

Idaho Department of Water Resources

T10N R04E
S34

Claim(s) 65-02901B

Owner(s) Porter

Prepared by:

Ron Howerton

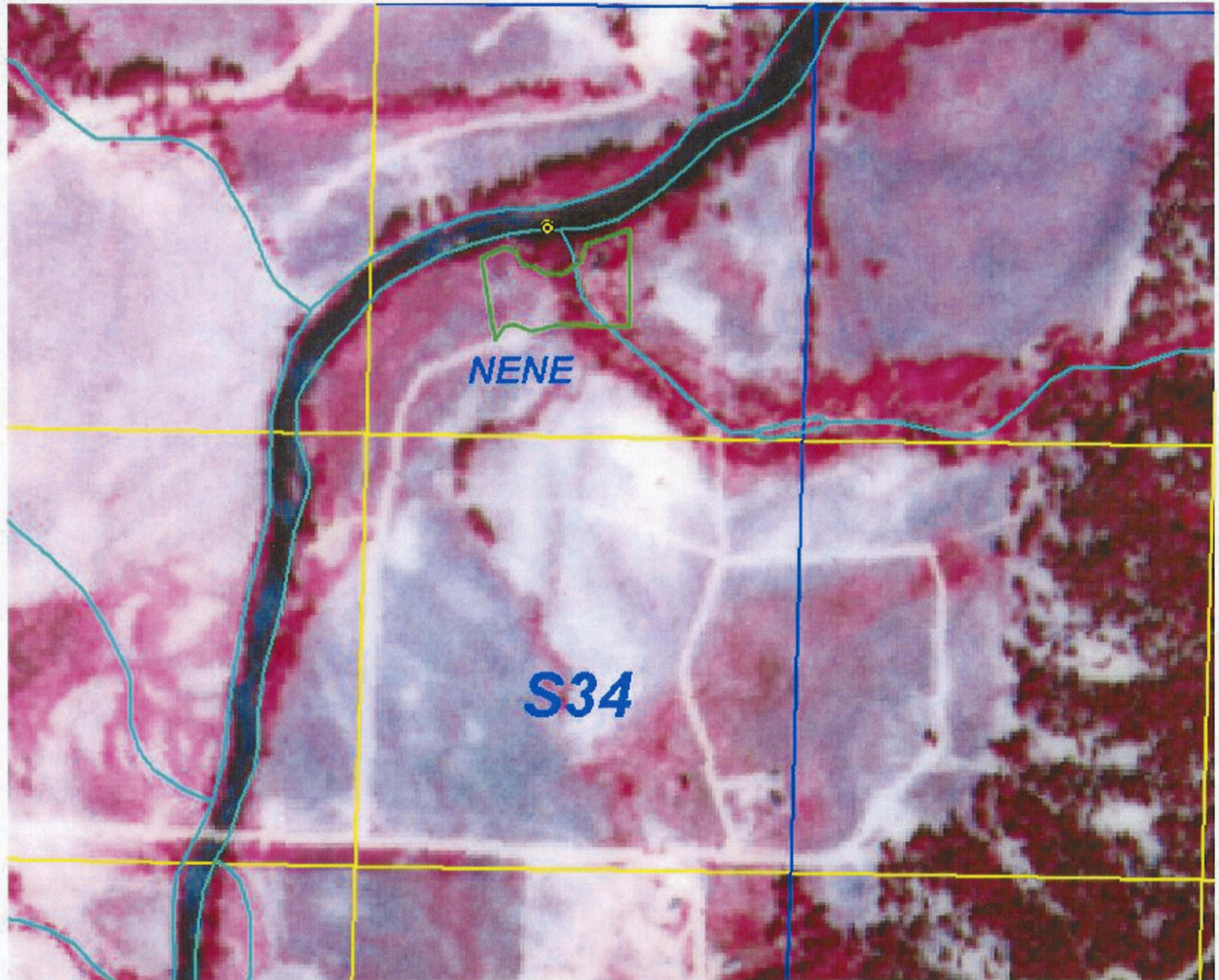
Date: 12 DEC 99

 Place of use

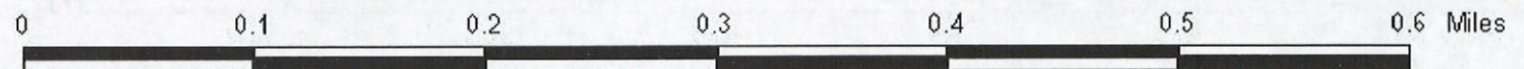
 POD

 SECTION LINES

 1/4 1/4 LINES



1987 NAPP



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 65-22449
Date Received: 5/18/01
Receipt No:
Received By:

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

1. Name of Claimant(s)

CLYDE PORTER Phone: (208)462-3034

36 RIVER MEADOW DR
GARDEN VALLEY ID USA 83622

2. Date of Priority: 05/28/1951

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	Type
10N	04E	34	NE NE	BOISE	

5. Description of diverting works:

Pump.

