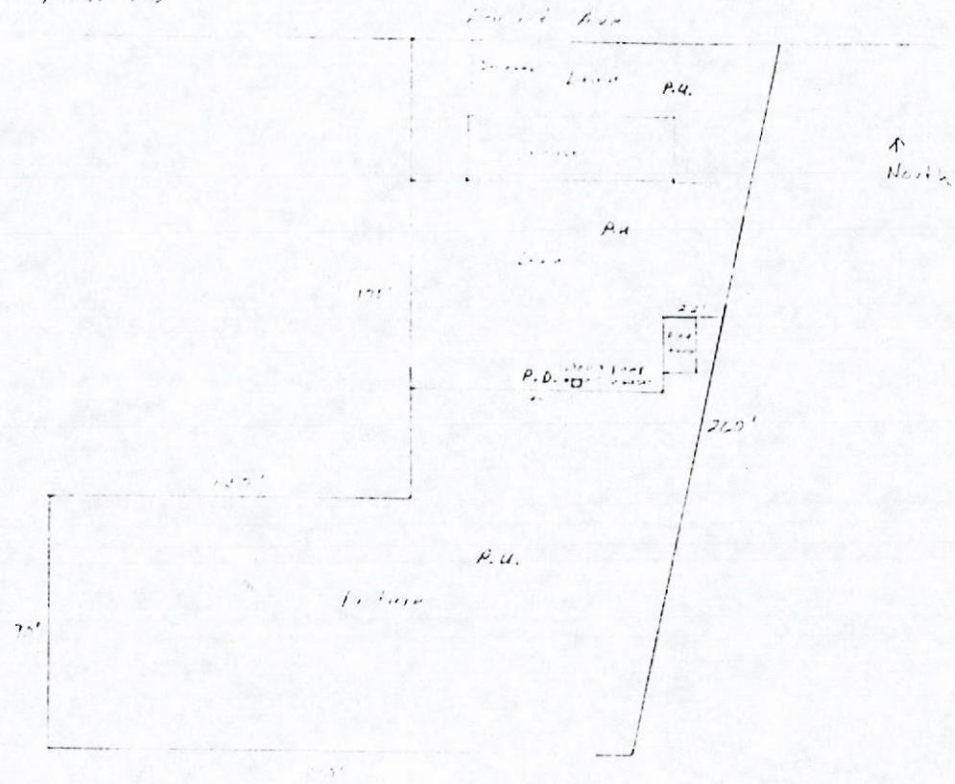


65-1212.1

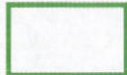
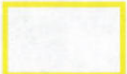
Section 20
of Township 20
North Range 10
East



