



Mount Maria
3473

Reservoir

Gaging Sta.

Millpond

Horseshoe Bend

Diversion Dam

Pioneer Cemetery

MICROFILMED
SEP 24 1992

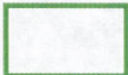
Idaho Dept. of Water Resources

Claim No(s): 65-12305

T07N, R02E, 23

Created by: Sue Bock

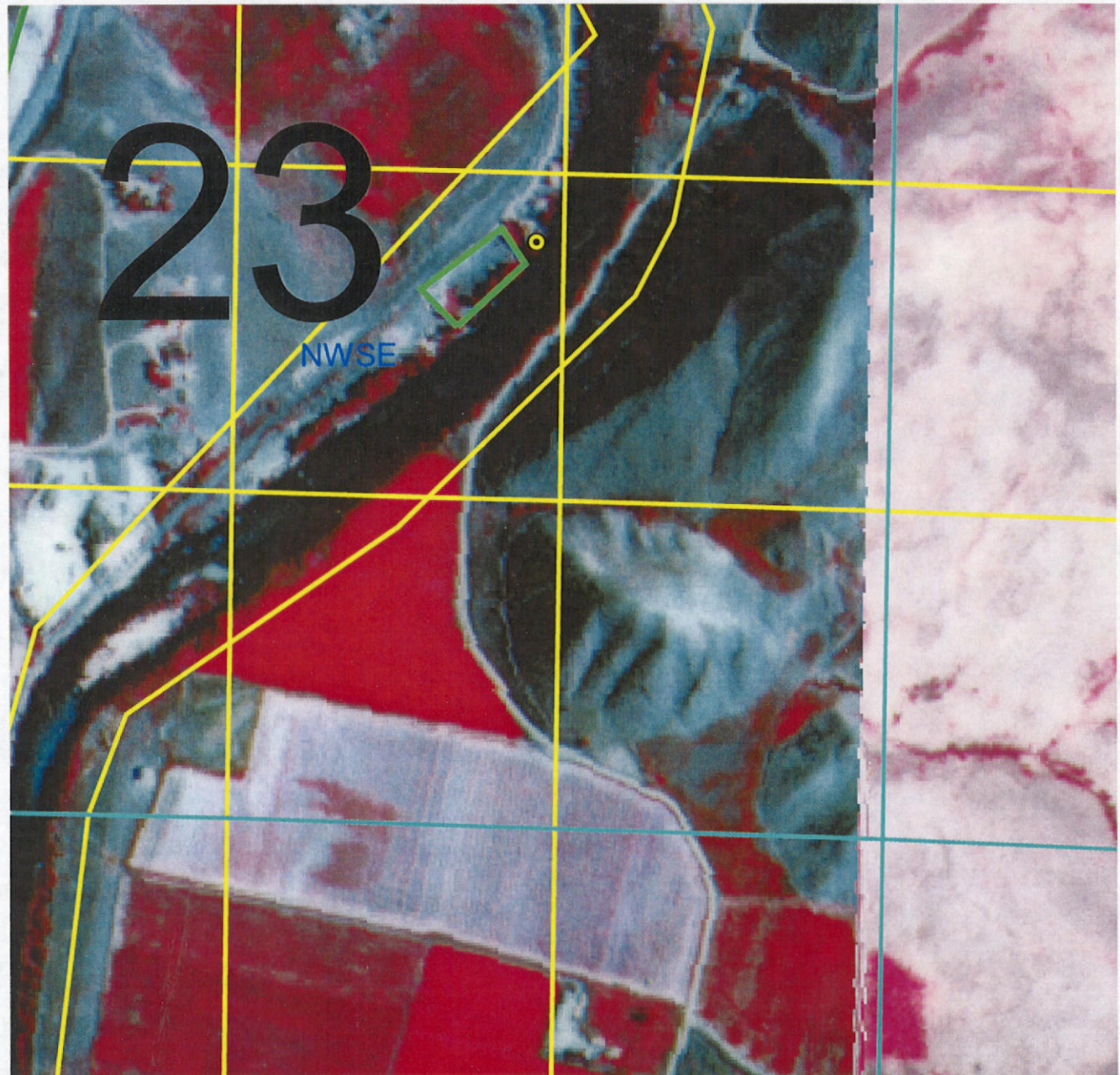
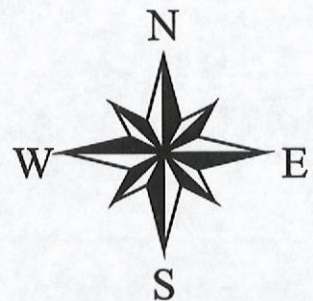
Date: 7/14/2000

