forwarding address has expired. Right number 65-05708A is the only right that appears as Estate of Vernon Heikkila, and 65-02937A appears as Vernon Heikkila and William and Elizabeth Stokes. All other rights appear in the name of Irene Heikkila.

Please look over these rights and if you believe they should appear in the Estate of Vernon Heikkila, then please submit necessary documentation to change. Documentation would include the legal description of the lands covered under the estate and a signature from the executor of the estate

Please call if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Susan Bock', is written over a horizontal line.

Susan Bock
Sr. Water Resource Agent

Enclosure: Water right profile reports and GIS maps

DUKE - 710, 104 NUNN DR 1112, 11300001, 1112
FROM PART I B65

Shurte, Jan

From: Sherman, Sally
Sent: Wednesday, July 05, 2000 11:11 AM
To: Shurte, Jan
Cc: Fritschle, Carter
Subject: 65-02937A

Hi again. On 6.16.00 Carter rec'd a phone call from Mr. Winston Stokes, the former owner of this right. This property was sold in 1975 to Heikkila; both of Winston Stokes' parents are deceased. In mid-June I looked at the fiche, but can't remember all the details now. Carter told me you would pull the file anyway. Apparently, we need to remove Winston Stokes from this record.

Mr. Stokes did ask Carter that WE NOT CONTACT HIM again, because he's tired of hearing from us and just wants it taken care of. (If Winston Stokes' name was erroneously put on the record, that shouldn't be a problem, right? I hope....)
(Winston Stokes owns 18N 03E Sec. 32 N2 NW4, NWNE))

Anyhoo-if you have any questions or need clarification of this convoluted message, give Carter a buzzzzzzz.

...Sal

Memo to file:

August 15, 2000

Sue Bock

Re: Ownership for claims -65-02937A, 65-02943X, 65-02967B, 65-03121X, 65-05708A, 65-07285, 65-08609, 65-11239B, AND 65-11282.

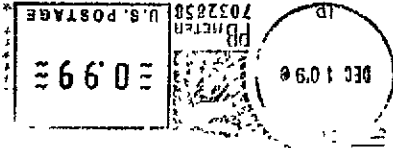
Prior to any change of ownership check all documents carefully. It appears that many of these claims were originally filed under the name of Vernon Heikkila, later in the Estate of Vernon Heikkila, and then under Irene Heikkila. The only information I see in the files for the change was a letter from Don Shaff dated February 27, 1989 to Marv Heikkila. Don states "Irene being his surviving wife, may claim the water rights in her name, rather than claiming the water rights in the Estate of.... Please have Mrs. Heikkila sign all 8 claims as Irene Heikkila on item #16".

It sounds as though the estate is still in probate and the water rights should have remained in the Estate of?

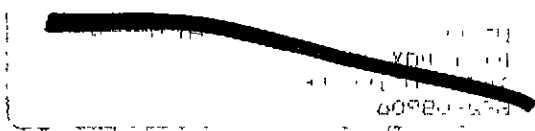
As for Mr. Winston Stokes comments regarding right 65-02937A, his parents were originally shown on the water right as it was decreed in the Payette. The warranty deed sent in by the Umbach's did not cover the land under this right, nor does the county taxlot information show this in the Umbach name, rather taxlot info shows Vernon Heikkila. Based on Mr. Stokes phone conversation with Carter, we will take his parents off of the right, however, I will wait until I hear back from Marvin Heikkila to see if he has additional information on ownership of this right.

Dept. of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise ID 83720-0098

ADDRESS SERVICE
REQUESTED



FCB



65-02943X
-02967 B
03121 X
11239 B
11282

RECEIVED
DEC 21 1999
Department of Water Resources
WATER RESOURCES
WESTERN REGION

RECEIVED
DEC 15 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

December 8, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

65-11282
IRENE HEIKKILA
RT 1 BOX 94
MC CALL ID 83638

RE: Water Rights in Reporting Area 15, Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right(s) in part 1 of basin 65 (the North Fork of the Payette River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note you have 120 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Cascade, Idaho City, Emmett, Payette, and Weiser, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

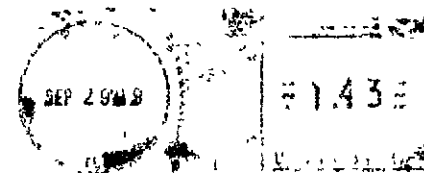
Sincerely,

Karl J. Dreher
Director

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



FOE

RECEIVED

OCT 01 1999

WATER RESOURCES
WESTERN REGION

NOT DELIVERABLE
UNDELIVERABLE
UNABLE TO FORWARD

~~ESTATE OF HERNON HEIKKILA
RT 1 BOX 94
MC CALL ID 83705~~

65-05108 A

08609

11239 B

11282

02943 X

02967 B

03121 X

~~0~~



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a print-out showing our preliminary recommendation regarding how your water right should be reported to the SRBA District Court.

