

No Color

Documents

In File

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: A65-12194
Date Received: 1/08/1990 1/29/90
Receipt No: ~~999999~~ 6014220
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JAN 29 1990

1. Name: EMMETT IRRIGATION DISTRICT
Address: 222 E. PARK ST.
EMMETT, ID 83617

Department of Water Resources

2. Date of Priority: DEC 08, 1978

3. Source: PAYETTE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	01W	22	SE	NE		1	GEM

5. Description of diverting works:
PUMP AND CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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

A.F.A.

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER ASSOCIATED WITH IRRIGATION SYSTEM.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02W	26	NW	NE		IRR	18.0
			NW	NW		IRR	21.0
Section Acres							39.0

A65-12194

Page 1

Date: 01/19/90

MICROFILMED
SEP 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	02W	27	NE	NE		IRR	11.0
Section Acres							11.0
Total Acres							50.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
EMMETT IRR. DIST. RIGHTS

14. Remarks:
P/U WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES.
IRRIGATED ACRES = 21,757.

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 X 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 Chairman of the Board of Emmett Irrigation District that I have signed the foregoing document in the space below as Chairman of the Board of Emmett Irrigation District and that the statements contained in the foregoing document are true and correct.

Keith Standley
Signature of Authorized Agent
Chairman of the Board for
Emmett Irrigation District
Title and Organization
1/19/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of January 19 90

[Signature]
Notary Public

Seal

Residing at Boise, ID
My Commission Expires June 10, 1994

FALLS

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

MAR 24 2004

By _____

Clerk

Deputy Clerk

PAGE 1
Mar-22-2004

02/13/2004

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

RIGHT NUMBER: 65-12194

NAME AND ADDRESS: EMMETT IRRIGATION DIST
222 E PARK ST
EMMETT ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY SNAKE RIVER

QUANTITY 1 200 CFS
583 100 AFYUSE OF THIS RIGHT WITH RIGHT LISTED BELOW SHALL PROVIDE NO MORE
THAN .02 CFS NOR MORE THAN 4.5 AFA PER ACRE FOR IRRIGATION OF
LANDS WITHIN THE EMMETT IRRIGATION BOUNDARY COMBINED RIGHT
NOS 65-00023, 65-02004, 65-02080, 65-07832, AND 65-10491.

PRIORITY DATE 12/08/1978

POINT OF DIVERSION:

T07N R01W S22 SENE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.200 CFS 583 10 AFY

PLACE OF USE.

PLACE OF USE IS WITHIN LANDS OF THE EMMETT IRRIGATION DISTRICT

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 23,106.28 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS - 65-23, 65-2004, 65-2080,
65-7832 & 65-10491

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 Decreed

Amended Director's Report Right No. 65-12194

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

RIGHT NUMBER: 65-12194

NAME AND ADDRESS: EMMETT IRRIGATION DIST
222 E PARK ST
EMMETT ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.200 CFS
583.100 AFY

USE OF THIS RIGHT WITH RIGHT LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS NOR MORE THAN 4.5 AFA PER ACRE FOR IRRIGATION OF LANDS WITHIN THE EMMETT IRRIGATION BOUNDARY. COMBINED RIGHT NOS.: 65-23, 65-2004, 65-2080, 65-7832, AND 65-10491.

PRIORITY DATE: 12/08/1978

POINT OF DIVERSION:
T07N R01W S22 SENE Lot 1 Within GEM County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	3/15 11/15	1.200 CFS 583 10 AFY

PLACE OF USE:

PLACE OF USE IS WITHIN LANDS OF THE EMMETT IRRIGATION DISTRICT.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 21,757.1 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-23, 65-2004, 65-2080, 65-7832 & 65-10491.