Idaho Dept. of Water Resources

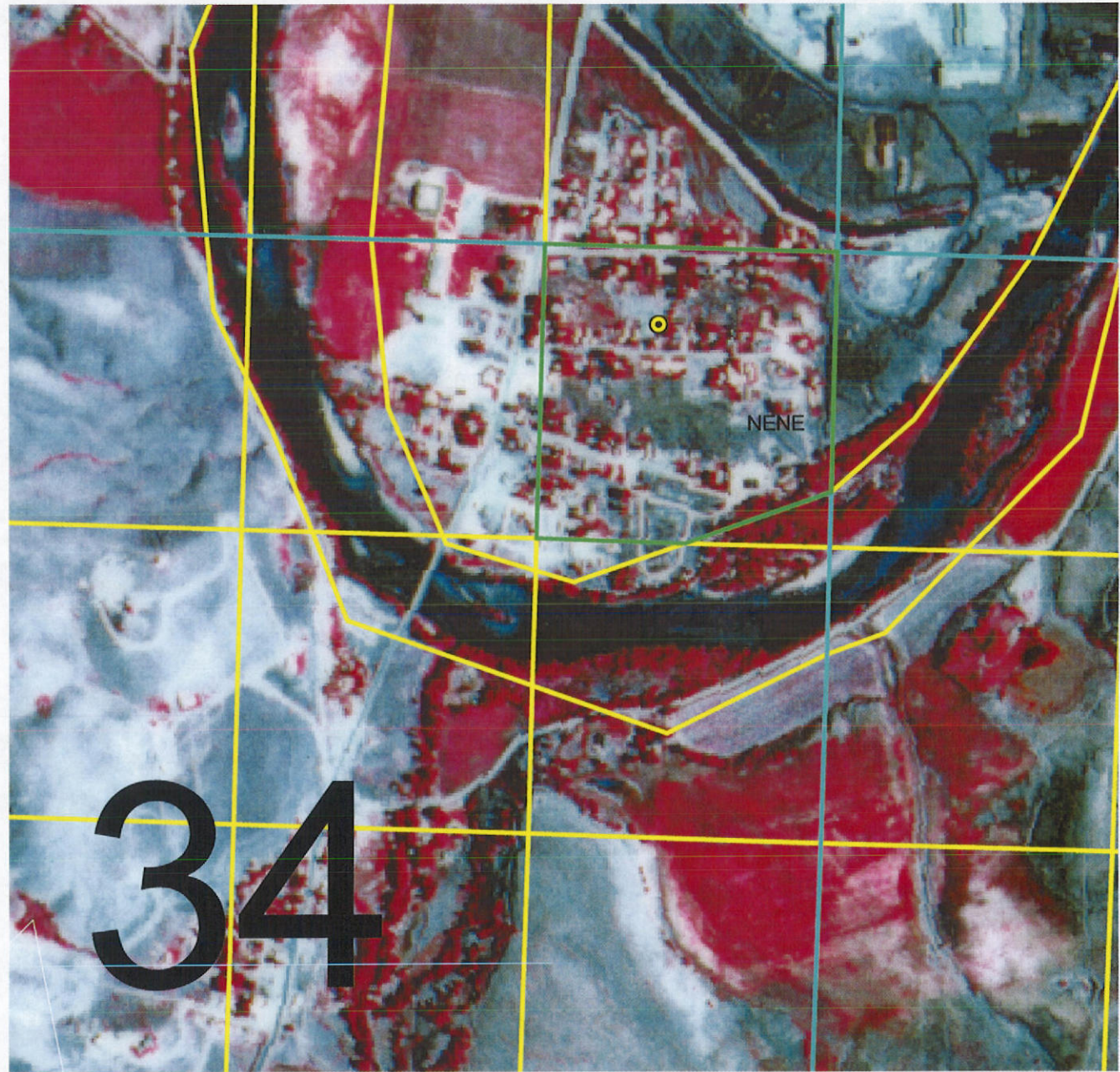
Claim No(s): 65-12121
T7N, R2E, S 34

Prepared by: Sue Bock
Date: 6/01/2001

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1000 0 1000 2000 Feet



1987 NAPP Photo

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 65-12121
Date Received: 2/2/01
Receipt No: W027336
Received By:

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

1. Name of Claimant(s): DIANA L HERBERT Phone: (208) 793-4085
PO BOX 176
HORSESHOE BEND ID USA 83629

LARRY D HERBERT Phone: (208) 793-4085
PO BOX 176
HORSESHOE BEND ID USA 83629

2. Date of Priority: 05/01/1978

3. Source: GROUND WATER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	02E	34	NE 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	4/01	10/15	0.02	3.4

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 3.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	02E	34	NE NE		IRRIGATION	0.8
					Section Acres	0.8
					Total Acres	0.8

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:

14. Remarks:

15. Basis of Claim: License

RIGHT NUMBER: 65-12121
NAME AND ADDRESS: DIANA L HERBERT
PO BOX 176
HORSESHOE BEND ID 83629

LARRY D HERBERT
PO BOX 176
HORSESHOE BEND ID 83629

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.02 CFS
3.4 AFY

PRIORITY DATE: 05/01/1978

POINT OF DIVERSION:
T07N R02E S34 NENE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/15	0.020 CFS 3.40 AFY

PLACE OF USE:
IRRIGATION Within BOISE County
T07N R02E S34 NENE 0.8

0.8 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: License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12121

Priority: May 1, 1978 Amount: 0.02 CFS 3.4 AFA

This is to certify, that LARRY D. HERBERT

P.O. BOX 176

HORSESHOE BEND, ID 83629

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 1, 1978, and has submitted proof to the Department of Water Resources on April 11, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .050 cfs of water from a GROUNDWATER source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 10/15	0.02 CFS	3.4 AFA

LOCATION OF POINT OF DIVERSION(S): NENE, Sec. 34, Township 07N, Range 02E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	02E	34	NENE	0.8		0.8

Total number of acres irrigated: 0.8

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Actual acres irrigated = .75.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code
Witness the seal and signature of the Director, affixed at Boise, this 12th
day of DECEMBER, 1988.