Please review the preliminary recommendation carefully. If there is any information on the print-out you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with the review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. **The meeting will be held on Wednesday, October 13, 1999, at 7:00 p.m. in the Senior Citizen Center, 409 School Road, Cascade.** Please come to the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right. Please bring any and all information you have which will help the Department understand your water rights and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary so that accurate information is provided to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
PO BOX 2707
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous service provided by IDWR.

Sincerely yours,

A handwritten signature in black ink that reads "B. Wood".

Barry Wood
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

AJ0749NP
No. R65-11282

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

DATE: 07/07/99
PAGE: 1

```
=====
OWNER          PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE          NAME & ADDRESS    DATE          WATER USE    FROM TO      RATE        VOLUME
-----
C  IRENE HEIKKILA    06/01/1929    IRRIGATION    04-15 10-15    0.36 CFS
  RT 1 BOX 94
  MC CALL ID 83638
                                     TOTAL DIVERSION: 0.36 CFS
=====
```

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T18N R03E S13 NWSW

VALLEY 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
18N	03E	26	:									:									:							:	16.0
18N	03E	35	:			02						:									:							:	2.0
																										TOTAL ACRES	18.0		

POU County: VALLEY

Other Rights: 65-08609

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

65-09747 65-09748 A65-02729 A65-03172 A65-03174 A65-03185 A65-03217 A65-03218 A65-03219A A65-03219X
A65-04049 A65-09747 A65-09748 A65-11282 R65-03174 R65-04049

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.36 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 65-08609 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 18 ACRES IN A SINGLE
IRRIGATION SEASON.

Dates: Exam Made Date: Verified Date: 07/07/1999 Objection Filed Date:

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

Audit: 07/07/99 RHOWERTO

WR5809NP
No. 65-11282

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/07/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VERNON HEIKKILA ROUTE 1 MC CALL ID 83638	06/01/1929	IRRIGATION	04/15 10/15	0.360 CFS	
TOTAL DIVERSION:					0.360 CFS	

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion: T18N R03E S13 NWSW

VALLEY County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	SUM
18N	03E 26	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	16.0
18N	03E 35	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	2.0
TOTAL ACRES																	18.0	

Pou County: VALLEY

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

65-02729 65-03172 65-03173 65-03174 65-03217 65-03218 65-03219A 65-03219X 65-04049 65-09747
65-09748

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

65-02308 65-08609 65-11239

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

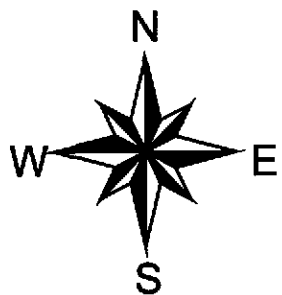
Dates: App. Received: Priority Date: 06/01/1929
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