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



0 1000 2000 3000 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: A65-12305
Date Received: 2/09/1989
Receipt No: W002182
Received By: Rch

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT W. GAVIN 208-342-7979
Address: 2316 SUNRISE RIM RD.
BOISE, ID 83705

2. Date of Priority: JAN 30, 1980

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	02E	23	NW SE	8	BOISE

5. Description of diverting works:
PUMPHOUSE, 1 HP PUMP, 220 VOLT, PIPED TO 3 VALVES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.030		4.50

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	02E	23	NW SE		IRR	1.0
Section Acres						1.0

10. Place of Use: Continued

Total Acres 1.0

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:
65-10609

14. Remarks:
LIC. INCORRECTLY LOCATES THE P/D AND P/U.

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): Robert W. Gavin Date: Feb 9, 1989

Date: _____

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 9th day
of Feb. 19 89

Don Hawerton
Notary Public

4200 Plann

Residing at Boyer, Idaho 83703

My Commission Expires 12-2-94

Seal



10/23/2000

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

RIGHT NUMBER: 65-12305

NAME AND ADDRESS: ROBERT W GAVIN
2316 SUNRISE RIM RD
BOISE, ID 83705

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.03 CFS
4.5 AFY

PRIORITY DATE: 01/30/1980

POINT OF DIVERSION: T07N R02E S23 LOT 8 NWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4-01 11-01

QUANTITY
0.03 CFS
4.5 AFY

PLACE OF USE:

IRRIGATION Within BOISE County
T07N R02E S23 NWSE 1
1 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:51:39
06/10/00
1563

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A65-12305

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT W GAVIN	01/30/1980	IRRIGATION	04-01 11-01	0.030 CFS	4.50 AFA
TOTAL DIVERSION:					0.030 CFS	4.50 AFA
Water Source: PAYETTE RIVER		Tributary to: SNAKE RIVER			Stage: LICENSE	
Point(s) of Diversion:		T07N R02E S23 Lot08(NWSE)			BOISE County	
Place of use Legal Description for:		IRRIGATION				
		NE NW SW SE				
T	R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SUM
07N	02E 23	:	:	:	:	: 01 : 1.0
					TOTAL ACRES 1.0	

POU County: BOISE

Non-Irrigation Uses: NONE

Other Rights: 65-10609

Remarks: GEN LIC. INCORRECTLY LOCATES THE P/D AND P/U.

Dates: Exam Made Date: Verified Date: 06/18/1985 Objection Filed Date:

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

Comm. for pdd & pcv
Licensed in SWNE
map appears correct
which agreement provided

C18

Based on app. for painting
6/5-07928 Scott Cullick

R 2E
Payette R.
23
T
7
N
PD
&
use

A hand-drawn sketch on graph paper. The sketch is centered around a point labeled '23'. An arrow points from '23' to the text 'Payette R.' above it. Another arrow points from '23' to the text 'PD & use' to its right. To the left of '23', the letters 'T', '7', and 'N' are stacked vertically. The entire sketch is drawn on a grid of solid and dashed lines.

WR5809NP
No. 65-12305

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/10/00
PAGE: 97

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT W. GAVIN 2316 SUNRISE RIM RD. BOISE ID 83705	01/30/1980	IRRIGATION	04/01 11/01	0.030 CFS	4.50 AFA
TOTAL DIVERSION:					0.030 CFS	4.50 AFA

Water Source: PAYETTE RIVER

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.120 CFS

Point(s) of Diversion: T07N R02E S23 Lot 08(SWNE)

BOISE 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
07N	02E	23	:					01	:											:	1.0
TOTAL ACRES																				1.0	

Pou County: BOISE

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- R02 - A lockable device subject to the approval of the Department
 - shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Dates:	App. Received:	01/30/1980	Priority Date:	01/30/1980
	Proof Due Date:	03/01/1985	Proof Made Date:	09/01/1983
	Exam Made Date:	08/07/1986	Exam Sent to S.O.:	
	Licensed Date:	12/12/1988		

Misc: Water District Number: 65 Field Exam Fee: N (Not Required)