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 4 Horses

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
10N	04E	34	NE NE	STOCKWATER	

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:

This claim is based on right no. 65-2901B.

15. Basis of Claim: Decreed

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

05/24/2001

RIGHT NUMBER: 65-22449

NAME AND ADDRESS: CLYDE PORTER
36 RIVER MEADOW DR
GARDEN VALLEY, ID 83622

SOURCE: MIDDLE FORK PAYETTE RIVER TRIBUTARY: PAYETTE 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. 65-2901B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.02 CFS.

PRIORITY DATE: 05/28/1951

POINT OF DIVERSION: T10N R04E S34 NENE Within BOISE 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 BOISE County
T10N R04E 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, 4 HORSES.

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)

BASED UPON RIGHT - 65-2901B POW ID = 426972
N 11 N 13 N 15 E 01 C 18
Stock water, 4 HORSES

COMBINED CFS IS 0.02 CFS with 2901B

PARCEL DEGREE ISSUED ON 2901B 11-3-2000 thus E 01
CONDITION CANNOT BE ADDED

ATTACHMENTS:

Attached to Attachments are
This Form. 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 5-24-01

FIELD EXAMINER:

Signature

Ron Howerton
Sr. Water Agent

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-2901B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLYDE PORTER
Current Owner	MARY CHRISTINE PORTER
	36 RIVER MEADOW DR
	GARDEN VALLEY, ID 83622
	(208)462-3034

Original Owner	DARIUS T BAILEY
	ROUTE 6
	NAMPA, ID 83651

Priority Date:	05/28/1951
Basis:	Decreed
Status:	Active

<u>Source</u>	<u>Tributary to</u>
MIDDLE FORK PAYETTE RIVER	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.02 CFS		

Total Diversion	0.02 CFS
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Location of Point(s) of Diversion:

PAYETTE RIVER	NENE	Sec. 34	Township 10N	Range 04E	BOISE County
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IRRIGATION Use:
Acre Limit: 2.2
Place(s) of use:

Place of Use Legal Description: IRRIGATION	BOISE County
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<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>
10N	04E	34		NENE	2.2									

Total Acres: 2.2

Conditions of Approval:

1. 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.

2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

1. Explanatory PROPERTY IS ALSO KNOWN AS LOT 34, BLK 2, MIDDLE FORK MEADOWS SUBDIVISION.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
RHOWERT O	12/13/99	INCIDENTAL STOCKWATER	STOCKWATER WAS CLAIMED AS A NON-IRRIGATION USE AND IT IS CONSIDERED INCIDENTAL PER THE GENERAL PROVISIONS ALLOWING INCIDENTAL STOCKWATERING IN THE PRBA.
DBUFFING	1/11/00	NAME CHANGE - ADDRESS CHANGE	THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN ADDRESS CHANGE.
AJU10-JS	1/31/00	AJU10 CONDITION UPDATE	CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Idaho Department of Water Resources

T10N R04E
S34

Claim(s) 65-02901B

Owner(s) Porter

Prepared by:

Ron Howerton

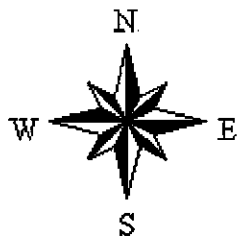
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CIVIL CASE NUMBER: 39576

Identification No. AG 5-22449

Date Received 5-18-01

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

MAY 18th 2001

WATER RESOURCES
WESTERN REGION

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

5-28-1951

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Clyde Porter Phone (208) 344-3650

Mailing Address 36 River Meadow Dr. Zip 83622

2. Date of Priority (Only one per claim) _____ Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Middle Fork Payette River
which is tributary to (b) Payette River Name or kind of source

4. Location of point of diversion is: Township 10-N Range 04-E

Section 34 , NE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of Boise

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For stockwater purposes from Jan. 1 to Dec. 31 amount 102 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Horses Max. 4

10. Place of use is: Township: 10-N Range R-04-E
Section 34, NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,
County of Boise for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

14. Remarks: Have irrigation rights #65-02901B

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 65-02901B

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

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

Signature of Claimant (s) [Signature] Date 5-17-01
_____ Date _____

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

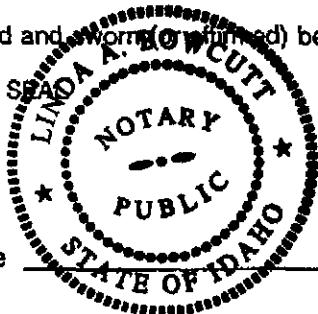
_____ Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Idaho }
County of Ada } SS.

Subscribed and sworn to before me this 17th day of May 2001



Notary Public Linda A. Bowcutt

Residing at Boise Idaho

My Commission Expires August 30, 2006

Last Name _____ Ident No. _____