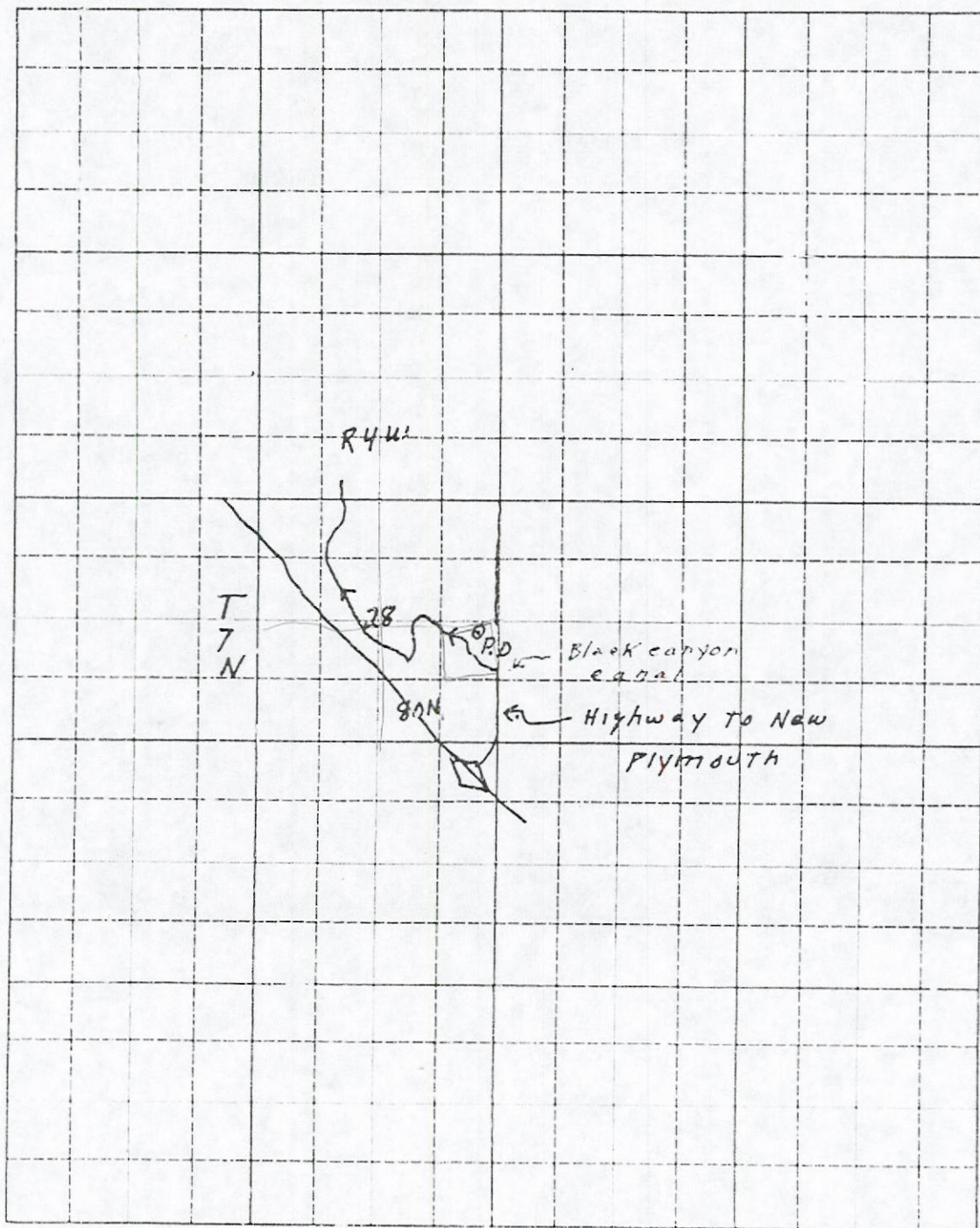


SEP 24 1992

T7N
R4W
Sec 28
AG 5-12252

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

L. K. Carter Co.
(Applicant)
Lord Wright & M Co. secret

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: A65-12252
Date Received: 4/05/1990
Receipt No: W011838
Received By: ha

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L 3, INC. 208-452-4926
Address: C/O LEE C. WRIGHT, III
2195 NW 1ST AVE.
FRUITLAND, ID 83619

2. Date of Priority: JUN 25, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	04W	28		NE	SE		PAYETTE

5. Description of diverting works:
210' DEEP, 16" CS, 7.5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.260		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1200 RANGE; D/2 HOMES W/LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	04W	28	NE	SE		STOCK	

A65-12252

Page 1

Date: 04/05/90

MICROFILMED
SEP 24 1992

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
NONE

14. Remarks:
THE MAXIMUM RATE OF DIVERSION UNDER THIS PERMIT SHALL NOT EXCEED
0.34 CFS.
ONE HOME IS FOR THE HIRED HELP AND THE OTHER IS AN OFFICE.