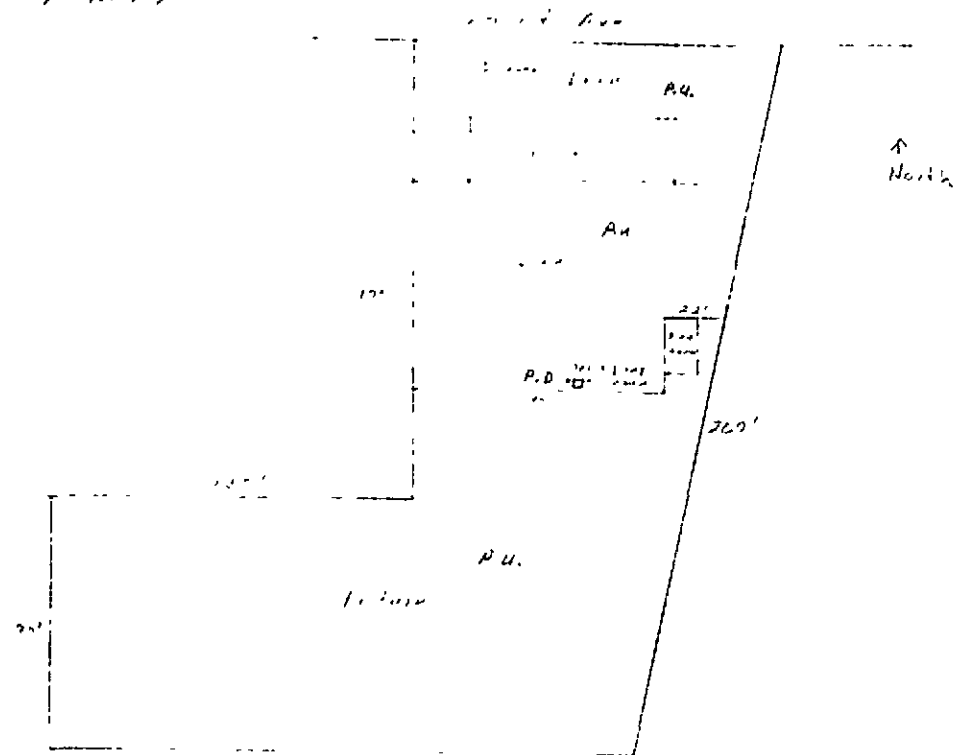
ACTING FOR DWR

Director

Norm C. Young

15 1212.1

15 1212.1



H. REMARKS AND OVERLAP REVIEW ANALYSIS

crane and the pasture behind the house (south of the house). The pasture was not being irrigated at the time of the examination, but the sprinkler pipe was ~~open~~ on the property. A five gallon bucket was filled with 2 hoses from the valves shown in the diagram in 12.4 minutes.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afy)
	From	To		
Irrigation	4-1	10-15	.02	4.5
Totals:			.02	4.5

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other:

J. AUTHENTICATION

Field Examiner's Name Carter E. Little
Signature Carter E. Little
Certification Date _____
Field Report Preparation Date 7-6-91

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Idaho Dept. of Water Resources

