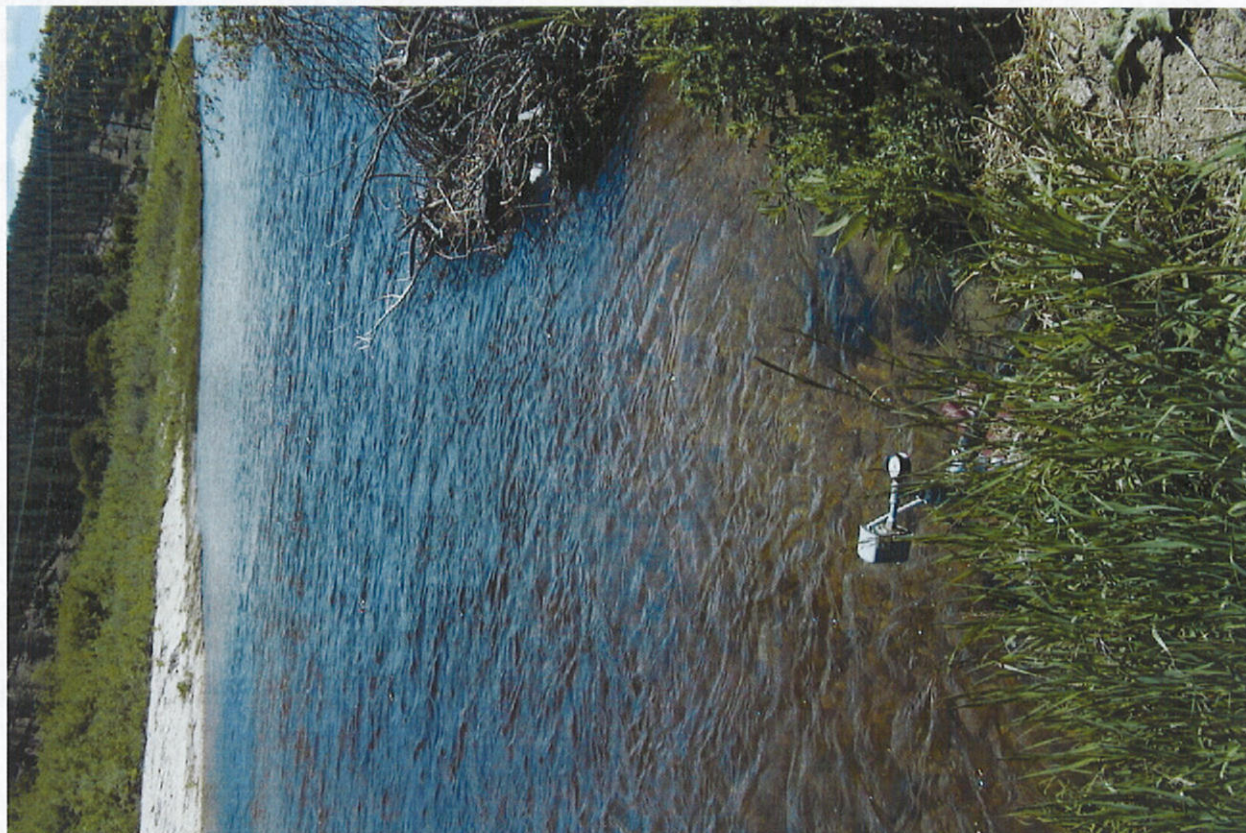


PICTURE #1.

Field Exam 6/7/01. Photo's by RDH. Photo description: The 7 HP pump in Middle Fork Payette River, for 65-22463 & 65-22466. View is downstream.



PICTURE #2:

FX 6/7/01. The lawn around the home. Place of use view to the South.



PICTURE #3:

FX 6/7/01. Place of use photo, near the domestic home. View to the East.