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: Decreed

AMENDED DIRECTOR'S REPORT

Subcase No. 65-12194

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources

Karl J. Dreher, Director

David R. Tuthill, Jr., Adjudication Bureau Chief

November 15, 2002

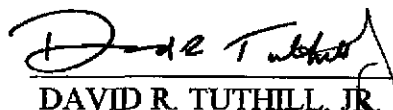
DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the *Motion to File Amended Notice of Claim* filed on January 18, 2002, and the *Order Granting Motion to File Amended Notice of Claim; Requesting Amended Director's Report; and Setting Objection and Response Deadlines* issued by Special Master Cushman on August 20, 2002, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 15th day of November, 2002.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on Nov. 15, 2002, I served the original and/or copies of this form, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

U.S. Dept. of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resource Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Scott L. Campbell
101 S. Capitol Boulevard, 10th Floor
P.O. Box 829
Boise, ID 83701-0829

Gem County Courthouse
415 E. Main
Emmett, ID 83617


Signature of person delivering form

Amended Director's Report Right No. 65-12194

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

RIGHT NUMBER: 65-12194

NAME AND ADDRESS: EMMETT IRRIGATION DIST
222 E PARK ST
EMMETT ID 83617

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.200 CFS
583.100 AFY

USE OF THIS RIGHT WITH RIGHT LISTED BELOW SHALL PROVIDE NO MORE THAN
.02 CFS NOR MORE THAN 4.5 AFA PER ACRE FOR IRRIGATION OF LANDS WITHIN
THE EMMETT IRRIGATION BOUNDARY. COMBINED RIGHT NOS.: 65-23,
65-2004, 65-2080, 65-7832, AND 65-10491.

PRIORITY DATE: 12/08/1978

POINT OF DIVERSION:

T07N R01W S22 SENE Lot 1 Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.200 CFS 583.10 AFY

PLACE OF USE:

PLACE OF USE IS WITHIN LANDS OF THE EMMETT IRRIGATION DISTRICT.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 21,757.1 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-23, 65-2004, 65-2080,
65-7832 & 65-10491.

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: Decreed

RECEIVED

JAN 18 2002

Department of Water Resources

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

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)
_____)
A. Subcase 65-12194
(Insert water right number)
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Emmett Irrigation District
Address: 222 E. Park Street
Emmett, ID 83617
Daytime Phone (208) 365-4582

Name & Address of Attorney, if any:

Scott L. Campbell
Moffatt Thomas Barrett Rock & Fields, Chtd.
P.O. Box 829
Boise, ID 83701-0829

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Emmett Irrigation District
Address: 222 W. Park Street
Emmett, ID 83617

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- 1 ☐ **Name and Address**
Should be: _____
- 2 ☐ **Source**
Should be: _____
- 3 ☒ **Quantity**
Should be: Quantity element should omit any reference to annual volume for
consumptive use That is not an element of a water right under I.C
§ 42-1411(2)(c).
- 4 ☐ **Priority Date**
Should be: _____
- 5 ☐ **Point(s) of Diversion**
Should be: _____
- 6 ☐ **Instream Flow Description**
Should be: _____
- 7 ☐ **Purpose(s) of Use**
Should be: _____
- 8 ☐ **Period of Year**
Should be: _____
- 9 ☒ **Place of Use**
Should be: 23,106.28 acres within boundaries of Emmett Irrigation District

11 **I object because:**

- ☐ This water right should not exist
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** The Director's Report does not reflect
the actual number of irrigated acres within the boundaries of Emmett Irrigation District.

F.

VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of ADA)

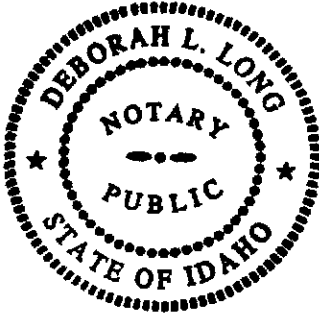
_____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. 42-1401A(1) and (6)
or that I am the attorney for the party/claimant objecting and that I have read this objection, know
its contents and believe that the statements are true to the best of my knowledge

(Signature of person filing objection)

Scott L Campbell
(Attorney signing in representative capacity)

Subscribed and sworn to before me on



1/17/08
Deborah Long
Notary Public for Idaho
Residing at: Boise, ID
My Commission Expires: 10/10/07

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 01/17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1 Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2 One copy to the claimant of the water right at the following address.