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

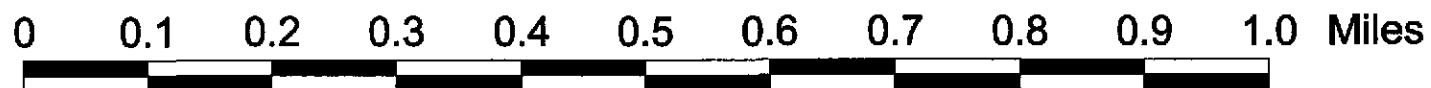
Audit: 04/24/87 04/30/88 CONVERT

65-11282

- Point of Diversion



1987 NAPP



Idaho Department of Water Resources

T18N, R03E
S26 & S35

Claims: 65-11282
Owner : HEIKKILA
Prepared by:
Ron Howerton
Date: 07 July 99

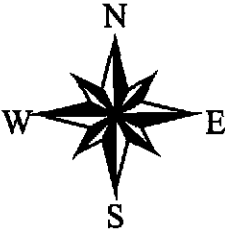
 Place of use

 POD

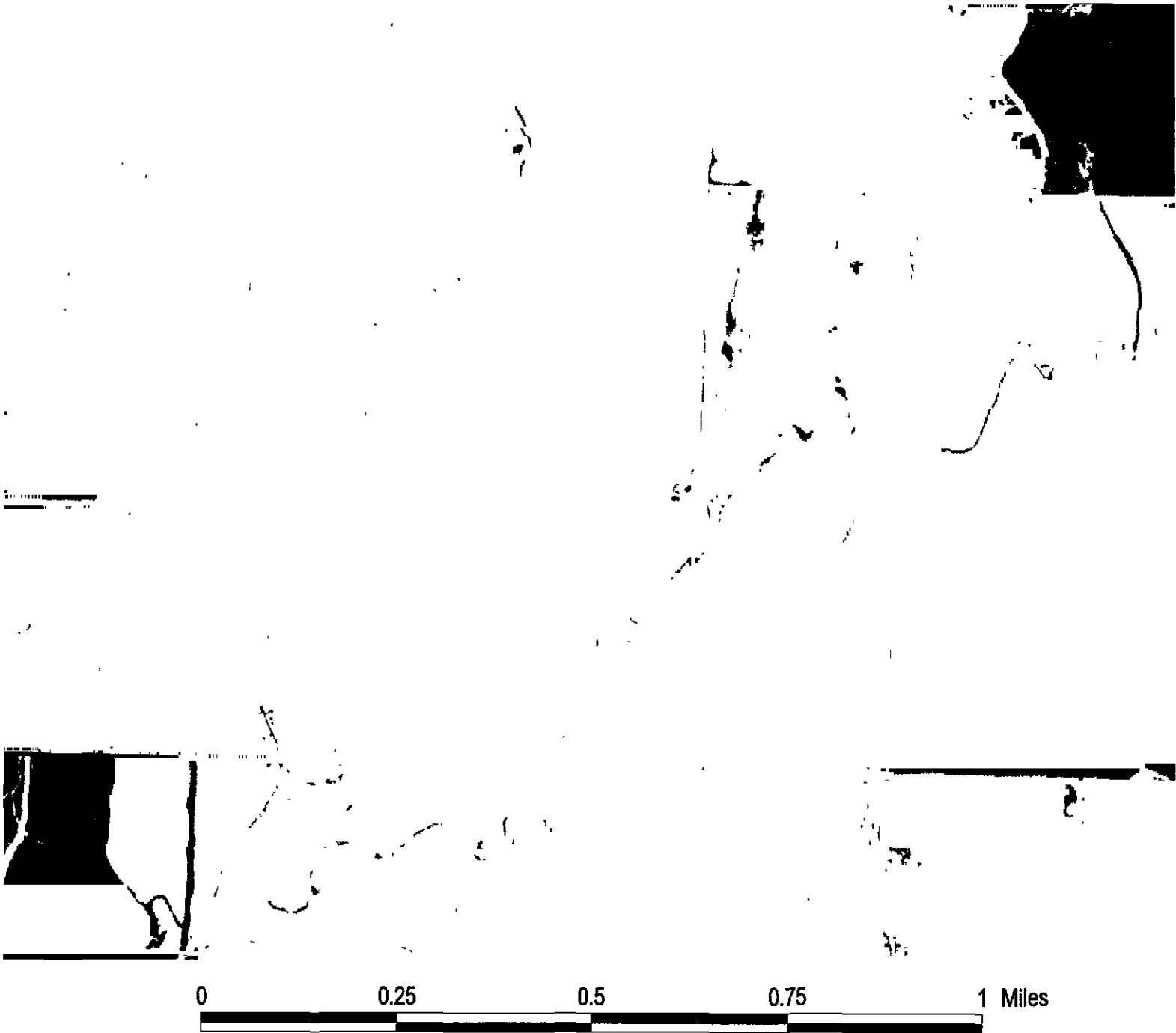
 SECTION LINES

 1/4 1/4 Lines

Acres

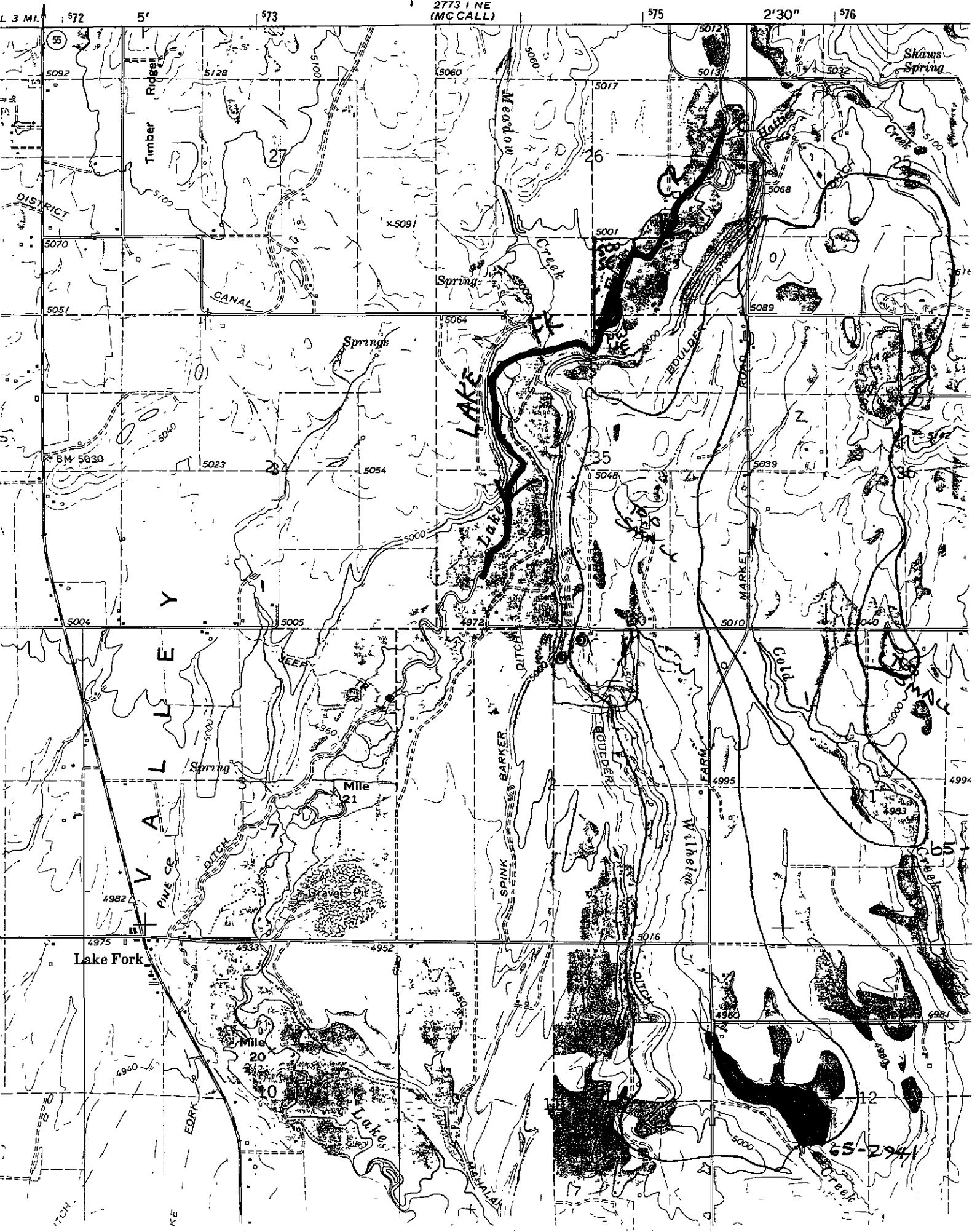


1987 NAPP



T 18N, R 03E
S 26E S 35
2773 1 NE
(MC CALL)

S 60
1973



MAP "E" T8N R3E

DRY

(11)

7

65-3173

400

(9)

65-2732

(8)

(8)

(5)

(5)

65-2462

65-902
65-10

272

65-8469 (25)
65-3174
65-3175

(8)

(8)

(3)

(24)

(8)

(8)

(30)

