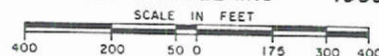


PINE TREE RANCH NO. 11

SITUATED IN THE SE 1/4 OF SECTION 27 AND THE NE 1/4 OF SECTION 34, T.10N., R.4E., B.M., BOISE COUNTY, IDAHO

ROYLANCE ENGINEERING — 1980



While this map is a photographic reproduction of that on file in either the records of or under the supervision of the county assessor, no liability for variations in any such another of its survey.

NOTES

- Boise County assumes no responsibility for maintenance or snow removal from roads as plotted herein. Subject to Boise County Ordinance, dated Nov 27, 1978.
- A 10' Utility and Drainage Easement exists inside all lot lines along the subdivision boundary, except along road easements, and a 10' easement will be centered on all interior lot lines, except along road easements.
- All road easements shown herein will be 66' wide and will not be for the use of the public unless otherwise designated and will provide for drainage and utilities.
- All areas shown are approximate and for tax purposes only.
- Lots shall not be reduced in size.

LEGEND

- Found Stone Monument
- Found Brass Cap
- Set 1/2" x 24" Steel Pin
- Set 5/8" x 30" Steel Pin
- Easement Line
- Subdivision Boundary
- Lot Number
- Set 2" x 36" Iron Pipe
- Existing Spring

DETAIL LAND CORNER TIES

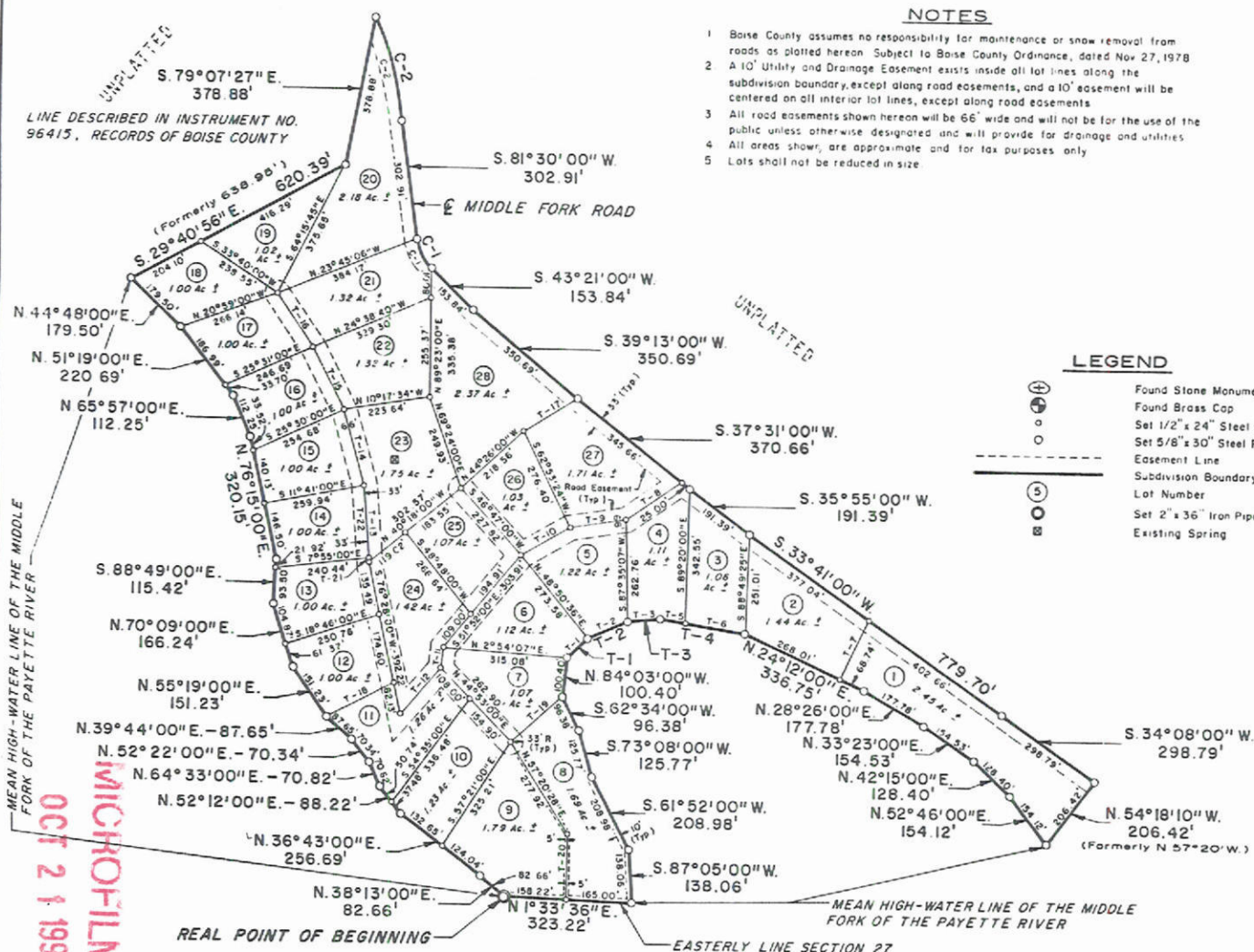
NTS

TANGENT

NO	BEARING	L	NO	BEARING	L
T-1	N 42° 45' 00" W	72.22	T-12	S 50° 37' 00" E	157.20
T-2	N 23° 42' 00" W	108.11	T-13	S 54° 25' 00" W	197.51
T-3	N 7° 22' 00" W	84.31	T-14	S 73° 17' 00" W	201.53
T-4	N 7° 40' 00" E	219.18	T-15	S 62° 34' 00" W	178.02
T-5	N 7° 40' 00" E	63.98	T-16	S 56° 01' 00" W	162.81
T-6	N 7° 40' 00" E	155.22	T-17	N 33° 12' 00" W	162.59
T-7	N 63° 52' 00" W	168.99	T-18	S 28° 29' 00" E	195.50
T-8	S 34° 26' 00" E	172.44	T-19	N 43° 44' 12" W	173.79
T-9	S 10° 46' 00" E	144.49	T-20	S 89° 01' 21" E	169.47
T-10	S 30° 05' 00" E	145.64	T-21	S 84° 25' 00" W	12.90
T-11	S 51° 28' 00" E	51.01	T-22	S 84° 25' 00" W	184.62