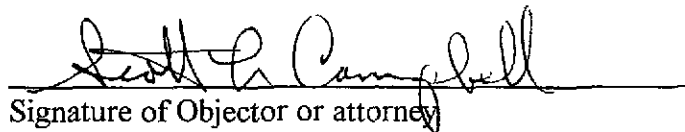
Emmett Irrigation District
222 E Park Street
Emmett, ID 83617

3. Copies to.

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf



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

03/07/2001

RECEIVED

APR 11 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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: 65-12194

EMMETT IRRIGATION DISTRICT
222 E PARK ST
EMMETT ID 83617

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

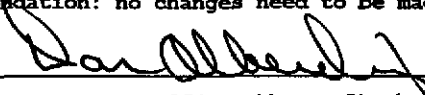
2. Describe the changes you wish to make in the proposed recommendation:

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

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

DATE: 05 Apr 2001

SIGNATURE:



Please print your name:

Dar Olberding, Chairman

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

AJ0749NP
No. R65-12194

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

DATE: 06/19/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EMMETT IRRIGATION DISTRICT 222 E PARK ST EMMETT ID 83617	12/08/1978	IRRIGATION	03-15 11-15	1.200 CFS	583.10 AFA
TOTAL DIVERSION:					1.200 CFS	583.10 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T07N R01W S22 Lot01(SENE)

GEM County

POU County:

Other Rights: EMMETT IRR. DIST. RIGHTS

Remarks: QNT USE OF THIS RIGHT WITH RIGHT LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS NOR MORE THAN 4.5 AFA PER ACRE FOR IRRIGATION OF LANDS WITHIN THE EMMETT IRRIGATION BOUNDARY. COMBINED RIGHT NOS.: 65-00023, 65-02004, 65-02080, 65-07832, AND 65-10491.

POU1 PLACE OF USE IS WITHIN LANDS OF THE EMMETT IRRIGATION DISTRICT

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

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

Comments: Date: 06/19/2000 User-ID: SBOCK Subject: COPIED FROM REMARKS
IRRIGATED ACRES = 21,757.

Audit: 06/19/00 SBOCK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:08:23
06/01/00
15

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A65-12194

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EMMETT IRRIGATION DISTRICT	12/08/1978	IRRIGATION	03-15 11-15	1.200 CFS	383.1
					TOTAL DIVERSION:	583.1
					CONSUMPTIVE USE:	475.00 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T07N R01W S22 Lot01(SENE)

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07N	02W	26	:					:					:					:					:	39.0
07N	02W	27	:	11				:			21		:					:					:	11.0
																						TOTAL ACRES	50.0	

POU County: GEM

Non-Irrigation Uses: STOCKWATER ASSOCIATED WITH IRRIGATION SYSTEM.

Other Rights: EMMETT IRR. DIST. RIGHTS

Conditions of Approval: *use of QNT*
R32 - This right when combined with all other rights shall provide no
- more than .02 ~~acre~~ per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.

Remarks: *Pou*
GEN P/U WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES.
Comm IRRIGATED ACRES = 21,757.

Dates: Exam Made Date: Verified Date: 04/08/1985 Objection Filed Date:

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

*POU
EID*

*listed below
w/ 1 and 3 of EID*

WR5809NP
No. 65-12194

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/01/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	EMMETT IRRIGATION DISTRICT 222 E. PARK ST. EMMETT ID 83617	12/08/1978	IRRIGATION	03/15 11/15	1.200 CFS	583.10 AFA
TOTAL DIVERSION:					1.200 CFS	583.10 AFA
C	EMMETT IRRIGATION DISTRICT 222 E PARK ST EMMETT ID 83617 (208) 365-4582					

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T07N R01W S22 Lot 01(SENE)

GEM County

Pou County:

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.

Remarks: GEN P/U WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES.

Dates:	App. Received:	Priority Date:	12/08/1978
	Proof Due Date: 03/01/1980	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 07/05/1983		

Misc: Water District Number: 65 Field Exam Fee:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:07:58
06/01/00

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A65-12194

LAST: EMMETT IRRIGATION DISTRICT FIRST:
ADDRESS: 222 E PARK ST
CITY: EMMETT STATE: ID ZIP: 83617
PHONE NUMBER: 208-000-0000

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE Y FIELD EXAMINER Y() N()
CLAIM REMARKS: GEN P/U WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES.
IRRIGATED ACRES = 21,757.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER: () -
DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE: Y() N() TIME: __:__ A() P()
ACCOMPANIED BY: _____ PHONE NUMBER: () -
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-12194 PRIORITY DATE: 12-08-1978 STAGE: L