0

65-2021

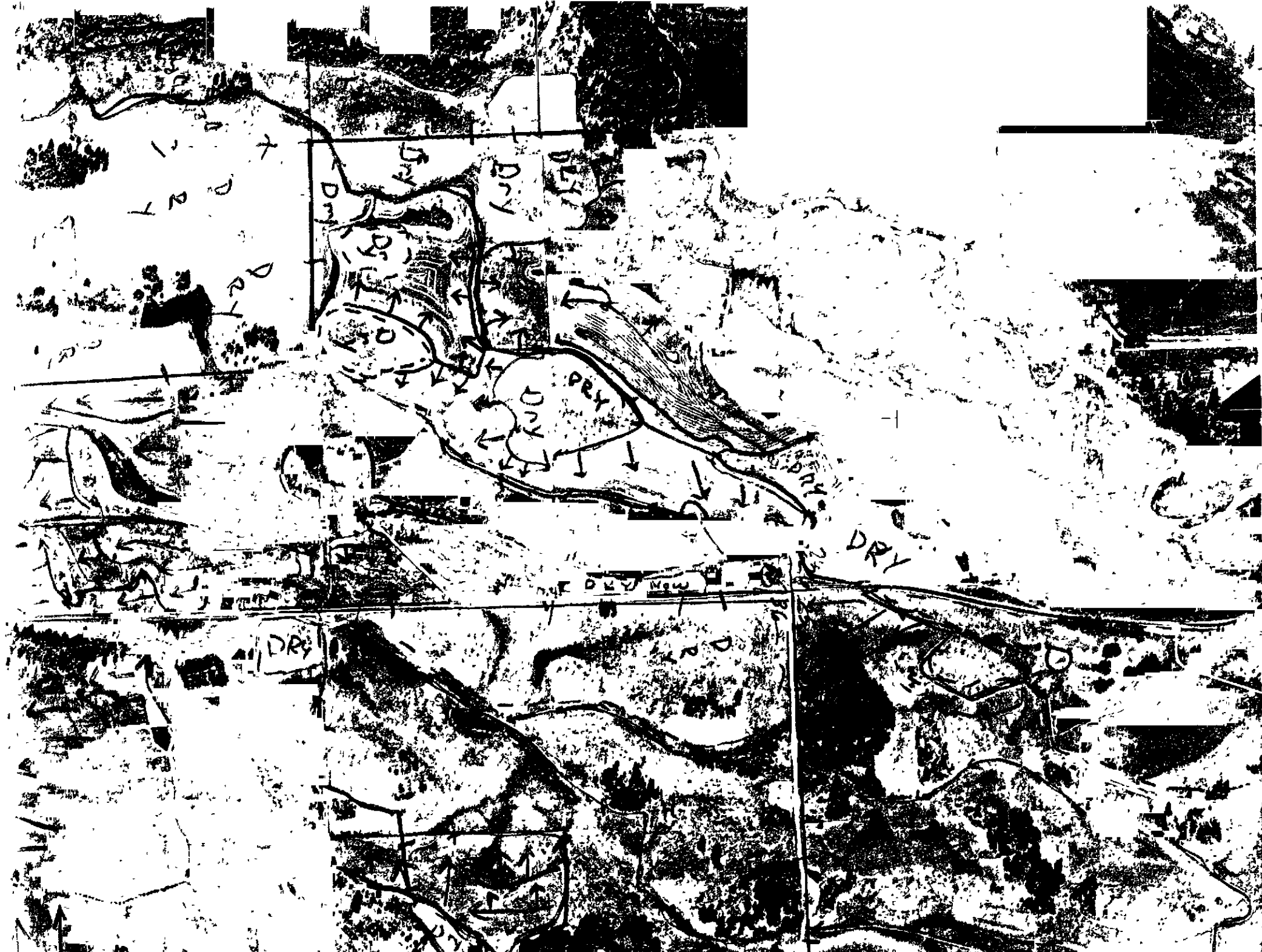
DRY

DRY

DRY

DRY

DRY



1961 PRBA MAP DH2-2BB-74

IN THE DISTRICT COURT OF THE
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

JUDICIAL DISTRICT

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF

NOTICE OF CLAIM TO A WATER RIGHT

DRAINAGE BASIN

Notice is hereby given that Vernon Heikkila

(Name of Claimant)

Rt. 1, McCall, Idaho

83638

Telephone No.

(Mailing Address)

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)

July 1, 19286-1-1929

(See attached map)

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

Lake Fork Creek

tributary to

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 36

(CFS, GPD, AF)

Use Irrigation

(Domestic, irrigation, stock, etc.)

Period of Use From 3/15To 10/15

(Mo., Day) (Mo., Day)

(Both dates inclusive)

Quantity 36

(CFS, GPD, AF)

Use Irrigation

(Domestic, irrigation, stock, etc.)

Period of Use From 3/15To 10/15

(Mo., Day) (Mo., Day)

(Both dates inclusive)

Quantity 36

(CFS, GPD, AF)

Use Irrigation

(Domestic, irrigation, stock, etc.)

Period of Use From 3/15To 10/15

(Mo., Day) (Mo., Day)

(Both dates inclusive)

Quantity 36

(CFS, GPD, AF)

Use Irrigation

(Domestic, irrigation, stock, etc.)

Period of Use From 3/15To 10/15

(Mo., Day) (Mo., Day)

(Both dates inclusive)

(4) TOTAL QUANTITY CLAIMED.

(5) A) Point of Diversion: Give location of point where water is diverted from its source

Sec. 17Twp. 18NRge. 3EB.M. XXXXXX XXXX XXXXCounty IdahoAdditional Points: NE 1/4 Sec 23104 30Tap from ditch

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NEX				NWX				SWX				SEX				TOTAL
			NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	
18	3E	26																	16
		35			2														2

Total no. of acres 18

B) 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:

(7) If you are claiming water as a member of an organization, list name of organization: This is when combined(8) Remarks Flood water right delivered through Lake Fork canal systemwith 65-2609 shall provide no more than 0.02 cfs/ft, no more than 200 ft/ft(9) 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 previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

10-14-78
(Date)State of IdahoCounty of IdahoOn this 10 day of October, in the year 1978a notary public, personally appeared Vernon Heikkila

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation,

partnership or _____) executed the same.

My commission expires _____

Notary Public residing at McCallIndividual Vernon Heikkila

(Signature of Claimant)

Organization _____

(Signature of Spouse)

(Signature of Authorized Agent)

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 65-08609 65-11282

AGENT Rch DATE 7/1/99

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
WASTEWATER	8609	18N	3E	26															16			
				35	2																18	
LK PK CR	11282	18N	3E	26															16			
				35	2																18	18

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

NO - OTHER OVERLAPS
NOT IN BOUNDER IRRIW CO.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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QUICKLOOK INFORMATION

31
CLAIM NUMBER: A65-11282

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								
POINT OF DIV								
SOURCE			Red IN OFFICE 7/7/99					Red 7/7/99
PLACE OF USE	X							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	X							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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07/07/99

PAGE: 1
GENERAL INFORMATION

17
CLAIM NUMBER: A65-11282

LAST: HEIKKILA
ADDRESS: ROUTE 1
CITY: MC CALL
PHONE NUMBER: 208-000-0000

FIRST: VERNON
STATE: ID ZIP: 83638

OWNER CODE: O

LAST: HEIKKILA
ADDRESS: ROUTE 1 BOX 94
CITY: MC CALL
PHONE NUMBER: 208-000-0000

FIRST: IRENE
STATE: ID ZIP: 83638

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: IN-OFFICE

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/7/99

APPOINTMENT MADE: Y() N(☒)