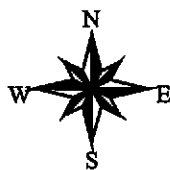
Claim No(s): 65-12121

T7N, R2E, S 34

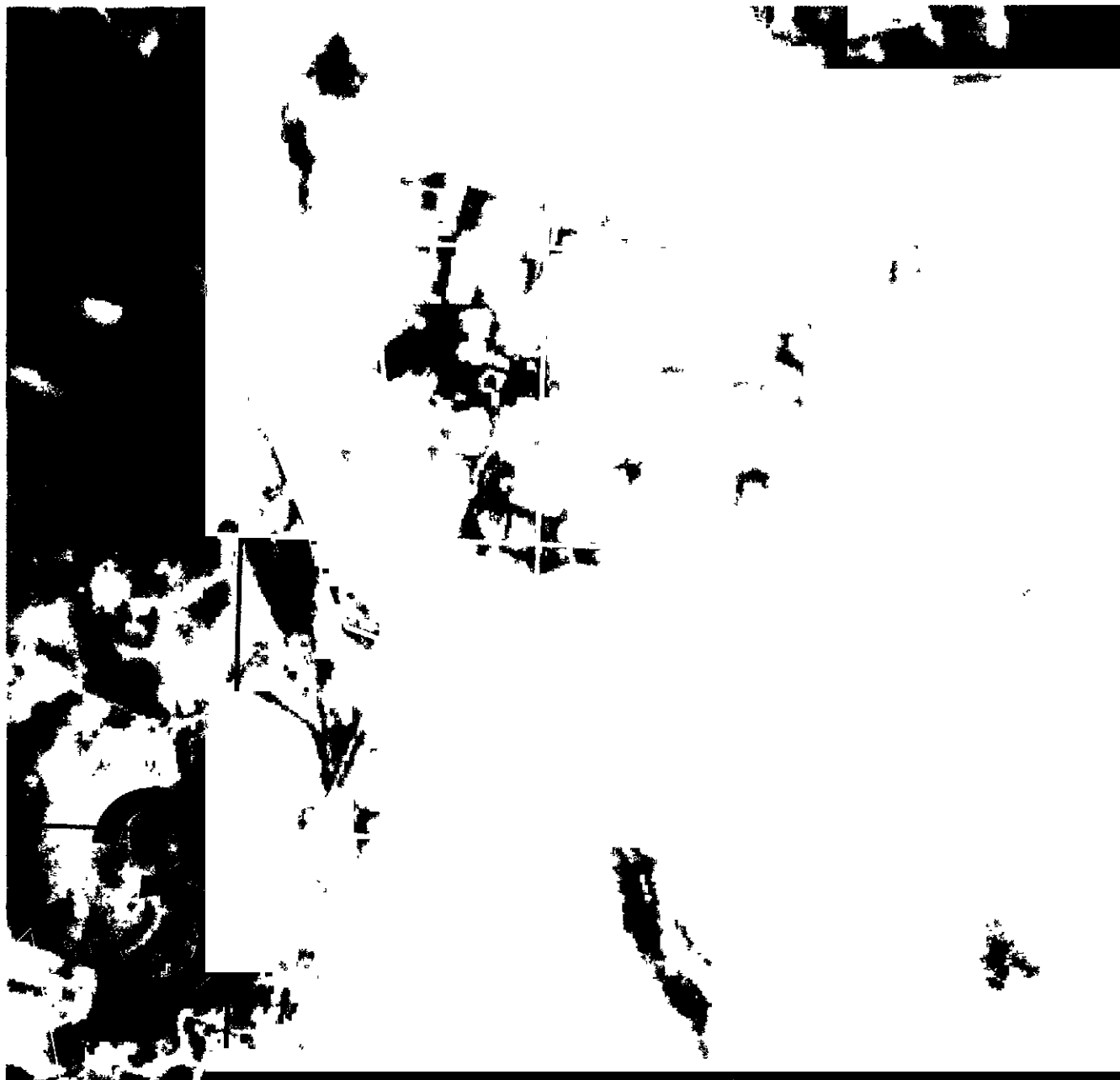
Prepared by: Sue Bock

Date: 6/01/2001

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1000 0 1000 2000 Feet



1987 NAPP Photo

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 65-12121
Date Received: 2-2-01
Receipt No: W027336
Received By:

RECEIVED

FEB 02 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY D OR DIANA L HERBERT
PO BOX 176
HORSESHOE BEND ID USA 83629

Phone: 208/793-4085
W 208/384-7948

2. Date of Priority: 05/01/1978

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	02E	34	NE 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	4/01	10/15	0.02	3.4

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 3.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	02E	34	NE NE	IRRIGATION	0.8
Section Acres					0.8
Total Acres					0.8

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? ~~no~~ yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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): Diana A. Herbert Date: 2/1/01

Date:

State of Idaho)
County of Ada) SS.

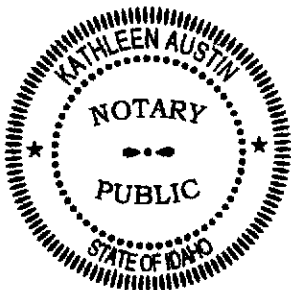
Subscribed and sworn (or affirmed) before me this
of Feb. 1, 2001

Kathleen Austin

Notary Public

Residing at Boise Id

My commission Expires _____



MY COMMISSION EXPIRES
July 29, 2006
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Date Received 2/2/2001

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 by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Larry D or Diana L. Herbert (208) 384-7948 W
Name of Claimant Phone Number
793-4085

P.O. Box 176 Horseshoe Bend ID 83629
Mailing Address City State Zip

BOISE 1990
County(s) where place of use is located Date claim originally due

65-12121 Proof of Beneficial Use filed 4/11/83 Licensed 12/12/88
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

I was not aware that we needed to file again
after buying our property. I don't recall getting
a first notification.

Claimant requests an extension to 2/9 , 19 2001
Diana L Herbert 2/1/01 , 19 2001
Signature Date of request

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [X granted] [denied] for the following reasons:

and if granted the filing deadline is extended to Feb. 2 , 19 2001

Signed this 30th day of May , 19 2001

[Signature]
Director or his designated agent