B. WR RECORD: # 65-12194 PRIORITY DATE: 12-08-1978 STAGE: L

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: ad denied

RECOMMENDED PRIORITY DATE:

12-08-1978

REVIEWED BY SB

DATE 6-19-00

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
A65-12194	07N 01W	22		SE	NE	1		GEM		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-00023	R65-00023
A65-02004	R65-02004
A65-02080	R65-02080
A65-02288	R65-07832
A65-07832	
A65-09481	
A65-11412	
A65-11412A	

WR RECORDS IN SAME 40 ACRE TRACT

65-11412
65-12485

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-12194	07N 01W	22		SE	NE	1		GEM		

OTHER WR RECORDS WITH SAME WR POD

65-11412
65-12485

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-00023	R65-00023
A65-02004	R65-02004
A65-02080	R65-02080
A65-02288	R65-07832
A65-07832	
A65-09481	
A65-11412	
A65-11412A	

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 8/24/00)

Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

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	DIVERSION NAME	DIVERSION NBR
07N	01W	22		SE	NE	1		GEM		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: PAYETTE RIVER

TRIB: SNAKE RIVER

REVIEWED BY: SB

DATE: 6-19-00

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

A. ROOT WATER RIGHT NUMBERS: A65-12194

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	02W	26	NW	NE		EMMETT IRRIGATION DISTRICT	A65-12194 / 18.0	- /			
07N	02W	26	NW	NW		EMMETT IRRIGATION DISTRICT	A65-12194 / 21.0	- /	32.0		
07N	02W	27	NE	NE		EMMETT IRRIGATION DISTRICT	A65-12194 / 11.0	- /	36.0		

ADDITIONAL POU FOUND

TOTAL ACRES A65-12194

50.00

POU COUNTY: GEM

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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: EMMETT IRR. DIST. RIGHTS

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

N/A() Y(☒) N()

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

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

NOTES:

AD licensed. Emmett's other rights for air
were all stipulated to.

RECOMMENDATIONS:

TOTAL ACRES: 21,757 N/A()

REVIEWED BY: JB

DATE: 6-19-00

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-12194 IRRIGATION	FROM 03-15 TO 11-15	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-12194 IRRIGATION	FROM 03-15 TO 11-15	1.200 CFS	583.10 AF/A
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	583.10 AF/A

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(☐)

as licensed

PAGE: 8

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

8
CLAIM NUMBER: A65-12194

NOTES:

- AJ CLAIM TOTAL DIVERSION RATE: 1.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS
- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()
- * ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
- C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)
- * IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
- D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT
MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

- 1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS *N/A*
(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 = 175.0 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: Boundary map ~~is~~ has been produced, due to
large size, it is not with files.

WR RECORD CONDITIONS/REMARKS:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	03-15	11-15	DATABASE 1.200	EXAMINER	DATABASE	EXAMINER	DATABASE 175.0	EXAMINER
TOTAL FOR THIS RIGHT			1.200				175.0	

NON-IRRIGATION USES CLAIMED: STOCKWATER ASSOCIATED WITH IRRIGATION SYSTEM.

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

QNT
POU
EXP

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: 65-12194

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-12194	1.200	-		65-12194	1.200
TOTAL CFS		1.200				1.200

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()

NOTES:

AD Licensed

=====

AUTHENTICATION

SIGNATURE: DeBode DATE: 6-19-00

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

Boundary GIS map has been printed

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>8/24/80</u>	<u>1</u>	
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>8/17/82</u>	<u>1</u>	
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
() SYSTEM DESCRIPTION	DATE DRAWN _____		
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
() OTHER _____	DATE _____		
() OTHER _____	DATE _____		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:07:58
06/01/00

PAGE: 14
QUICKLOOK INFORMATION

14
CLAIM NUMBER: A65-12194

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N	Case	3/3 6-19-00		
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

State of Idaho
Department of Water Resources

AMENDED WATER RIGHT LICENSE AMENDED

License of Water Right No. 65-12194 Priority December 8, 1978 Amount 1.2 cfs

THIS IS TO CERTIFY, that Emmett Irrigation District
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 65-12194 issued pursuant to Application for Permit dated December 8, 1978,
and has submitted proof to the Department of Water Resources on January 7, 1980,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 7.2 cfs of water from Payette River,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 1.2 cfs</u>	<u>and 583.1 acre feet</u>
	<u>from _____ to _____</u>	<u>at _____ cfs</u>	<u>and _____</u>
	<u>from _____ to _____</u>	<u>at _____ cfs</u>	<u>and _____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 1.2 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
583.1 acre feet per year, said waters to be diverted within the Gov. Lot 1 (SE 1/4 NE 1/4), Section
22, Twp. 7N, Rge. 1W in the County of Gem