CURVE

NO	CH	BEARING	CH L	R	Δ	ARC L	TAN
C-1	S	62° 25' 30" W	81.70	125.00	38° 09' 00"	83.23	43.22
C-2	S	74° 15' 00" W	266.14	1054.45	14° 30' 00"	266.85	134.14



UNPLATTED

EASTERLY LINE SECTION 27

MEAN HIGH-WATER LINE OF THE MIDDLE FORK OF THE PAYETTE RIVER

REAL POINT OF BEGINNING

MEAN HIGH-WATER LINE OF THE MIDDLE FORK OF THE PAYETTE RIVER

OCT 2 1 1996

MICROFILMED

Idaho Department of Water Resources

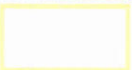
Claim No: 65-12735

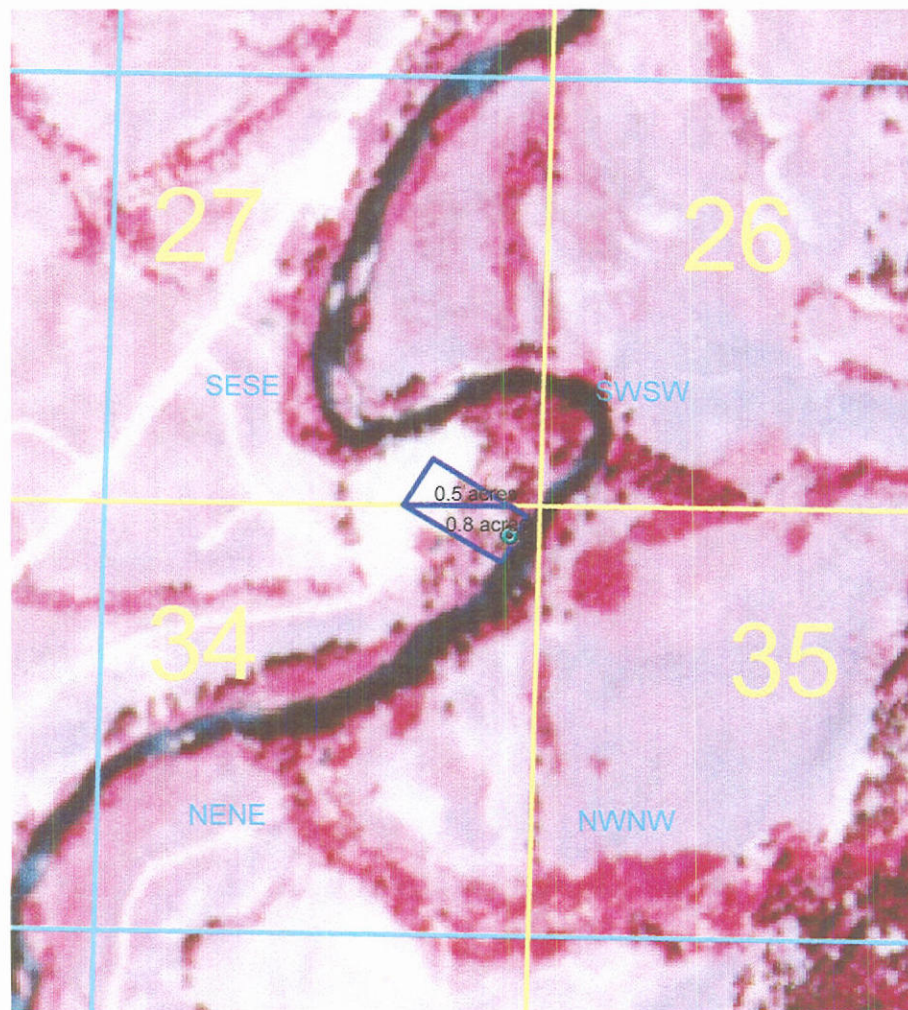
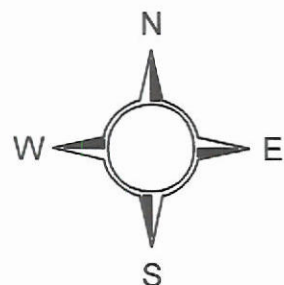
Claimant: Scharf

Legal: T10N, R04E, S27 and S34

Prepared By: Karan Waters

Date: 7/26/99

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Section Lines



1987 NAPP Photo

0 0.25 0.5 Miles

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: **A65-12735**
Date Received: 5/19/1989
Receipt No: W002950
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ALLAN SCHARF 208-462-2902
Address: 3 RIVER LN
GARDEN VALLEY ID 83622
AND
Name: CAROLE J SCHARF 208-462-2902
Address: 3 RIVER LN
GARDEN VALLEY ID 83622

2. Date of Priority: JUN 12, 1985

3. Source: PAYETTE RIVER, MIDDLE FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	27		SE	SE		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	04/01	10/15	0.030		4.60

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.60 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
10N	04E	27	SE	SE		IRR	1.3

10. Place of Use: Continued

Section Acres	1.3
---------------	-----

Total Acres	1.3
-------------	-----

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:

OWNERSHIP CHANGED BY LH 1/25/96.

**ADDRESS CHANGE 2/15/00 SB

15. Basis of Claim: LICENSE

February 3, 2000

NOTICE OF ERROR
REPLY

RECEIVED

FEB 11 2000

WATER RESOURCES
WESTERN REGION

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: March 3, 2000

Water right number: 65-12735

ALLAN SCHARF
CAROLE J SCHARF
~~HC-76 BOX 2295~~ 3 RIVER LN.
GARDEN VALLEY ID 83622

Daytime Telephone Number:

Evening Telephone Number:

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:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 2/7/00

SIGNATURE:

Please print your name:

Carole J. Scharf

CAROLE J. SCHARF

Please note change of address to legal street address. A. Scharf

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

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: **A65-12735**
Date Received: 5/19/1989
Receipt No: W002950
Received By: _____

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

1. Name: ALLAN SCHARF 208-462-2902
Address: HC 76 BOX 2295
GARDEN VALLEY ID 83622
AND
Name: CAROLE J SCHARF 208-462-2902
Address: HC 76 BOX 2295
GARDEN VALLEY ID 83622

2. Date of Priority: JUN 12, 1985

3. Source: PAYETTE RIVER, MIDDLE FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	27	SE	SE			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	04/01	10/15	0.030		4.60

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.60 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
10N	04E	27	SE	SE		IRR	1.3

10. Place of Use: Continued

Section Acres 1.3

Total Acres 1.3

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:

OWNERSHIP CHANGED BY LH 1/25/96.