ORIGINAL RIGHT

WR5809NP
No. 65-032378

IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROFILE REPORT

DATE: 11/30/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HELEN E. SANDERS GARDEN VALLEY ID 83622	07/01/1873	IRRIGATION	04/01 11/01	0.500 CFS	.01
TOTAL DIVERSION:					0.500 CFS	.01

Water Source: WARM SPRINGS CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: DECREED

Point(s) of Diversion: T10N R04E S34

NWSW

BOISE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
09N	04E	3	:					:					:					:					:	
09N	04E	10	:					:	01				:	17			18	:					:	35.0
																							:	1.0
																							:	36.0

Pou County: BOISE

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 07/01/1873
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65
Audit: 04/02/86 04/30/88 CONVERT

Field Exam Fee:

PRO RATE CFS/ACRE

$$.5/36 \text{ ACRE} = \text{FACTOR} (.01388889)$$

Recommended as
65-22466

C02
C03
Pou 1 E11
C19

PART II

NO OTHER SPLITS

11/30/99

4-WAY SPLIT TREE

RIGHTS: 65-3002B & 65-3237B

AGENT: Ron Howerton

Date: 5/29/01

FACTOR = $\frac{\text{CFS } 0.50}{\text{ACRES } 36} = 0.013888889 \text{ CFS/ACRE}$

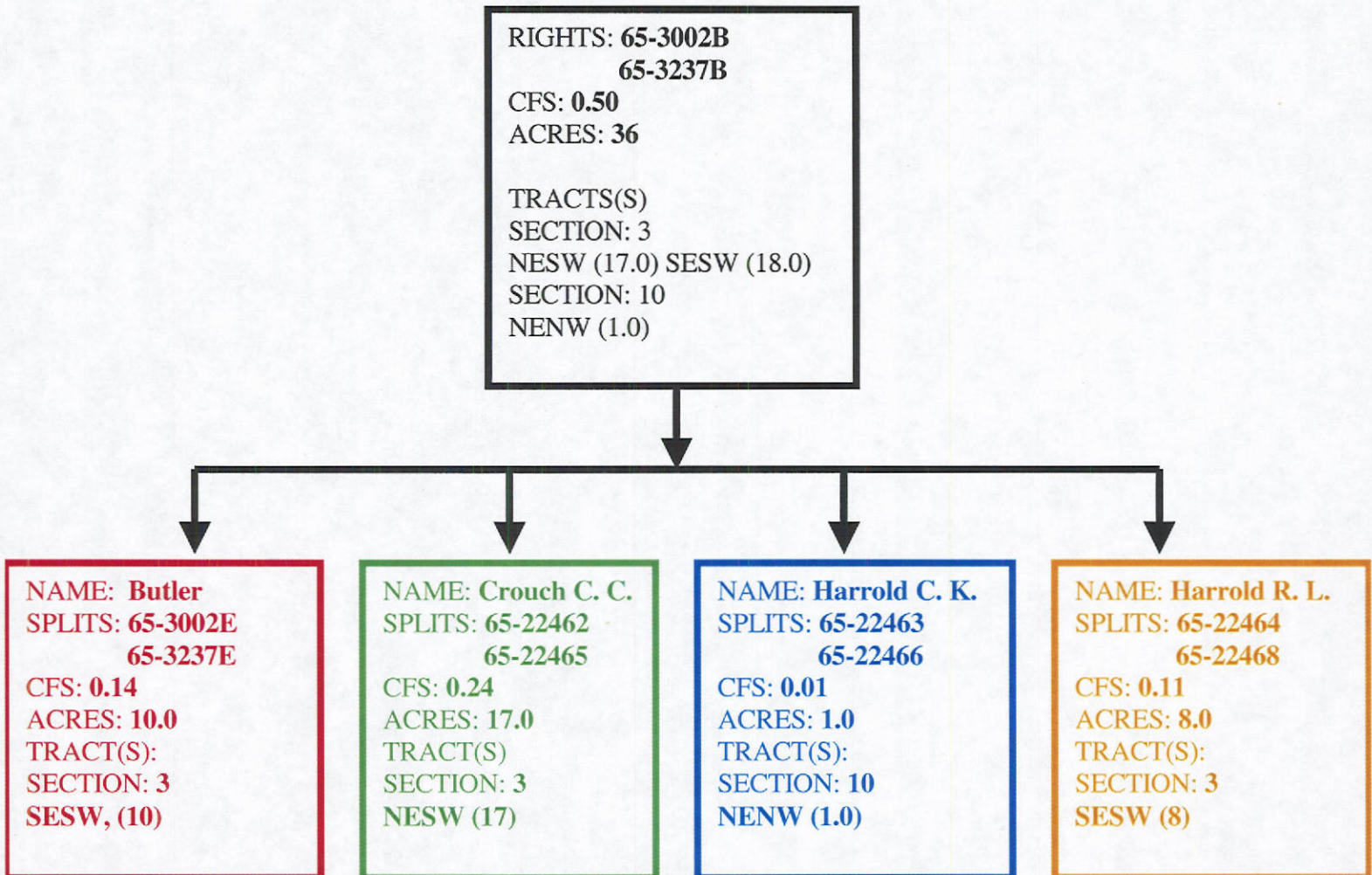
SPLIT 1 = **FACTOR** x **N acres** **(10.0) = 0.14 CFS**