15. Basis of Claim: PERMIT

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 President of
L3 Cattle Co. Inc. Organization, that I have signed the foregoing
document in the space below as President of
L3 Cattle Co. Inc. Organization and that the statements contained in the
foregoing document are true and correct.

Linda Wright III
Signature of Authorized Agent
Pres. L3 Cattle Co Inc.
Title and Organization
4/5/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of April 19 90

Linda Werner
Notary Public

Seal

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994
Date: 04/05/90

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2

MICROFILMED

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465-12252

7110
R. 400
38

Langley

Gulick

22

P
AV
BM
2550

33P

MICROFILMED

SEP 24 1971

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

01/17/2001

RIGHT NUMBER: 65-12252

NAME AND ADDRESS: L 3 INC
C/O LEE C WRIGHT III
2195 NW 1ST AVE
FRUITLAND, ID 83619

SOURCE: GROUND WATER

QUANTITY: 0.3 CFS
17.3 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/05/1979

POINT OF DIVERSION: T07N R04W S28 NESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.26 CFS 16.10 AFY
DOMESTIC 1 HOMES	01-01 12-31	0.04 CFS 1.20 AFY

PLACE OF USE:

STOCKWATER Use same as DOMESTIC
DOMESTIC Within PAYETTE NESE
CountyT07N R04W S28

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STOCKWATER, 1200 RANGE CATTLE.

AJ5809NP
No. A65-12252

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/05/00
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	L 3 INC C/O LEE C WRIGHT III 2195 NW 1ST AVE FRUITLAND ID 83619 (208) 452-4926	~~06/25/1979~~ 9/05/1979	STOCKWATER ✓ DOMESTIC ✓	01-01 12-31 01-01 12-31	0.260 CFS 0.080 CFS	16.1 AFA 1.2 AFA
TOTAL DIVERSION:					0.340 CFS 0.30	17.3 AFA

Water Source: GROUNDWATER ✓

Tributary to:

Stage: ~~PERMIT~~ LICENSE

Point(s) of Diversion: T07N R04W S28 ✓ NESE ✓

PAYETTE County

Place of use Legal Description for: STOCKWATER

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	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
07N	04W	28	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

POU County: PAYETTE

Non-Irrigation Uses: S/1200 RANGE; D/2 HOMES W/LAWN

Other Rights: NONE

Conditions of Approval:

~~016 - See remarks for additional conditions of approval~~

Remarks: GEN ~~THE MAXIMUM RATE OF DIVERSION UNDER THIS PERMIT SHALL NOT EXCEED~~

~~0.34 CFS.~~

~~ONE HOME IS FOR THE HIRED HELP AND THE OTHER IS AN OFFICE.~~

Dates: Exam Made Date: Verified Date: 04/23/1985 Objection Filed Date:

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

Cont. Eto Rmk
Stockwater, 1200 RANGE CATTLE

C-18 ✓
N-HD

N10
N12

USE

WR5809NP
No. 65-12252

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/05/00
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	L & K CATTLE CO.	09/05/1979	STOCKWATER	01/01 12/31	0.260 CFS	16.10 AFA
C	LEE C. WRIGHT III ✓ P.O. BOX 153 FRUITLAND ID 83619		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.300 CFS	17.30 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.300 CFS

Point(s) of Diversion: T07N R04W S28 NESE

PAYETTE County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
07N 04W 28	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: PAYETTE

Remarks: GEN Stockwater is for 1200 cattle; domestic use is for 1 home.

Dates:	App. Received:	06/25/1979	Priority Date:	09/05/1979
	Proof Due Date:	08/01/1984	Proof Made Date:	06/20/1984
	Exam Made Date:	08/07/1987	Exam Sent to S.O.:	
	Licensed Date:	02/27/1991		

Misc: Water District Number: Field Exam Fee: N (Not Required)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12252

Priority: September 5, 1979 Maximum Diversion Rate: 0.30 CFS
Maximum Diversion Volume: 17.3 AF

This is to certify, that L & K CATTLE CO.
LEE C. WRIGHT III

P.O. BOX 153
FRUITLAND, ID 83619

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 25, 1979; and has submitted Proof of Beneficial Use on June 20, 1984. An examination indicates that the works have a diversion capacity of .300 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.26 CFS	16.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.30 CFS	17.3 AF

LOCATION OF POINT(S) OF DIVERSION: NESE, Sec. 28, Township 07N, Range 04W
PAYETTE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

07N 04W 28 NESE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater is for 1200 cattle; domestic use is for 1 home.

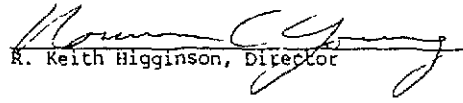
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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12252

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 22nd
day of FEBRUARY, 19 91.