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JAN 23 1996

Department of Water Resources

DATE OF CLOSING: 1/17/96

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot 5, Block, _____, Subdivision/Townsite Pine Tree Ranch # 11
 If you have additional legal descriptions, please attach separate sheet.

RECEIVED

JAN 24 1996

WATER RESOURCES
WESTERN REGION

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 65-12735
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Kent and Loretta Kirk
HC 76, Box 2295, Garden Valley Id. 83622
- ☐ New Owner/Claimant (Purchaser): Allan R. & Carole J. Scharf
HC 76, Box 2295, Garden Valley, Id. 83622
- ☐ New Mailing Address: Same as above
- ☐ New Telephone Number: (208) 462 - 2902
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Copy of Warranty Deed to new Owners
 (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) Allan R. Scharf Date 1/17/96
Carole J. Scharf Date _____
- ☐ Signature of Former Owner/Claimant(s): Kent Kirk Date 1/17/96
Loretta V. Kirk Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1-25-96 By: AKH

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1-25-96 By: AKH

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

MICROFILMED

OCT 21 1996

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

THIS FORM FURNISHED COURTESY OF:

**ALLIANCE TITLE &
ESCROW CORP.**

159006

BOISE COUNTY EBN/RS

REQUEST OF

Alliance Title

DATE TIME M.

96 JAN 18 PM 4:11

FILED BY

BY Shirley Moore

0300/ck

READ & APPROVED BY GRANTEE(S):

[Signature]

SPACE ABOVE THIS LINE FOR RECORDING DATA

{100A}

Order No.: 95057342 EBN/RB

WARRANTY DEED

FOR VALUE RECEIVED R. KENT KIRK and LORETTA V. KIRK, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto ALLAN R. SCHARF AND CAROLE J. SCHARF, husband and wife

GRANTEE(S), whose current address is: HC 76 BOX 2295, GARDEN VALLEY, ID 83622
the following described real property in BOISE County, State of Idaho, more particularly described as follows, to wit:

Lot 10 of PINE TREE RANCH NO. 11, according to the Official Plat thereof, recorded as Instrument No. 96842, records of Boise County, Idaho.

RECEIVED

JAN 24 1996

WATER RESOURCES
WESTERN REGION

WE HEREBY CERTIFY THAT THIS IS
A TRUE AND EXACT COPY OF THE
ORIGINAL.
ALLIANCE TITLE & ESCROW CORP.
By: Shirley Moore

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: January 17, 1996

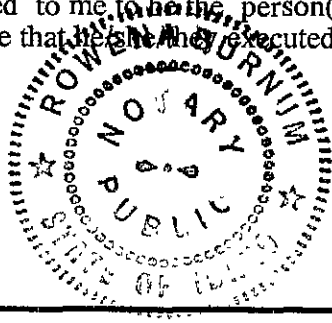
R. Kent Kirk
R. KENT KIRK

Loretta V. Kirk
LORETTA V. KIRK

STATE OF IDAHO
COUNTY OF ADA

On this 17th day of January, in the year of 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared R. KENT KIRK and LORETTA V. KIRK

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: [Signature]

Name: ROWENA BURNUM

(type or print)

