

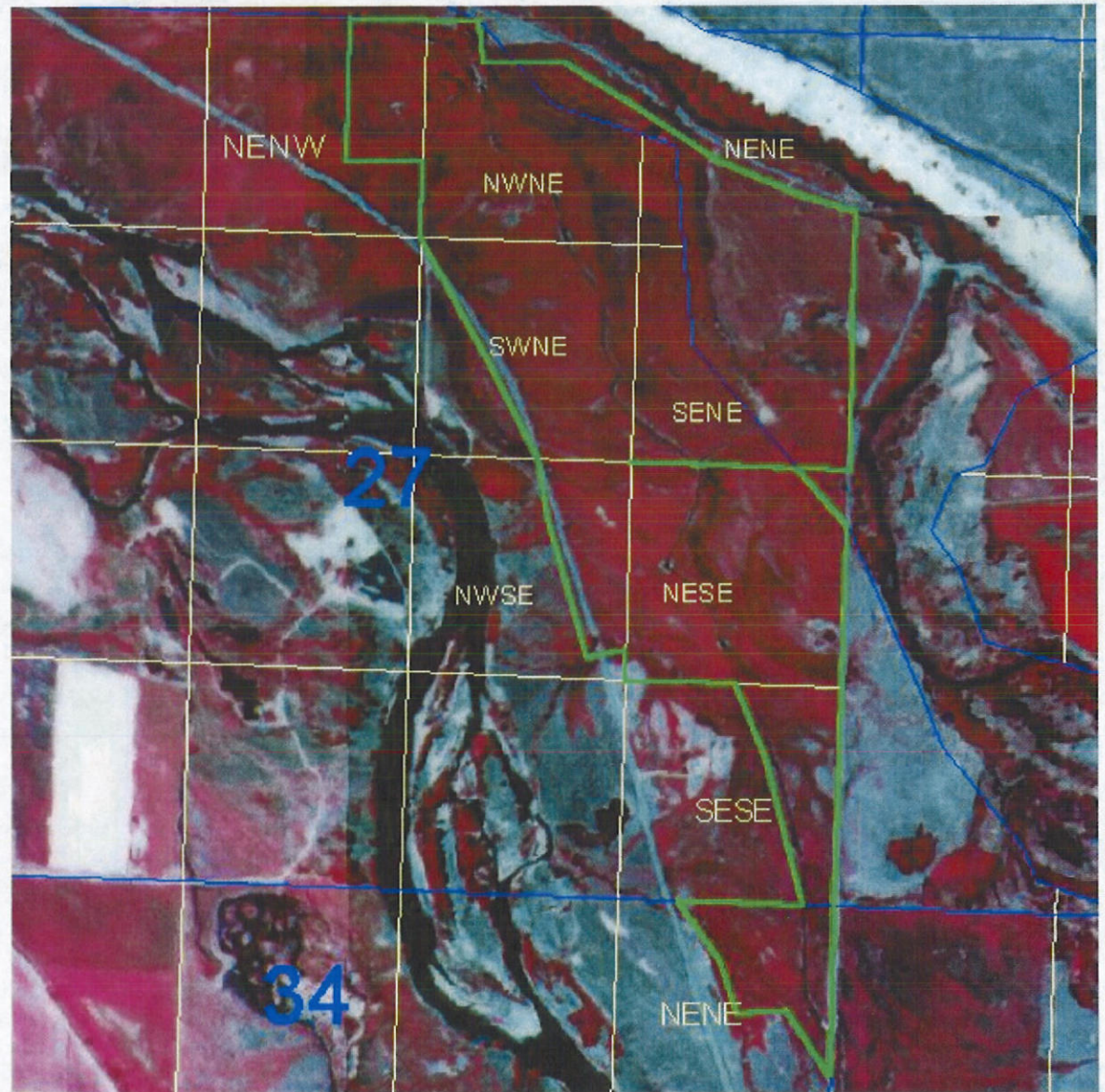
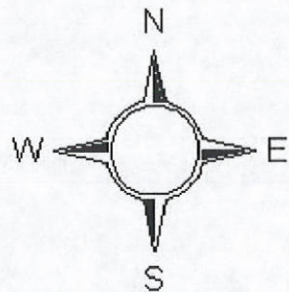
Idaho Department of Water Resources

Claim Number: 65-05921

Claimant: Johnson

Legal: T08N, R04W, S27 & 34

-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 N app Photo

0 0.25 0.5 0.75 1 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 65-22390
Date Received: 5/11/01
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

VIRGIL F JOHNSON Phone: (208)278-5562

4920 HWY 52
NEW PLYMOUTH ID USA 83655

2. Date of Priority: 10/24/1882

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	Type
08N	04W	35	SW SE	PAYETTE	

5. Description of diverting works:

Earth dam in river to ditch, headgates.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 250 Range Cattle

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
08N	04W	27	NE	NE	2	STOCKWATER	
			NW	NE	2	STOCKWATER	
			SW	NE	3	STOCKWATER	
			SE	NE		STOCKWATER	
			NE	NW		STOCKWATER	
			NW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
			NE	SE	4	STOCKWATER	
08N	04W	34	NE	NE		STOCKWATER	

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:

14. Remarks:

Based on irrigation right 65-5921.