Idaho Dept. of Water Resources

Claim No(s): 65-12305

T07N, R02E, 23

Created by: Sue Bock

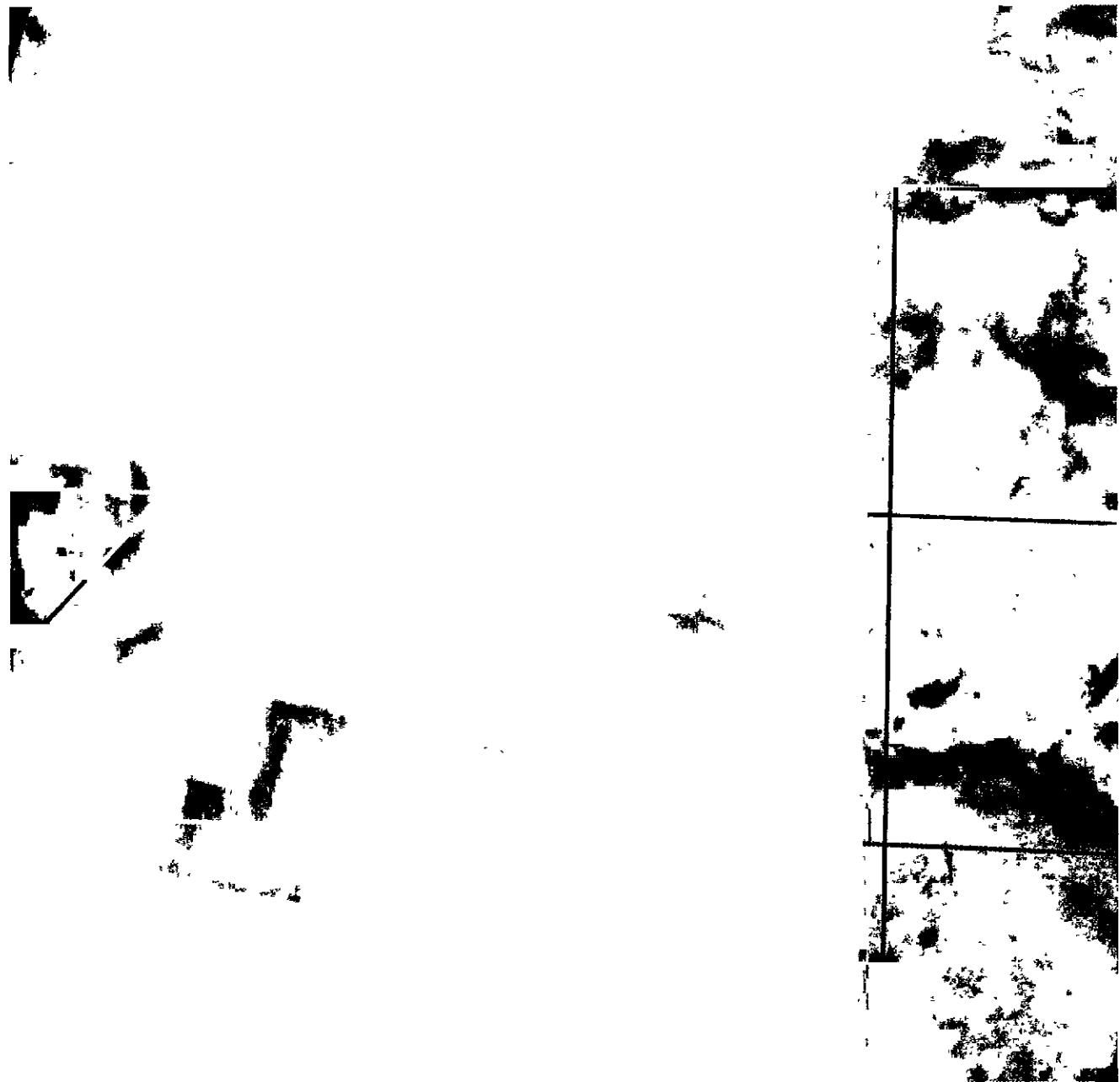
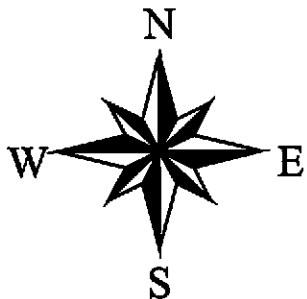
Date: 7/14/2000

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



0 1000 2000 3000 Feet



1987 NAPP Photo



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