Description and location of place of use:

Twp.	Range	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
			WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES																

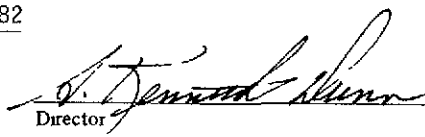
Total number of acres irrigated _____

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.5 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of
August, 19 82

Director 

65-12194
Permit No.

DATE	INITIALS	REMARKS
------	----------	---------

- ☒ Appointment letter mailed: no
- ☐ Telephone call made: 8/25/80 JG
(List Telephone No. used) 305-2017
- ☐ Appointment scheduled for: 8/26/80
(Date, time, location) 10:30
By Brian Carroll, President

Date 5/26/80 Accompanied by Bill Hawk of Erie County Health Dept. Total Q measured 7.2 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Orifice Plate 10" ✓ Meets Permit requirements? Yes

10' 0" dia. x 12" thick = 1/4 cu yd = 1.35 cu yd = 3030 lbs (WATER) (1 cu yd = 27 cu ft)
 * 305.1 gal x 4.5 = 1373 gal, per
 (see sheet 4 to see # 65-7832, water, as an inc. per 20000 gal inc. in total)

$$V = 306 \times 4.5 = 1377.0 \quad \text{or} \quad 1.2 \times 1.9835 \times 245 = 583.1$$

[illegible]

System Description Pump house & water from Black Canyon Reservoir. 40" mainline under road & open ditches into each canal yard line.

*Code with map on reverse side. Disregard code if only one.

Irrigation requirement = 4.5 AFA/Acre

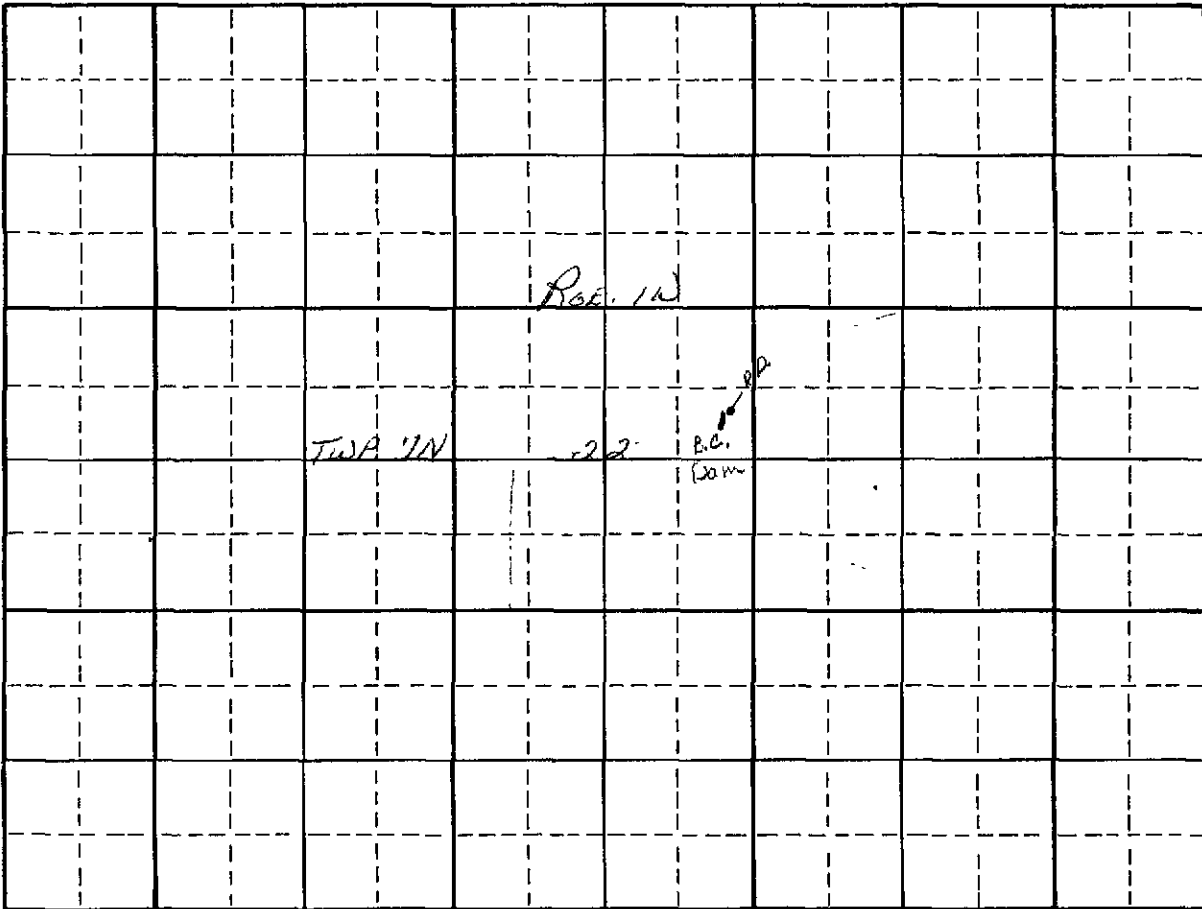
USE	Q (cfs)	V (afa)	FROM	TO
Irrigation	1.02 ✓	~~1373~~ 1377.0 583.1	Mains Wells	
Total	1.02 ✓			