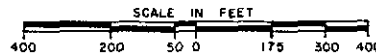
Residing at: BOISE, IDAHO

My Commission Expires: 06/10/00

PINE TREE RANCH NO. 11

SITUATED IN THE SE 1/4 OF SECTION 27 AND THE NE 1/4 OF SECTION 34, T.10N., R.4E., B.M., BOISE COUNTY, IDAHO

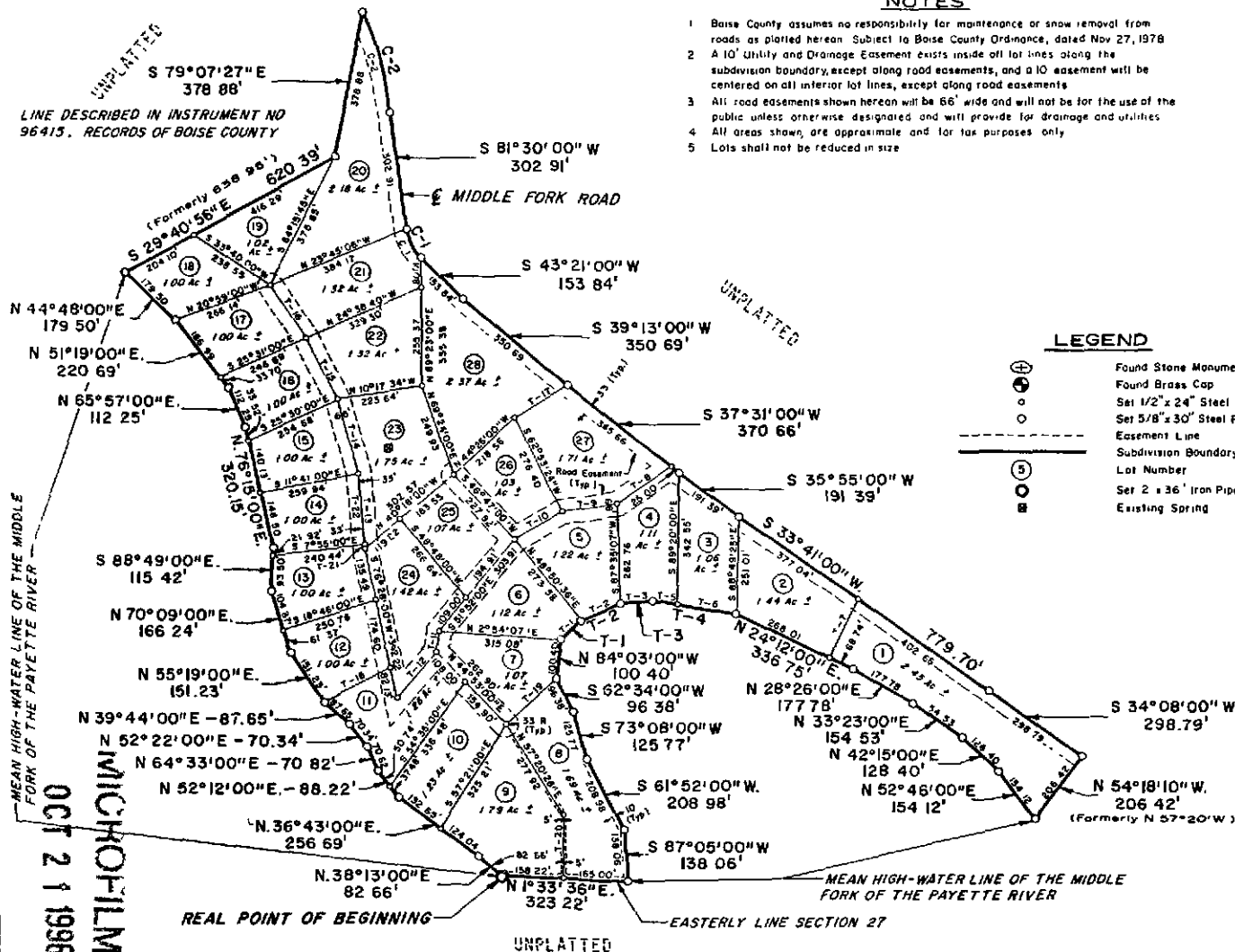
ROYLANCE ENGINEERING — 1980



While this map is a photographic reproduction of the original file in either the records of or on file with the Boise County Assessor's Office, it is not a survey and it is not to be used as a basis for any other survey or for any other purpose.

NOTES

- Boise County assumes no responsibility for maintenance or snow removal from roads as plotted hereon. Subject to Boise County Ordinance, dated Nov 27, 1978.
- A 10' Utility and Drainage Easement exists inside all lot lines along the subdivision boundary, except along road easements, and a 10' easement will be centered on all interior lot lines, except along road easements.
- All road easements shown hereon will be 66' wide and will not be for the use of the public unless otherwise designated and will provide for drainage and utilities.
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- Lots shall not be reduced in size.



LEGEND

- Found Stone Monument
- Found Brass Cap
- Set 1/2" x 24" Steel Pin
- Set 5/8" x 30" Steel Pin
- Easement Line
- Subdivision Boundary
- Lot Number
- Set 2" x 36" Iron Pipe
- Existing Spring

DETAIL LAND CORNER TIES

NTS

TANGENT			TABLE		
NO	BEARING	L	NO	BEARING	L
T-1	N 42° 45' 00" W	72.25	T-12	S 50° 37' 00" E	157.20
T-2	N 23° 42' 00" W	108.11	T-13	S 84° 25' 00" W	197.51
T-3	N 7° 28' 00" W	84.31	T-14	S 73° 17' 00" W	201.85
T-4	N 7° 40' 00" E	219.18	T-15	S 62° 34' 00" W	178.02
T-5	N 7° 40' 00" E	63.96	T-16	S 56° 01' 00" W	162.81
T-6	N 7° 40' 00" E	155.22	T-17	N 33° 12' 00" W	162.89
T-7	N 6° 52' 00" W	168.99	T-18	S 28° 29' 00" E	195.00
T-8	S 54° 26' 00" E	172.44	T-19	N 43° 44' 12" W	173.79
T-9	S 10° 46' 00" E	144.49	T-20	S 89° 01' 21" E	169.47
T-10	S 10° 08' 00" E	145.64	T-21	S 84° 25' 00" W	12.90
T-11	S 61° 28' 00" E	51.01	T-22	S 84° 25' 00" W	184.62

CURVE			TABLE		
NO	CH BEARING	CH L	R	Δ	ARC L
C-1	S 42° 25' 30" W	81.70	125.00	38° 09' 00"	83.23
C-2	S 74° 19' 00" W	266.14	1054.45	14° 30' 00"	266.85

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: A65-12735
Date Received: 5/19/1989
Receipt No: W002950
Received By: DE WNA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENT KIRK
Address: HC 76 BOX 2295
GARDEN VALLEY, ID 83622-0000
OR
Name: LORETTA KIRK
Address: HC 76 BOX 2295
GARDEN VALLEY, ID 83622-0000
2. Date of Priority: JUN 12, 1985
3. Source: PAYETTE RIVER, MIDDLE FORK Trib. to: PAYETTE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	27	SE	SE			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	04/01	10/15	0.030		4.60
7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.60 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
10N	04E	27	SE	SE		IRR	1.3
Section Acres							1.3
Total Acres							1.3

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

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: A65-12735
Date Received: 5/10/1989
Receipt No: W2950
Received By: 66

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW



Department of Water Resources
Western Regional Office

1. Name: KENT KIRK
Address: HC 76 BOX 2295
GARDEN VALLEY, ID 83622-0000

Name: LORETTA KIRK
Address: HC 76 BOX 2295
GARDEN VALLEY, ID 83622-0000

2. Date of Priority: JUN 12, 1985

3. Source: PAYETTE RIVER, MIDDLE FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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5. Description of diverting works:

6. Water is used for the following purposes:

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7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A65-12735

Page 1

Date: 05/10/89

MICROFILMED
SEP 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	27	SE	SE		IRR	1.3
Section Acres							1.3
Total Acres							1.3

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

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): Leont Kerk Date: 5/16/89
Loretta Kerk Date: 5/16/89

State of Idaho)
County of Boise) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of May 19 89 Quinn Briggs
Notary Public

Seal

Residing at Boise County
My Commission Expires 12-27-93

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Kurt Kirk

CLAIM IDENT. NO.