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

SEE MAPS IN FILE

A. AJ CLAIM: # A65-11282 PRIORITY DATE: 06-01-1929 STAGE: D

B. WR RECORD: # 65-11282 PRIORITY DATE: 06-01-1929 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:

06-01-1929

REVIEWED BY Rch

DATE 7/7/99

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
A65-11282	18N 03E	13		NW	SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-02729	65-09747
A65-03172	65-09748
A65-03174	R65-03174
A65-03185	R65-04049
A65-03217	
A65-03218	
A65-03219A	
A65-03219X	
A65-04049	
A65-09747	
A65-09748	

WR RECORDS IN SAME 40 ACRE TRACT

65-02729
65-03172
65-03173
65-03174
65-03217
65-03218
65-03219A
65-03219X
65-04049
65-09747
65-09748

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH 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
65-11282	18N 03E	13		NW	SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

65-02729
65-03172
65-03173
65-03174
65-03217
65-03218
65-03219A
65-03219X
65-04049
65-09747
65-09748

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-02729	65-09747
A65-03172	65-09748
A65-03174	R65-03174
A65-03185	R65-04049
A65-03217	
A65-03218	
A65-03219A	
A65-03219X	
A65-04049	
A65-09747	
A65-09748	

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH 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: 1987 NAPP PHOTO, ORIGINAL PRDA CLAIM

=====

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY VALLEY	DIVERSION NAME	DIVERSION NBR
18N	03E	13		NW	SW					
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: LAKE FORK CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY: REH

DATE: 7/7/99

=====

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

GRAVITY Ditch

A. ROOT WATER RIGHT NUMBERS: A65-11282

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
18N	03E	26	SW	SE		HEIKKILA, IRENE	A65-11282 / 16.0	65-11282 / 16.0	37.0		
			SW	SE		HEIKKILA, IRENE	A65-08609 / 16.0	65-08609 / 16.0			
			SW	SE		HEIKKILA, IRENE	R65-11239B / 1.0	- /			
			SW	SE		HEIKKILA, IRENE	A65-02967B / 2.0	- /			
			SW	SE		HEIKKILA, IRENE	A65-11239B / 1.0	- /			
			SW	SE		HEIKKILA, VERNON		65-02967 / 2.0			
			SW	SE		HEIKKILA, VERNON		65-11239 / 1.0			
18N	03E	35	NW	NE		HEIKKILA, IRENE	A65-11282 / 2.0	65-11282 / 2.0	39.0		
			NW	NE		HEIKKILA, IRENE	A65-08609 / 2.0	65-08609 / 2.0			
			NW	NE		HEIKKILA, IRENE	A65-02943X / 25.0	65-02943X / 25.0			
			NW	NE		BOULDER IRRIGATION CO	A65-02308 / 25.0	65-02308 / 25.0			
			NW	NE		HEIKKILA, IRENE	A65-02967B / 25.0	- /			
			NW	NE		HEIKKILA, VERNON	A65-02937A / 25.0	- /			
			NW	NE		HEIKKILA, VERNON		65-02937 / 25.0			
			NW	NE		HEIKKILA, VERNON		65-02967 / 25.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-11282 18.00 18.00 76.00

POU COUNTY: VALLEY

65-08609 & 65-11282
These rights
PLACE-OF-USE IS
ON NORTH SIDE OF
LK FK CR, NOT IN
BOULDER IRR CO.
POU SIDE.

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
A65-11282	LAKE FORK CREEK	HEIKKILA, IRENE	0.360	0.020		
A65-02308	BOULDER CREEK	BOULDER IRRIGATION CO	24.000	0.019		
A65-02937A	JUG CREEK	HEIKKILA, VERNON			33.40	0.35
A65-02943X	JUG CREEK	HEIKKILA, IRENE			125.00	1.32
A65-02967B	JUG CREEK	HEIKKILA, IRENE	3.320	0.023	89.40	0.64
A65-08609	WASTE WATER	HEIKKILA, IRENE	0.360	0.020		
A65-11239B	HATTIES CREEK	HEIKKILA, IRENE	0.240	0.024	2.70	0.27
R65-11239B	HATTIES CREEK	HEIKKILA, IRENE	0.240	0.024	2.70	0.27

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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. 560;

(✓) NAPP, IDWR NO. 1987; () ASCS PHOTO; (✓) OTHER _____

NOTES: PAYETTE R B ADJ MAPS: MAP "E" T18N R3E
1961 MAP DH2-2BB-74

RECOMMENDATIONS:

TOTAL ACRES: 18 N/A()