Remarks: The specimen was collected from the same place as the one before. It is a very good specimen. The color is very good. The size is very good. The shape is very good. The texture is very good. The taste is very good. The smell is very good. The weight is very good. The length is very good. The width is very good. The height is very good. The depth is very good. The volume is very good. The area is very good. The surface is very good. The interior is very good. The exterior is very good. The top is very good. The bottom is very good. The sides are very good. The corners are very good. The edges are very good. The joints are very good. The seams are very good. The stitching is very good. The binding is very good. The cover is very good. The pages are very good. The text is very good. The illustrations are very good. The overall quality is very good.

ADD CONDITION R16 (4.5)

Wm 6-22-82

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SL. 14/15/16/17, SEC. 22, TWP. 7N, RGE. 1N, B. 111.

Place(s) of Use SL. 14/15/16/17, SEC. 22, TWP. 7N, RGE. 1N, B. 111.

TWP	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	

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

Examiner's Signature

Checked by

red by

Date

Date

Date

9/20/80

4/11/80

5/25/82

MICROFILMED

Date in		Present Owner	Description	Section	Acres
11-3-64	Lynn Waters	Pearl Mayer (Boise)	W $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$	4-6-1	10.00
11-4-75	Jay Sisler	(same)	Tr. NE cor. NW $\frac{1}{4}$ SE $\frac{1}{4}$	4-6-2	12.65
9-7-71	Wilbur E. Currier	Wilbur Currier	Pt. NW $\frac{1}{4}$ NW $\frac{1}{4}$	27-7-1	9.00
10-1-64	Bob Ames	Ventures Inc. E. Johannesen	E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Lot 2 North Canal & SE $\frac{1}{4}$ NW $\frac{1}{4}$ W. Canal	30-7-1	26.00
9-2-69	David Frisbee	Rue Frisbee	Tr. in SW $\frac{1}{4}$	35-7-1	18.50
7-1-75	Rolling Hills	(same)	E. Pt. NE $\frac{1}{4}$ SW $\frac{1}{4}$	22-7-2	43.60
7-1-75	Rolling Hills	(same)	E. Pt. SE $\frac{1}{4}$ SW $\frac{1}{4}$	23-7-2	24.80
4-4-60	C. A. Glass Co. Inc.	Rolling Hills	S310.9' SW $\frac{1}{4}$ SW $\frac{1}{4}$ Pt. NW $\frac{1}{4}$ NW $\frac{1}{4}$	23-7-2 26-7-2	9.39
3-1-66	Albert Naher	(same)	Tr. SW $\frac{1}{4}$ NE $\frac{1}{4}$	25-7-2	12.00
3-1-60	Lewis Cooper	Gilbert Wallers	Pt. S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ S.	9-7-3	2.00
3-1-71	Hazel & M. J. Cooper	G. Wallers	W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$	9-7-3	100.00
4-6-72	Howard Bengé	(same)	Tr. W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ & E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Below canal	12-7-3	37.16