AG 5-12735

DATE RECEIVED

5-19-89

CK #

1670

AMOUNT \$

53

YES

NO

Regul
Int *

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?

☒☐

*

3. (a) Is a source entered?

☒☐

*

(b) Is a tributary to entered? (if required)

N/A

☒☐

*

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?

N/A

☒☐

*

Is the consumptive use correct?

N/A

☒☐

*

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.

N/A

☒☐

*

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.)

N/A

☒☐

*

15. Is the basis of the claim indicated?

☒☐

*

16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.)

☐☒

*

17. Is the claim signed by the claimant, and is the signature appropriate?

☒☐

*

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? Exempt

\$100 OVERPAYMENT

☒☐

*

21. If this claim is based on an existing water right, has the identification number been entered?

N/A

☒☐

*

22. Should this claim be receipted and data entered?

☒☐

*

Claim checked by:

AW

Date:

5-25-89

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

☐☐

Claimant must be sent a copy of amended claim for approval: (Yes) (No)

☐☐

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Checked by:

Date:

Sent to claimant by:

Date:

Comments:

MICROFILMED

SEP 24 1992

WESTERN REGION

OWNER (S): Schal

CLAIM NUMBERS: 65-12735

AGENT: Sue Bock DATE _____

RIGHT NO					NE				NW				SW				SE			
	TSP	RNG	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
P.O.D.	TOWNSHIP				RANGE				SEC.				SOURCE							

POLYGON CREATED ON 332

POLYGON # () () () () UPDATED BY sue

ATTRIBUTES OF B65-POU.SHP (1116)() () () () ()

ATTRIBUTES OF B65-POD.SHP (1116) () () () ()

B65-DBPOU.DBF UPDATED BY sue

B65-DBPOD.DBF UPDATED BY sue

NOTES:

[illegible]

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLAN SCHARF	06/12/1985	IRRIGATION	04-01 10-15	0.030 CFS	4.60 AFA
C	CAROLE J SCHARF					
	3 RIVER LN					
	GARDEN VALLEY ID 83622			TOTAL DIVERSION:	0.030 CFS	4.60 AFA
	(208) 462-2902					

Water Source: PAYETTE RIVER, MIDDLE FORK Tributary to: PAYETTE RIVER Stage: LICENSE

Point(s) of Diversion: T10N R04E S27 SESE BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10N	04E	27	:									:							:							:	0.5
10N	04E	34	:	.8								:							:							:	0.8
																							TOTAL ACRES	1.3			

POU County: BOISE

Conditions of Approval:

- C18 - 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.

Remarks: EXP PROPERTY IS ALSO KNOWN AS LOT 10, PINE TREE RANCH NO. 11

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

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

Comments: Date: 09/13/1999 User-ID: SBOCK Subject: POD & POU
CONTRACTOR VERIFIED WITH CLAIMANT VIA PHONE THE POD IS FROM THE
RIVER WHICH IS IN SEC 34 THE NENE. THE POU IS IN SEC 27 SESE
AND SEC 34 THE NENE. VERIFIED FROM NAPP.

Date: 09/13/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY LH 1/25/96.

Date: 02/01/2000 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE

AJ0749NP
No. R65-12735

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

DATE: 02/15/00
PAGE: 2

=====

Comments: Date: 02/01/2000 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 02/15/2000 User-ID: SBOCK Subject: ADDRESS CORRECTION
PER N.O.E.

Audit: 02/15/00 SBOCK

AJ5809NP
No. R65-12735

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/27/99
PAGE: 197

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALLAN SCHARF	06/12/1985	IRRIGATION	04-01 10-15 OK	0.03 CFS	4.60 AFA
C	CAROLE J SCHARF HC 76 BOX 2295 GARDEN VALLEY ID 83622 (208) 462-2902				0.03 CFS	4.60 AFA
				TOTAL DIVERSION:	0.03 CFS	4.60 AFA

Water Source: PAYETTE RIVER, MIDDLE FORK Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion: T10N R04E ~~27~~ 34 SESE ~~NESE~~ NESE

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						
10N	04E	27	:																	:							
																					TOTAL ACRES	5	1.3	5	1.3	8	1.3

POU County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-08283 65-08287 A65-08283 A65-08287 A65-12735

Other Water Rights Listing Overlapping Place(s) of Use:
A65-03225 A65-12735 R65-03225

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.

Remarks: EXP - JOI OWNERSHIP CHANGED BY LH 1/25/96.

Lot 10 Pinetree Ranch No. 11

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

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

Audit: 03/26/99 JSHURTE

WR5809NP
No. 65-12735

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/17/99
PAGE: 127

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENT KIRK	06/12/1985	IRRIGATION	04/01 10/15	0.030 CFS	4.60 AFA
C	LORETTA KIRK					
	HC 76 BOX 2295					
	GARDEN VALLEY ID 836220000					
TOTAL DIVERSION:					0.030 CFS	4.60 AFA

Water Source: PAYETTE RIVER, MIDDLE FORK

Tributary to: PAYETTE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.120 CFS

Point(s) of Diversion: T10N R04E S27

SESE

BOISE County

Point of Diversion Name(s):

Name	Rate	Number
------	------	--------

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
10N	04E	27	:																	:	
																			01	:	1.3
																			TOTAL ACRES	:	1.3

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.