REVIEWED BY: Rch DATE: 7/7/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-11282 IRRIGATION	FROM 04-15 TO 10-15	0.360 CFS	
TOTAL DIVERSION RATE/VOLUME		0.360 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-11282 IRRIGATION	FROM 04-15 TO 10-15	0.360 CFS	
TOTAL DIVERSION RATE/VOLUME		0.360 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(☐)

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

25
CLAIM NUMBER: A65-11282

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.360 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.360 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 NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 18 x 0.02 CFS/ACRE = 36 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 = 36.0 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:

Limit to .02 cfs/ACRE with 65-08609

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	04-15	10-15	DATABASE 0.360	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE ~~36.0~~	EXAMINER _____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.360	_____		_____	~~36.0~~	_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: REh

DATE: 7/7/99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

POW1-E11-Limit to 18 ACRES with 65-08609
QNT-E01-Limit to 0.36 CFS with 65-08609

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: 65-11282

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.360

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-11282	0.360	-		65-11282	0.360
TOTAL CFS		0.360				0.360

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
Y

FIELD
EXAMINER
Y() N()

NA
NO SPLITS

NOTES:

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE:

7/2/99

NAME OF FIELD EXAMINER:

Ron Howerton

TITLE:

Sr. Water Agent

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 <u>1973</u> IDWR ID NO. <u>560</u>	Y(☒) N()
☒ NAPP	DATE OF PHOTO <u>1987</u> 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()
☒ OTHER <u>CLAIM</u>	DATE <u>ORIGINAL PRBA CLAIM</u>	Y(☒) N()
☒ OTHER <u>PROFILE</u>	DATE <u>WTR RECORD</u>	Y(☒) N()
☒ OTHER <u>OVERLAP SHT</u>	DATE <u>7/1/99</u> <u>OVERLAP REVIEW</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 <u>MAP PRBA</u>	DATE _____	<u>1</u>	<u>MAP "E" TIGN R36</u>
☒ OTHER <u>MAP PRBA</u>	DATE <u>1961</u>	<u>1</u>	<u>DH2-2BB-74</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:52:06
07/07/99
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PROFILE REPORT

CLAIM NUMBER: A65-11282

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	IRENE HEIKKILA	06/01/1929	IRRIGATION	04-15 10-15	0.36 CFS	
					TOTAL DIVERSION:	0.36 CFS
					CONSUMPTIVE USE:	36.00 AFA

Water Source: LAKE FORK CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T18N R03E S13

NWSW

VALLEY 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
18N	03E	26	:																	:	16.0
18N	03E	35	:			02														:	2.0
																				TOTAL ACRES	18.0

POU County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO
MORE THAN .02 CFS/ACRE.

Dates: Exam Made Date: Verified Date: 04/24/1987 Objection Filed Date:

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 27, 1989

Mr. Marv Heikkila
P.O. Box AR
McCall, Idaho 83638

RE: Claims: A65-02943X, A65-03121X, A65-11239, A65-11282,
A65-02937, A65-07285, A65-02967B, A65-08609.

Dear Mr. Heikkila:

Enclosed are the above referenced forms.

Per our conversation of February 27, 1989, I have determined that the most uncomplicated manner in which to achieve a correct filing of the above referenced water rights would be as follows:

Please find enclosed 8 Notices of Claim to a Water Right acquired under State Law, as opposed to Federal Law, in the name of Irene Heikkila. The claims were originally in the name of Vernon Heikkila. Irene being his surviving wife, may claim the water rights in her name, rather than claiming the water rights in the "Estate of". These claims will be filed as amendments to the original SRB Adjudication claims.

Please have Mrs. Heikkila sign all 8 claims as Irene Heikkila on item #16. Have each claim notarized and return all to this office by March 28, 1989 to avoid any late fees. I have attached a copy of this correspondence to each claim as a reference. I have also enclosed a copy of each claim for your records. Please do not hesitate to contact this office if you have any questions or concerns.

Yours truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:ds:ab
Enclosures

MICROFILMED

SEP 24 1992

Date Received November 22, 88

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Estate of Vernon Heikkila - Trustee Allan Maksi
Name of Claimant

Box 94

Post Office Address

McCall, IDAHO

City, State, Zip Code

P.O. Box 94 McCall, IDAHO

County(s) where Place of Use is located

Date Claim Originally Due

(As yet unidentified)

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

as Trustee I was not aware of the
properties water rights.

Claimant requests an extension to December 22, 1988.

Allan E. Maksi

Signature

Trustee

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
X granted denied,

and the filing deadline extended to 12/22, 1988.

Signed this 22 day of November, 1988.