Total 306

rounded

RECEIVED

Overlap Review for 65-12194

license 65-7832 gw F/D SENE Sec 22 T7N R1W
(same well)

F/D See attached
copy

Well capacity 7.2 cfs
license 65-7832 - 6.0

1.2 amount for
licensing 65-12194

RC 5/25/82

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7832 Priority April 2, 1977 Amount 6.0 cfs

THIS IS TO CERTIFY, that EMMETT IRRIGATION DISTRICT
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 65-7832 issued pursuant to Application for Permit dated March 15, 1977,
and has submitted proof to the Department of Water Resources on December 3, 1979,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 7.2 cfs of water from Payette River,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>6.0</u> cfs and <u>1373</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 6.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1373 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 22, Twp. 7N,
Rge. 1W, B.M. in the County of Gem

Description and location of place of use

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code for the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
July, 19 81.

Director

222 East Park Street
Emmett, Idaho 83617

col 4220

A 65-12194

Dear Don:

Thank you for your help.

Jaggers
reas.
365-4502

RECEIVED
JAN 24 1990

Department of Water Resources

1/22/90	REG.	O.T.	SOC SEC EARNINGS	CAR EXPENSE	TOTAL	FICA	FED W/H	STATE W/H	TELEPHONE	GAS	INS.	100 ⁰⁰	Idaho Dept of Labor Res
DATE	TIME WORKED	YOU EARNED THIS AMOUNT				AND WE HAVE DEDUCTED THE ABOVE AMOUNTS FOR YOU						NET AMOUNT	PAID TO