15. Basis of Claim: Beneficial Use

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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

AL65-22390

Date Received

5-11-01

Receipt Number

N/A

RECEIVED

MAY 11 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) VIRGIL F. JOHNSON Phone (208) 278-5562

Mailing Address 4920 Hwy 52 NEW PLYMOUTH, ID Zip 83655

2. Date of Priority (Only one (1) per claim) OCTOBER 24, 1882

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 8N Range 4W Section 35,
SW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Payette

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.

EARTH DAM IN RIVER TO DITCH HEADGATES

- (acre feet)

For purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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.) 250 HEAD CATTLE

- 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.

[illegible]

Total number of acres irrigated

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

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: Based upon 65-5921

Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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)

Virgil F Johnson

Date 5/10/01

Anita A Johnson

Date 5/10/01

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Payette)

SS.

Subscribed and sworn (or affirmed) before me this

10th

day of

May

192001

SEAL

Notary Public

Cathy M. Myers

Residing at

New Plymouth

My Commission Expires

4-16-2003

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Date _____

Last Name _____ Ident. Number _____

05/21/2001

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

RIGHT NUMBER: 65-22390

NAME AND ADDRESS: VIRGIL F JOHNSON
4920 HWY 52
NEW PLYMOUTH, ID 83655

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.02 CFS

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

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

USE OF THIS RIGHT WITH RIGHT NO. 65-5921 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.04 CFS.

PRIORITY DATE: 10/24/1882

POINT OF DIVERSION: T08N R04W S35 SWSE 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	0.02 CFS

PLACE OF USE:

STOCKWATER Within PAYETTE County

T08N R04W S27	LOT 2	NENE	T08N R04W S27	LOT 2	NWNE
T08N R04W S27	LOT 3	SWNE	T08N R04W S27		SENE
T08N R04W S27		NENW	T08N R04W S27	LOT 4	NESE
T08N R04W S27		NWSE	T08N R04W S27		SESE
T08N R04W S34		NENE			

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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 - Decreed

STOCKWATER, 250 RANGE CATTLE.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
☐ NEW OWNER: _____
☐ No Change ADDRESS
☐ NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☐ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

N 11, N 13, C 18 - CONDITIONS

QUANTITY REMARK EOI - LIMITED TO 5.04 CFS WITH 65-5921

Stockwater, 250 RANGE CATTLE

Σ N 15 QNT

RIGHT IS BASED UPON IRRIGATION RIGHT (65-5921 - SEE FILE FOR MAPS.)

CHGD B/W to DECREED - BASED UPON DECREED D.T. 65-5921

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: IN OFFICE 5-15-01

FIELD EXAMINER:

RON HOWERTON

Signature

Ron Howerton

Memo to file(s): 65-22390

Ref: Questioning the need for filing additional Stockwater claims for Basin 65

AGENT: Ron H

NAME(S) FILING CLAIM(S): Virgil and Anita Johnson
278-5562

QUESTIONS:

1. Have you actually watered livestock from a surface water source during the non-irrigation season? _____.

If yes, please check for separate stockwater right from same source.

If no, no claim needed.

2. Are you a member of an entity such as Ditch Company that supplies you with Stockwater during the non-irrigation season? _____ (Supplier)

If yes, advise right holder to contact the Ditch Company to see if they are filing?

If no, proceed to check for a separate stockwater claim. If no separate stockwater claim is filed, then a Stockwater claim with the same priority date as irrigation claim can be filed without a filing fee.

Please list referenced irrigation right: 65-5921

Please mail a short claim form with instructions or refer this MEMO to the Adjudication program for appointments.

Other Comments:

PAYETTE RIVER right doesn't cover irrig for NON-IRRIG
SEASON, thus we DOP 10/24/1982, SAME PRIORITY
FOR DESCRIPTIONS FOR STOCKWATER. THE NON-IRRIG
SEASON IS FROM 11-16 TO 3-14. OR 1-1-12-31
OTHER RIGHT IS GW 65-5610 - NA
.02 cfs for Domestic Rights

05/14/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-5921

Owner Type Name and Address
Current Owner VIRGIL F JOHNSON
 4920 HWY 52
 NEW PLYMOUTH, ID 83655
 (208)278-5562

Priority Date: 10/24/1982
Basis: Decreed
Status: Active

Source Tributary to
PAYETTE RIVER SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	5.04 CFS		
Total Diversion			5.04 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER SWSWSE Sec. 35 Township 08N Range 04W PAYETTE County

IRRIGATION Use:
Acre Limit: 195

Place(s) of use:

Place of Use Legal Description: IRRIGATION

PAYETTE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	04W	27	2	NENE	15	2	NWNE	33	3	SWNE	28		SENE	38
				NENW	9									
			4	NESE	37		NWSE	11		SESE	12			
		34		NENE	12									

Total Acres: 195

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:

- Quantity THIS RIGHT SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE WHEN MEASURED AT THE FIELD HEADGATE.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
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RHOWERT	3/29/00	DELIVERY LOSS	RIGHT CONTAINS DELIVERY LOSS, PRBA ALLOWED AN ADDITION TO A RATE OF AN
O		COMMENT	INCH PER ACRE TO COMPENSATE FOR DELIVERY LOSSES.