R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant L. & J. Cattle Company, co-owner
Lee C. Wright III Phone 454 4829
Post office address Box 153, Fruitland, ID 83619

2 Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 7N
Range 4W B.M. Payette County, additional points of diversion if any _____

4. Water will be used for the following purposes:

Amount Allow 0.26 cfs for Livestock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .08 CFS for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated.

Allow 0.34
a. 1.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet, total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches proposed depth of well is _____ feet

7 Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8 Description of proposed uses

a. If water is not for irrigation

(1) Give the place of use of water NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 7N
Range 4W B.M.

(2) Amount of power to be generated _____ horsepower under _____ feet of head

(3) List number of each kind of livestock to be watered _____
1200 head of cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.

(5) If water is to be used for other purposes describe _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above None

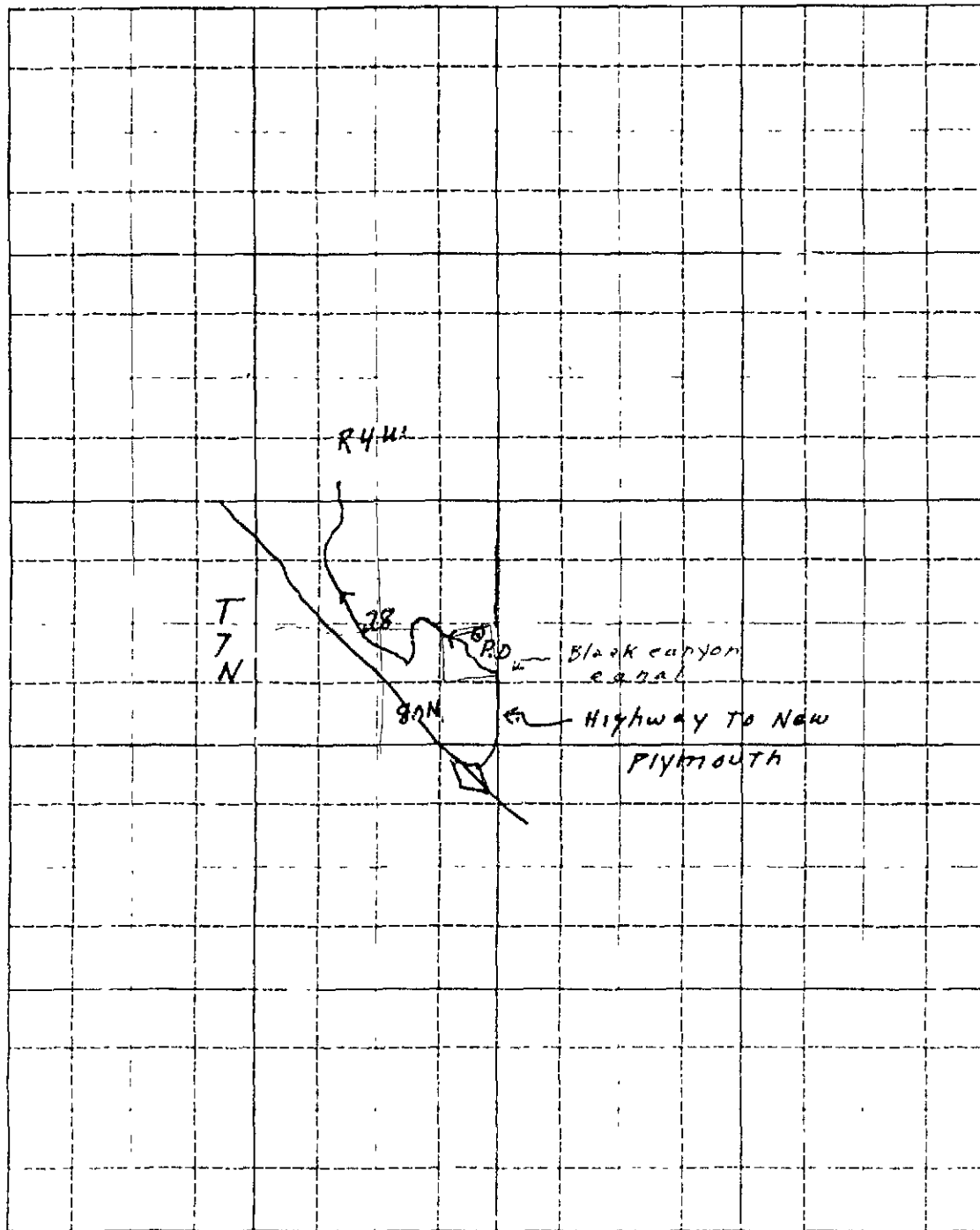
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks 16" casing installed, 210 ft. deep, 7.5 HP Motor

1 Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth

L. K. Carter, Co.
(Applicant)
L. K. Carter, Co.
do hereby