EMMETT IRRIGATION DISTRICT
EMMETT, IDAHO 83617

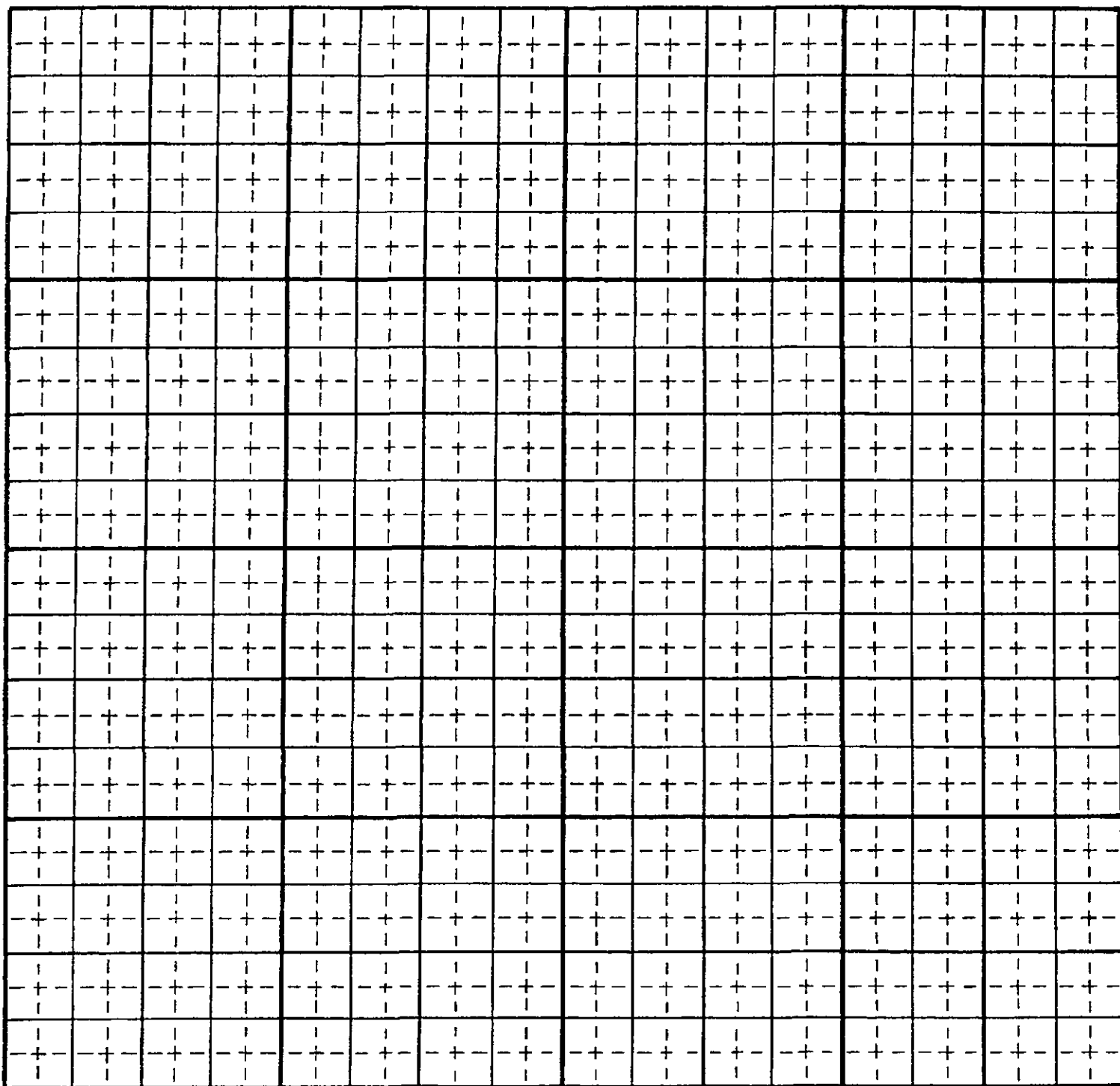
PAY PERIOD FROM _____ TO _____

MICROFILMED

SEP 24 1992

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name Emmett Irrigation District Ident No. 65-12194

JAN 18 2002

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 65-12194
Date Received
Receipt Number

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

RECEIVED
AUG 23 2002
WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Emmett Irrigation District Phone (208) 365-4582
Mailing Address 222 E. Park Street, Emmett, ID Zip 83617

2. Date of Priority (Only one (1) per claim) 12/8/1978

3. Source of water supply (a) Payette River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 07N Range 01W B.M. Section 22,
1/4 of SE 1/4 of NE 1/4, Govt. Lot, 1 B.M., County of Gem

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Black Canyon Dam pumps to canals and laterals

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.200 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
23,106.28 acres within boundaries of Emmett Irrigation District																			

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Gem

12. Do you own the property listed above as place of use? Yes ☐ No ☒

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (☐)

14. Remarks:

Emmett Irrigation District distributes water to the lands within its boundaries, but it does not own the land.

Last Name Emmett Irrigation District Ident No. 65-12194

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 65-12194

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Counsel for

Title

of Emmett Irrigation District, that I have signed the foregoing

Organization

document in the space below as Counsel for of Emmett Irrigation District

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date 01/17/02

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this

17th

day of

January 2002

Notary Public _____

Residing at

Boise, ID

My Commission Expires

10/10/07

Please Print Name

Notary Public Seal:

Notice is hereby given that I, Scott L. Campbell

will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address P.O. Box 829, Boise, ID 83701-0829

Date 01/17/02

Last Name Emmett Irrigation District Ident. Number 65-12194

47571989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Emmett Irig. Dist. CLAIM IDENT. NO. Aug-012194

DATE RECEIVED 8/1/90 CR# CO14220 AMOUNT \$ exempt / 100

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☐	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☐	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☐	☐	*
3. (a) Is a source entered?	☐	☐	*
(b) Is a tributary to entered? (if required)	☐	☐	
4. Is the legal description of the p.d. sufficient?	☐	☐	*
5. Is there a description of the diverting works?	☐	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☐	☐	*
Is the period of use included?	☐	☐	
Is a quantity claimed for each use?	☐	☐	*
7. Is a total quantity claimed entered?	☐	☐	
8. If required is a consumptive use entered?	☐	☐	
Is the consumptive use correct?	☐	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☐	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☐	☐	*
11. Is (are) the county(ies) entered?	☐	☐	
12. Is the ownership of p.u. checked?	☐	☐	
13. Are other water rights listed or "none" indicated?	☐	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☐	☐	
15. Is the basis of the claim indicated?	☐	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☐	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☐	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: CR Date: 8/1/90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: _____

MICROFILMED

SEP 24 1992