Director or his designated agent

DAVID B. SHAW

MICROFILMED

SEP 24 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: LAKE FORK CREEK								
<i>P. 20</i> 65-11282	HEIKKILA, VERNON ROUTE 1 MC CALL ID 83638	06-01-1929	IRRIGATION	04-15 10-15	.36 CFS	NWSW S13 T18N R03E	SWSE(16) S26 T18N R03E NWNE(02) S35 T18N R03E	BENEFICIAL USE
REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-8609 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.								
* 18 ACRES*								
<i>P. 20</i> 65-4049	GALLAGHER, FRANK GALLAGHER, BETTY 7632 SOUTH EAST FLAVEL STREET PORTLAND OR 97206	04-01-1930	IRRIGATION	04-15 10-15	.16 CFS	NWSW S13 T18N R03E	NWSW(08) S23 T18N R03E	BENEFICIAL USE
* 8 ACRES*								
65-8345	LAKEFORK CLUB, INC. BOX 70 BOISE, IDAHO 83721 2004 WESTGATE DRIVE BOISE ID 83704	07-01-1935	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	NWSW S08 T18N R04E	SWSW S08 T18N R04E	BENEFICIAL USE

INDICATES TOTAL

RECEIVED

FILE

FEB 12 1987

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO

APR 07 1986

STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

Department of Water Resources

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHT TO
THE USE OF SURFACE AND GROUND-
WATERS OF THE PAYETTE RIVER
DRAINAGE BASIN.

Civil No. 3667

ORDER AND PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b)

Helmuth Kolzig

The foregoing Stipulation, of Lake Irrigation District, Edward A. Cruzen and the Department of Water Resources, having come duly and regularly before the Court and good cause appearing therefore,

IT IS ORDERED AND DECREED that the water rights, priority dates, uses, periods of use, quantification of rights, diversion points, places of use and basis of claim identified in Exhibit A attached hereto and incorporated herein by reference are adopted by this Court, and the Proposed Finding of Water Rights in the Payette River Drainage Basin (hereinafter "Proposed Finding") shall be amended accordingly. Some of the rights listed in Exhibit A were previously decreed by the court in its judgment of January 21, 1986. They are included here to provide a complete listing of all rights on Lake Fork Creek. Claim No. 65-10095, a reserved right claimed by the Forest Service, is not included because the State of Idaho and the United States are currently planning to become engaged in negotiations concerning federal reserved water right claims.

IT IS FURTHER ORDERED that all protests and objections

ORDER AND PARTIAL DECREE Page 1

RECEIVED

FEB 24 1987

Department of Water Resources

COMPARED _____
INDEXED - DIRECT _____
INDEXED - INDIRECT _____

filed by Lake Irrigation District and Edward A. Cruzen against the water rights adopted by this Court in the preceeding paragraph are dismissed with prejudice.

IT IS FURTHER ORDERED AND DECREED that the Proposed Finding of Fact No. 10 and Conclusion of Law No. 6 as set out in the foregoing Stipulation and Finding of Fact No. 4 and Conclusion of Law No. 3 as set out in Exhibit B of the foregoing Stipulation are amended by said Stipulation.

IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K the gauging station located in the SW1/4SE1/4NW1/4 section 8 township 18N range 4E B.M., above Jumbo Creek and above Tyee Creek shall have 10 per cent added to said gauge readings to account for the added flows of Jumbo and Tyee Creeks and other less distinctive sources between the old site of the gauging station and the present site, unless modified by order of this Court due to changes in the measured flows.

IT IS FURTHER ORDERED AND DECREED that for purposes of operating Water District 65K, reference may be made to the decree of Paul Michelson et al v. M. H. Williams et al (7th Judicial District, Valley County, 1928) for a period of five years following the date of this order, to answer questions arising as to the distribution of water rights listed in Exhibit A. The director of the Department of Water Resources, pursuant to his authority under Chapter 6, Title 42, Idaho Code, will initially

determine any distribution questions. The elements of the Michelson decree that are used in any orders or instructions to the watermaster during this five year term shall be made a permanent part of the water district file for Lake Fork Creek and shall be considered by the director in any future orders or instructions to the watermaster.

IT IS FURTHER ORDERED AND DECREED that jurisdiction is reserved by the Court, upon 10 days notice to the parties hereunto, to make corrections of clerical errors, inadvertences or omissions in the listing of water rights of Exhibit A to the foregoing Stipulation, and the reservation of jurisdiction for this purpose will date one year from the date of this Order.

DATED this 28th day of March, 1986.


JIM R. DOOLITTLE
DISTRICT JUDGE

54(b) Certificate

With respect to the issues determined by the above judgment, it is hereby CERTIFIED, in accordance with the Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final decree and that the court has and does direct that the above partial decree shall be a final judgment upon which execution may issue and appeal may be taken as provided by the Idaho Appellate Rules.

STATE OF IDAHO)
County of Gem) ss.

DATED this 28th day of March, 1986.

I certify that the foregoing
is a true and correct copy
of the original on file in
this office.

DATED 5-5-87
Thelma R. Kolodziej, Clerk


JIM R. DOOLITTLE
District Judge

By: LOC James ORDER AND PARTIAL DECREE, Page 3