Dates:	App. Received:	06/12/1985	Priority Date:	06/12/1985
	Proof Due Date:	09/01/1986	Proof Made Date:	06/09/1986
	Exam Made Date:	07/29/1986	Exam Sent to S.O.:	
	Licensed Date:	01/06/1989		

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

Audit: 11/07/88 CURTIS 11/22/88 CURTIS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:46:21
06/25/99

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QUICKLOOK INFORMATION

50
CLAIM NUMBER: A65-12735

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					K Waters 7-26-99		
POINT OF DIV	~~N~~ Y			X	K Waters 7-26-99			
SOURCE	N							
PLACE OF USE	Y			X	K Waters 7-26-99			
DIV. AMOUNT CFS/VOLUME	N							
CONSUMPTIVE USE	N							
PURPOSES OF USE	N							
PERIOD OF USE	N							
BASIS OF CLAIM	N							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:46:21
06/25/99

PAGE: 1
GENERAL INFORMATION

35
CLAIM NUMBER: A65-12735

LAST: KIRK
ADDRESS: HC 76 BOX 2295
CITY: GARDEN VALLEY
PHONE NUMBER: 208-000-0000

FIRST: KENT
STATE: ID ZIP: 836220000

OWNER CODE: O

LAST: KIRK
ADDRESS: HC 76 BOX 2295
CITY: GARDEN VALLEY
PHONE NUMBER: 208-000-0000

FIRST: LORETTA
STATE: ID ZIP: 836220000

OWNER CODE: O

LAST: SCHARF
ADDRESS: HC 76 BOX 2295
CITY: GARDEN VALLEY
PHONE NUMBER: 208-462-2902

FIRST: ALLAN
STATE: ID ZIP: 83622

OWNER CODE: C

LAST: SCHARF
ADDRESS: HC 76 BOX 2295
CITY: GARDEN VALLEY
PHONE NUMBER: 208-462-2902

FIRST: CAROLE J
STATE: ID ZIP: 83622

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN OWNERSHIP CHANGED BY LH 1/25/96.

In Office Exam

CONTACT PERSON: N/A

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: # A65-12735 PRIORITY DATE: 06-12-1985 STAGE: L

B. WR RECORD: # 65-12735 PRIORITY DATE: 06-12-1985 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: _____

=====

RECOMMENDED PRIORITY DATE:

06-12-1985

REVIEWED BY James M. Watson

DATE 7-26-99

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
A65-12735	10N 04E	27		SE	SE			BOISE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-08283 65-08283
A65-08287 65-08287

WR RECORDS IN SAME 40 ACRE TRACT
65-08283
65-08287
65-13717
65-13806
65-13818
65-13819
65-13820

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE 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
65-12735	10N 04E	27		SE	SE			BOISE		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-08283 65-08283
A65-08287 65-08287

65-08283
65-08287
65-13717
65-13806
65-13818
65-13819
65-13820

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE 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 7-27-99)

Y(☒) N()

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

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: parcel is located on section line between sec. 27 & 34. Per
Map Photo + GIS shapefile POD is located in Sec. 34 NENE instead
of Section 27 SESE. Applicant verified in phone conversation that he is
diverting water from the river at the back of his property.

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
10N	04E	27		SE	SE			BOISE		
<u>10N</u>	<u>14E</u>	<u>34</u>		<u>NE</u>	<u>NE</u>			<u>Boise</u>	<u>Payette River, Middle Fork</u>	

SOURCE: PAYETTE RIVER, MIDDLE FORK

TRIB: PAYETTE RIVER

REVIEWED BY: Kevin Wilton

DATE: 7-26-99

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

A. ROOT WATER RIGHT NUMBERS: A65-12735
R65-12735

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	04E	27	SE	SE		SCHARF, ALLAN	A65-12735 / 1.3	65-12735 / 1.3	29.0		
			SE	SE		PINE TREE RANCH INC	A65-03225 / 15.0	65-03225 / 15.0			
			SE	SE		PINE TREE RANCH INC	A65-08283 /	65-08283 /			
			SE	SE		PINE TREE RANCH INC	A65-08287 /	65-08287 /			
			SE	SE		PINE TREE RANCH INC	65-08283 /	- /			
			SE	SE		PINE TREE RANCH INC	65-08287 /	- /			
			SE	SE		PINE TREE RANCH INC	R65-03225 / 15.0	- /			
			SE	SE		SCHARF, ALLAN	R65-12735 / 1.3	- /			
			SE	SE		BLEMLER, NORMAN C		65-13806 / 1.0			
			SE	SE		PINE TREE RANCH INC.		65-13027 / 4.0			
			SE	SE		FEDDERSOHN, RICHARD C		65-13717 / 0.5			
			SE	SE		PTR INC		65-13816 / 5.0			
			SE	SE		SIMON, DICK		65-13818 / 1.0			
			SE	SE		SCHUMAN, FREDRICK J		65-13819 / 1.0			
			SE	SE		HERRON, STEVE		65-13820 / 1.0			

ADDITIONAL POU FOUND

NO

TOTAL ACRES	A65-12735	1.30	1.30	29.00
-------------	-----------	------	------	-------

POU COUNTY: BOISE

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
A65-12735	PAYETTE RIVER, MIDDLE FORK	SCHARF, ALLAN	0.030	0.023	4.60	3.53
A65-03225	SCRIVER CREEK	PINE TREE RANCH INC	1.970	0.023		
R65-03225	SCRIVER CREEK	PINE TREE RANCH INC	1.970	0.023		
R65-12735	PAYETTE RIVER, MIDDLE FORK	SCHARF, ALLAN	0.030	0.023	4.60	3.53

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-08283	STOCKWATER	PINE TREE RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	9.40 AF/A
A65-08287	DOMESTIC	PINE TREE RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A
65-08283	STOCKWATER	PINE TREE RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	9.40 AF/A
65-08287	DOMESTIC	PINE TREE RANCH INC	FROM 01-01 TO 12-31	0.040 CFS	1.20 AF/A

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. _____;

☒ NAPP, IDWR NO. _____; () ASCS PHOTO; ☒ OTHER County Sub Plat

NOTES: Plat falls in both sections 27 & 34

RECOMMENDATIONS:

TOTAL ACRES: 1.3 N/A()

REVIEWED BY: James M. Waters DATE: 7-6-57

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-12735 IRRIGATION	FROM 04-01 TO 10-15	0.030 CFS	4.60 AF/A
TOTAL DIVERSION RATE/VOLUME		0.030 CFS	4.60 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-12735 IRRIGATION	FROM 04-01 TO 10-15	0.030 CFS	4.60 AF/A
TOTAL DIVERSION RATE/VOLUME		0.030 CFS	4.60 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(☒)

NOTES: USE period on claim 04-01 to 10-15 but will recommend to
IDWR Standards

AJ CLAIM TOTAL DIVERSION RATE: 0.030 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.030 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
(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 = 4.60 AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ 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:
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 65.