Dates:

Licensed Date:
Claim Received Date: 04/12/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 01/21/1986
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s): X999999
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

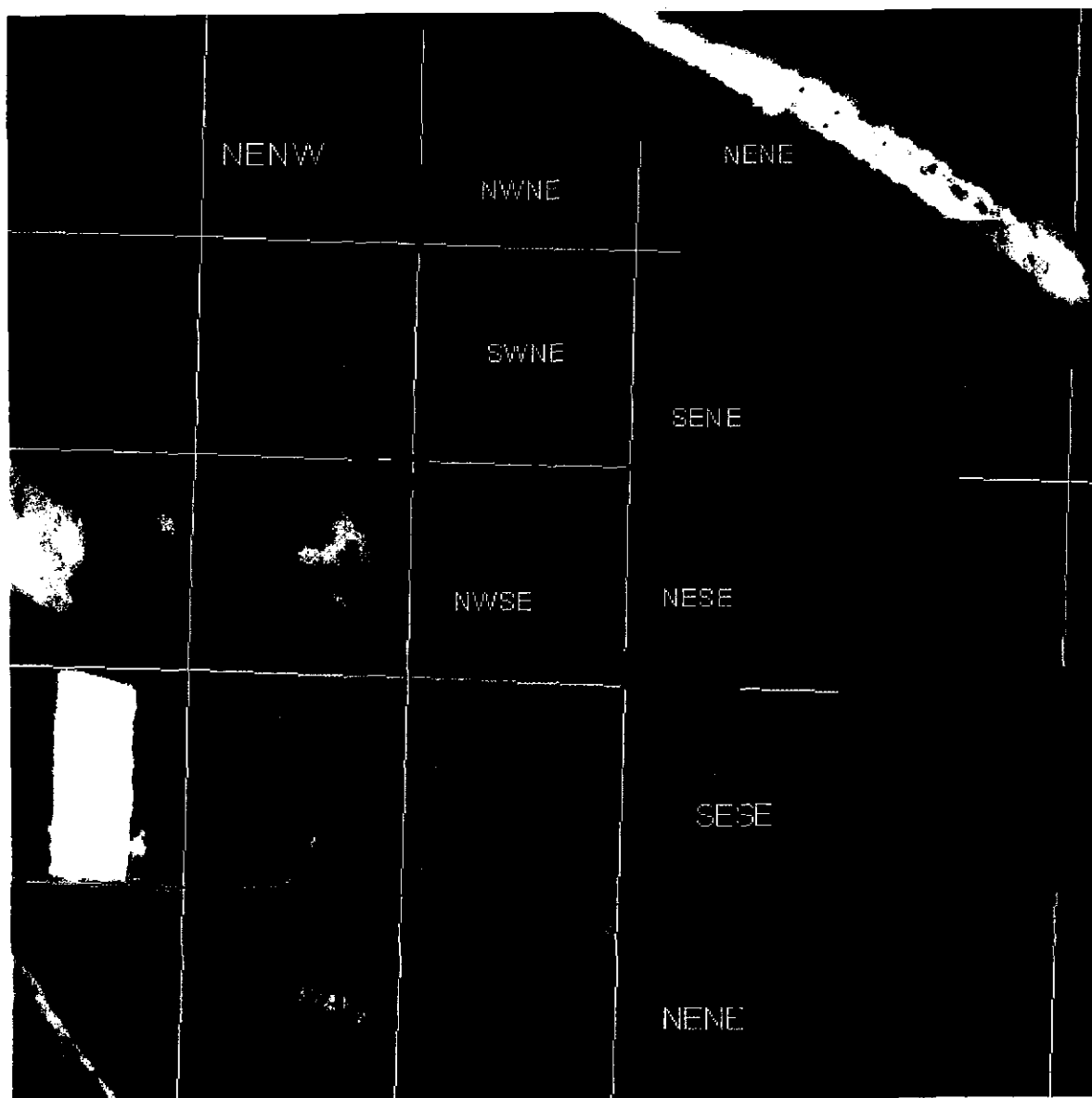
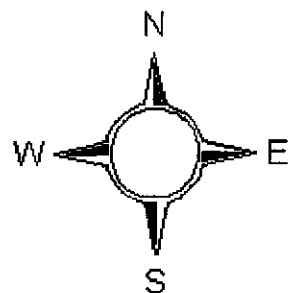
Idaho Department of Water Resources

Claim Number: 65-05921

Claimant: Johnson

Legal: T08N, R04W, S27 & 34

-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 N app Photo