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	04-01	10-15	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
			0.030		4.60		0.0	
TOTAL FOR THIS RIGHT			0.030		4.60		0.0	

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

J01

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-12735

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.030	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-12735	0.030	R65-12735	0.030	65-12735	0.030
TOTAL CFS		0.030		0.030		0.030

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	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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 <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 <u>1994</u>	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>7-29-86</u>	<u>5</u>	
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>1-6-89</u>	<u>2</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 _____		

09:49:53
06/25/99
51

CLAIM NUMBER: A65-12735

Field Inspection Flag:
Presumption Flag:

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT
Department of Water Resources

Permit No. 65-12725
Phone No. 462-3060

A. GENERAL INFORMATION

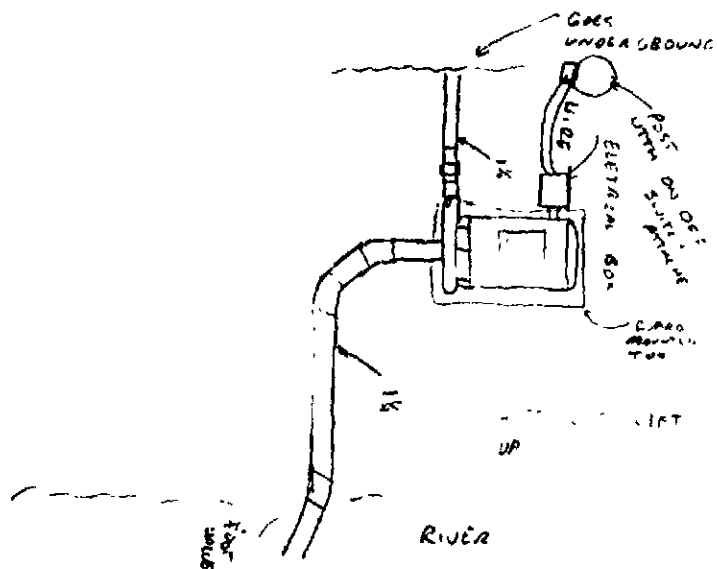
1. Owner: KENT RIVER
Current Address: HL 76 BOX 2295 GARDEN LAKE, ID
2. Accompanied by: OWNER EXAM. DATE: 7-29-86
Address: OWNER Phone No. 462-1687
Relationship to Permit Holder: OWNER
3. Source: MIDDLE FORK PAYETTE RIVER tributary to PAYETTE RIVER
65-4293, 8287
RIGHTS

B. OVERLAP REVIEW

1. Other water rights with same place of use: THESE ARE RIGHTS IN SAME 1/2
ACRE TRACT, GATE DIFFERENT LAND THAN THIS PERMIT ☐ Copies Attached
2. Other water rights with same point of diversion: SAME ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir pipe/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

1/2 HP PUMP WITH FOOT VALVE IN RIVER
PIPE LEADING TO LAND - 1" PIPES EDGING OFF OF + OUT
OF GROUND 5' - 10' - FAUCET TYPE THAT OWNER HOOKS
HOSES ON TO THESE WITH DIFFERENT DIAMETERS AND RUNS
SPRINKLERS OFF OF THESE HOSES.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	VEARMOR	1 1/2	06130	SMITH CORP	TYPE C

*Code to correspond with No. on map and aerial photo

Point(s) of Diversion:

Ident. No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		1	1	2	10N	4E			

Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	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	
10N	4E	27																1 1/4	1 1/4

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
SPRINKLER	PRESSURE	GAUGE	NO. 5			

Measurements:

TOOK MEASUREMENT WITH 3 PAINBROS GAUGES
 TYPE = PS 4 WITH 5/32 NOZZLE 2 WITH 1/2 LB
 1 WITH 35 ps. → 4.4 GPM x 2 + 4.1 GPM = 12.9 GPM
 0.3 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: THEORETICAL

$$12.9 \text{ GPM} \times 2.31 \times 8 = \frac{12.9}{8.34} = 1.2 \text{ cfs}$$

2. Alternate Method for Checking Purposes

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) : Flow rate, _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (5) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amp x .001732 = _____ (8)

Panel Input HP: (5) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{2.5 \times 1.2}{1.2} = 2.5$

$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 1.2 = .036$

$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = .036$

2. Volume Calculations for Other Uses

H. REMARKS AND OVERLAP REVIEW ANALYSIS

CONDITION OF APPROVAL IS ON THIS TO PERMIT
HAS BEEN INSTALLED IS A ELECTRICAL BOX
TURNS PUMP ON/OFF CAN BE LOCKED, ONLY
UNDER THE OTHER - THIS SEEMS ADEQUATE.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (af)
	From	To		
IRRIGATION	4/1	10/15	.03	
Totals:			.03	50 2.5

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 _____
Signature _____
Certification Date 7/16/86
Field Report Preparation Date _____

DRX 12/8/86

CONSULTANT SEAL

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

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
5	6/1/11		1/1/11	6/10/11	

Permit Holder: Ken ...

Source: Rocky Fork River Tributary to Payette River

Beneficial Use: Irrigation

Period of Use	Rate of Diversion	Annual Volume
From To	Q (cfs)	V (afa)
1/1 12/15	4.3	1.3

Allowable Maximums: 0.05 cfs

Point(s) of Diversion:

No.	Govt. Lot	W	E	Sec.	Twp.	Rge.	County
1		SW	SE	12	12	4E	Blaine

Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Totals
12N	4E	12					1.3

Total Acres 1.3

Recommended Conditions/Remarks:

Continue to ...

10. 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

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by

Date _____
Date _____
Date _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 25, 1996

Re: Notice of Claim to a Water Right No. A65-12735

Allan Scharf
Carole J. Scharf
HC 76 Box 2295
Garden Valley, ID 83622

Mr. & Mrs. Scharf:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

MICROFILMED
OCT 21 1996

ALLIANCE

TITLE & ESCROW CORP.

RECEIVED

JAN 24 1996

WATER RESOURCES
WESTERN REGION

Date: January 22, 1996

Idaho Department of Water Resources
Attn: Adjudication Bureau
Statehouse Mail
Boise, ID 83720-9000

Subject: Kirk/Scharf

Enclosed herewith you will find the completed and signed New Property Owner Notice of Change of Water Right Ownership form for Lot 5, Pine Tree Ranch #11 in Boise County. Also enclosed you will find a copy of the recorded Warranty Deed showing proof of ownership.

If you have any questions regarding this matter, please do not hesitate to contact our office.

ALLIANCE TITLE & ESCROW CORP.

By: Shari Minegar

Shari Minegar, Escrow Assistant

1412 WEST IDAHO STREET • POST OFFICE BOX 7546 • BOISE, IDAHO 83707
208-336-6515 • 1-800-658-3824 • FAX 208-343-4898

MICROFILMED

OCT 21 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12735

Priority: June 12, 1985 Amount: 0.03 CFS 4.6 AFA

This is to certify, that KENT KIRK
LORETTA KIRK

HC 76 BOX 2295

GARDEN VALLEY, ID 836220000

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 12, 1985, and has submitted proof to the Department of Water Resources on June 9, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .120 cfs of water from:

PAYETTE RIVER, MIDDLE FORK tributary to PAYETTE RIVER

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	0.03 CFS	4.6 AFA

LOCATION OF POINT OF DIVERSION(S): SESE , Sec. 27, Township 10N, Range 04E
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>
10N	04E	27	SESE	1.3		1.3

Total number of acres irrigated: 1.3

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. Use of water under this water right is subject to control by the watermaster of State Water District No. 65

MICROFILMED

AUG 04 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12735

CONDITIONS/REMARKS:

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 6TH
day of JANUARY, 1989.

Norman C Young
Director

MICROFILMED

AUG 04 1994

Water Rights Contractor Checklist and Documentation Sheet

Claim No. 105-12735

- ☒ Print CVR
- ☒ Copy microfiche license, field exam, decree or check permit status
- ☒ Verify POU/POD location with county subdivision plats and tax records, napp photography or ortho photo quads
- Create shape file
- Create and Print layout
- Complete CVR
 - Overlap Review
 - Second Round Notice Candidates
- Create "R" Record
- Organize file

Notes

PN RP 054110000100 A 1.23 acres
 Sec. 27 + 34
 POD listed in Sec. 27 on Claim but after comparing shapefile
 and map from tax records - it is obvious that the owner does
 not border this property in Sec. 27 but instead in ~~Sec 27~~ Sec 34.
 Callers apparent to the land asked if his POD was on his property
 as if he was directing from the river for Sec 27. He said the
 pump is right at the back of his property on the river so
 when asked this claim to POD in ~~Sec 27~~ Sec 34.

Prepared By _____
 Date Completed: _____

Idaho Department of Water Resources

Claim No: 65-12735

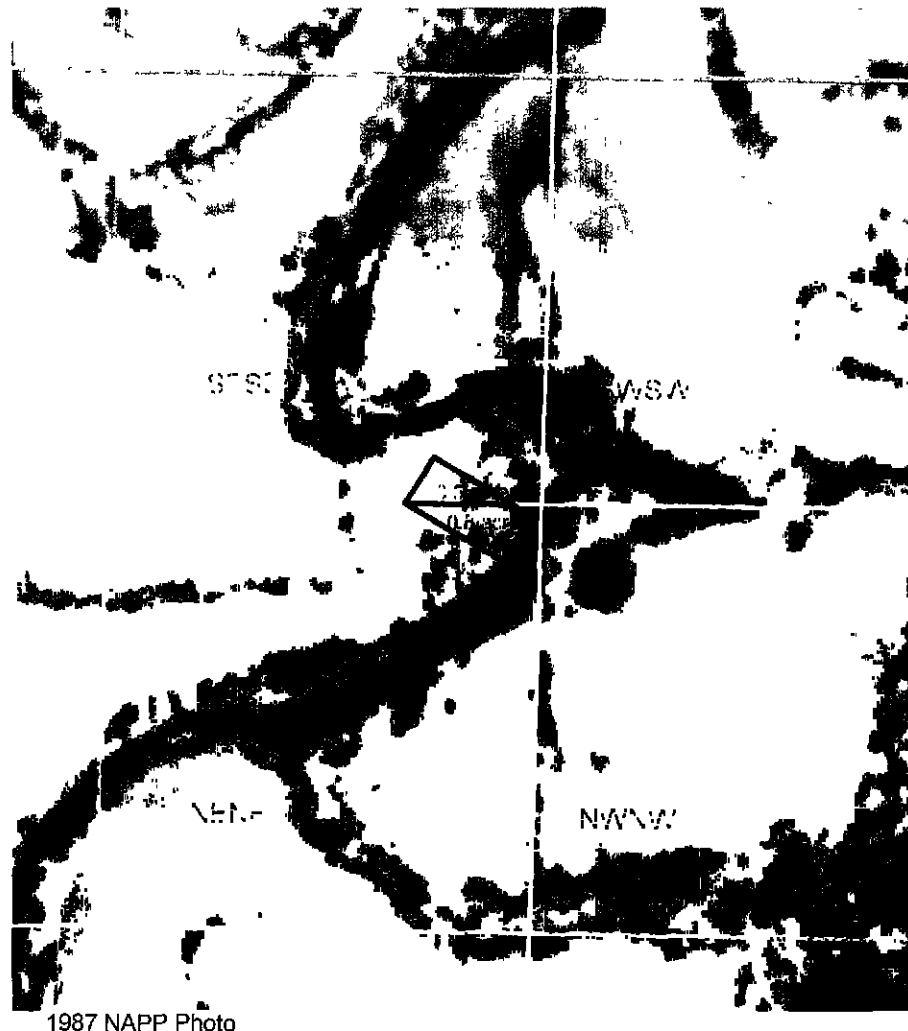
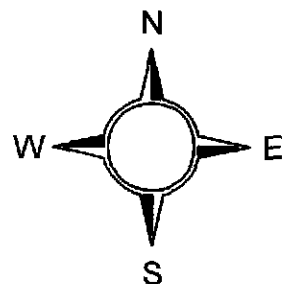
Claimant: Scharf

Legal: T10N, R04E, S27 and S34

Prepared By: Karan Waters

Date: 7/26/99

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Section Lines



0 0.25 0.5 Miles



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