SPLIT 2 = **FACTOR** x **N acres** **(17.0) = 0.24 CFS**

SPLIT 3 = **FACTOR** x **N acres** **(1.0) = 0.01 CFS**

SPLIT 3 = **FACTOR** x **N acres** **(8.0) = 0.11 CFS**

TOTALS: (36) Acres @ 0.50 CFS



**T09N R04E
S10**

Idaho Department of Water Resources

**Claims: 65-22463
& 65-22466**

Prepared by:

RON HOWERTON

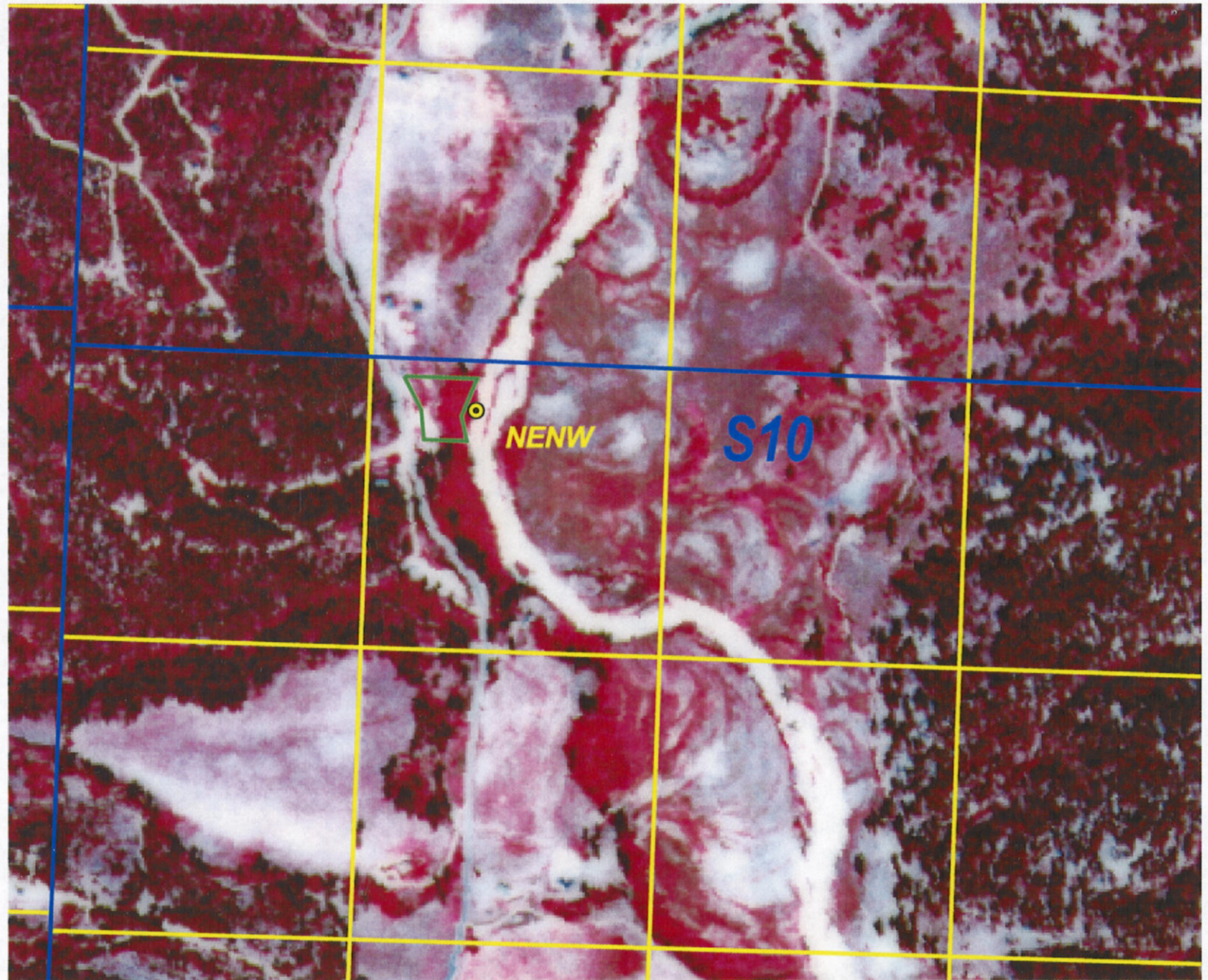
Modified: 29 MAY 01

 **Place of use**

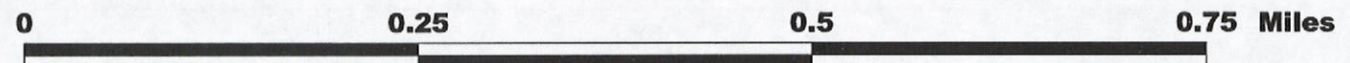
 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



**T09N R04E
S10**

Idaho Department of Water Resources

**Claims: 65-22463
& 65-22466**

Prepared by:

RON HOWERTON

Modified: 29 MAY 01

 **Place of use**

 **POD**

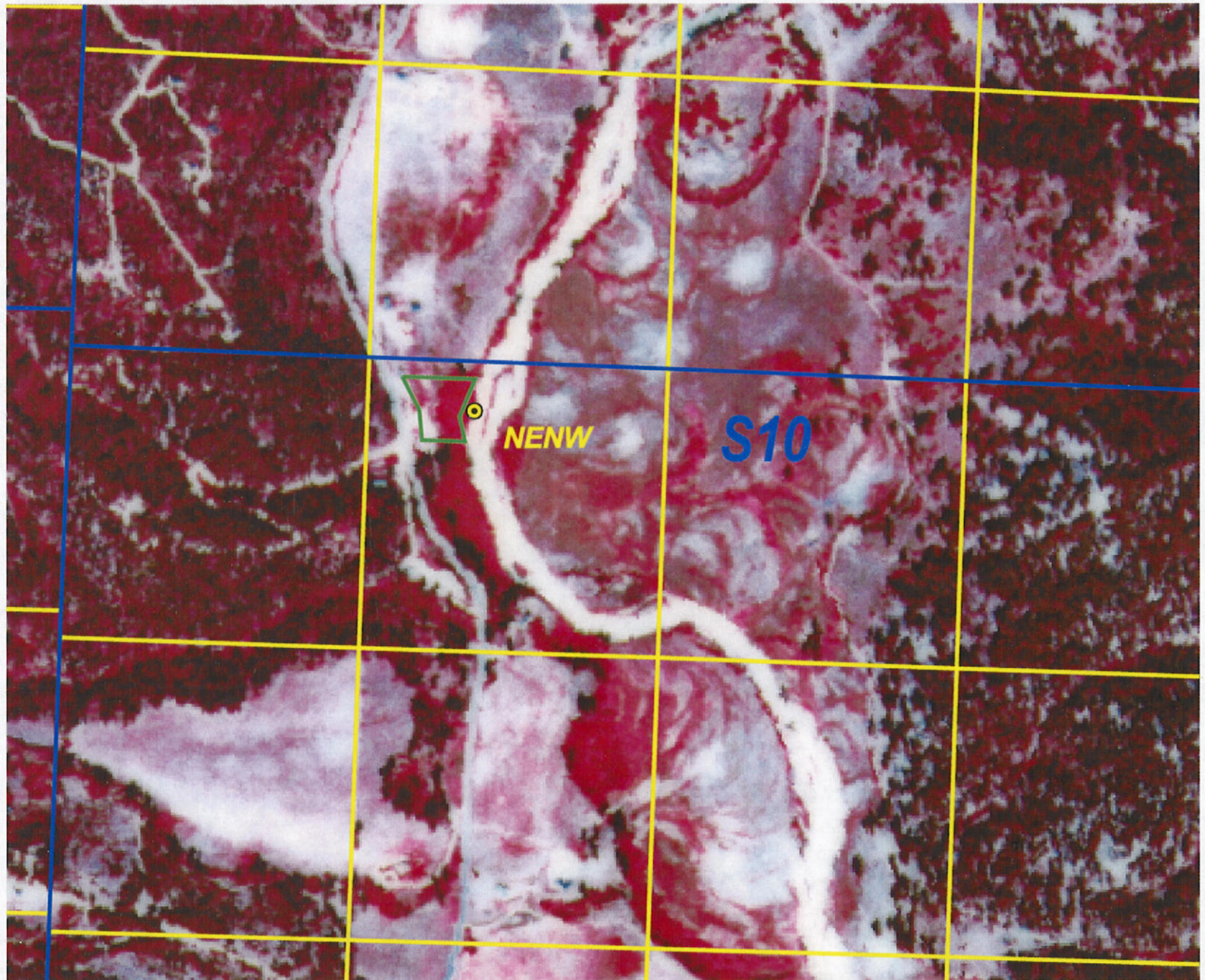
 **SECTION**

 **1/4 1/4**

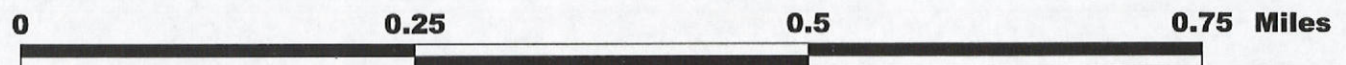
1 Acre



1987 NAPP



0 0.25 0.5 0.75 Miles



Idaho Department of Water Resources

Prepared by:

RON HOWERTON

Modified: 29 MAY 01

Place of use

POD

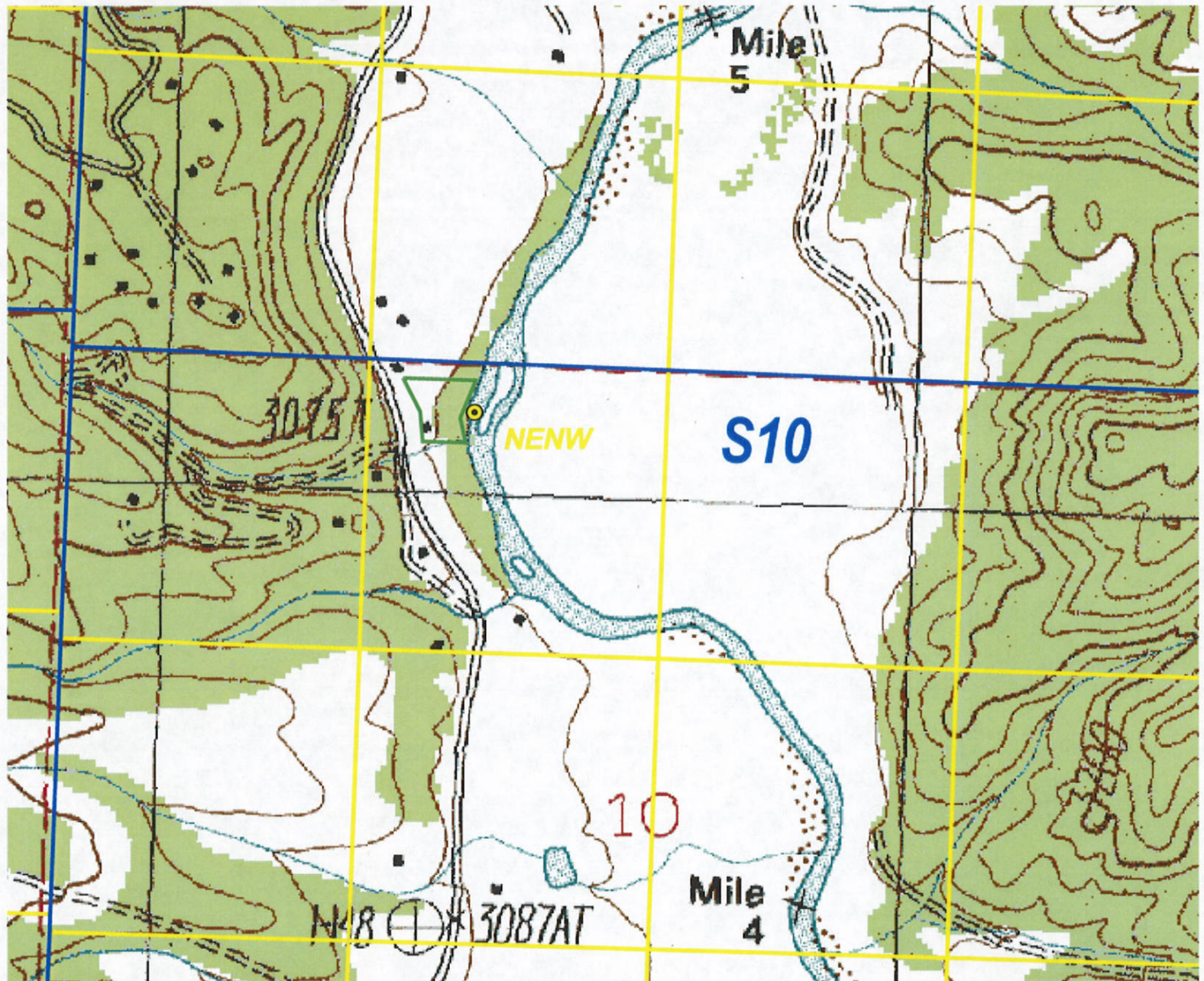
SECTION

1/4 1/4

1 Acre



V11 Topo



This drawing is to be used only for reference purposes and the county is not responsible for any inaccuracies herein contained.

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 65-22466
Date Received: 5/21/01
Receipt No: W027779
Received By:

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

1. Name of Claimant(s)

CODY HARROLD Phone: (208)462-8106

223 MIDDLE FORK RD
GARDEN VALLEY ID USA 83622

KEELEEE HARROLD Phone: (208)462-8106

223 MIDDLE FORK RD
GARDEN VALLEY ID USA 83622

2. Date of Priority: 07/01/1873

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
09N	04E	10	NE NW	BOISE	

5. Description of diverting works:

POD changed prior to 1980 from Warm Springs Creek to Middle Fork of Payette River.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.01	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09N	04E	10	NE	NW	IRRIGATION	1
					Section Acres	1
					Total Acres	1

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 for a portion of right no. 65-3237B.

15. Basis of Claim: Decreed

05/29/2001

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

RIGHT NUMBER: 65-22466

NAME AND ADDRESS: CODY HARROLD
KEELE HARROLD
223 MIDDLE FORK RD
GARDEN VALLEY, ID 83622

SOURCE: MIDDLE FORK PAYETTE RIVER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.01 CFS

PRIORITY DATE: 07/01/1873

POINT OF DIVERSION: T09N R04E S10 NENW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 11-01	0.01 CFS

PLACE OF USE:

<u>IRRIGATION Within BOISE County</u>	
T09N R04E S10 NENW	1

1 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 65-22463 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 1.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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.

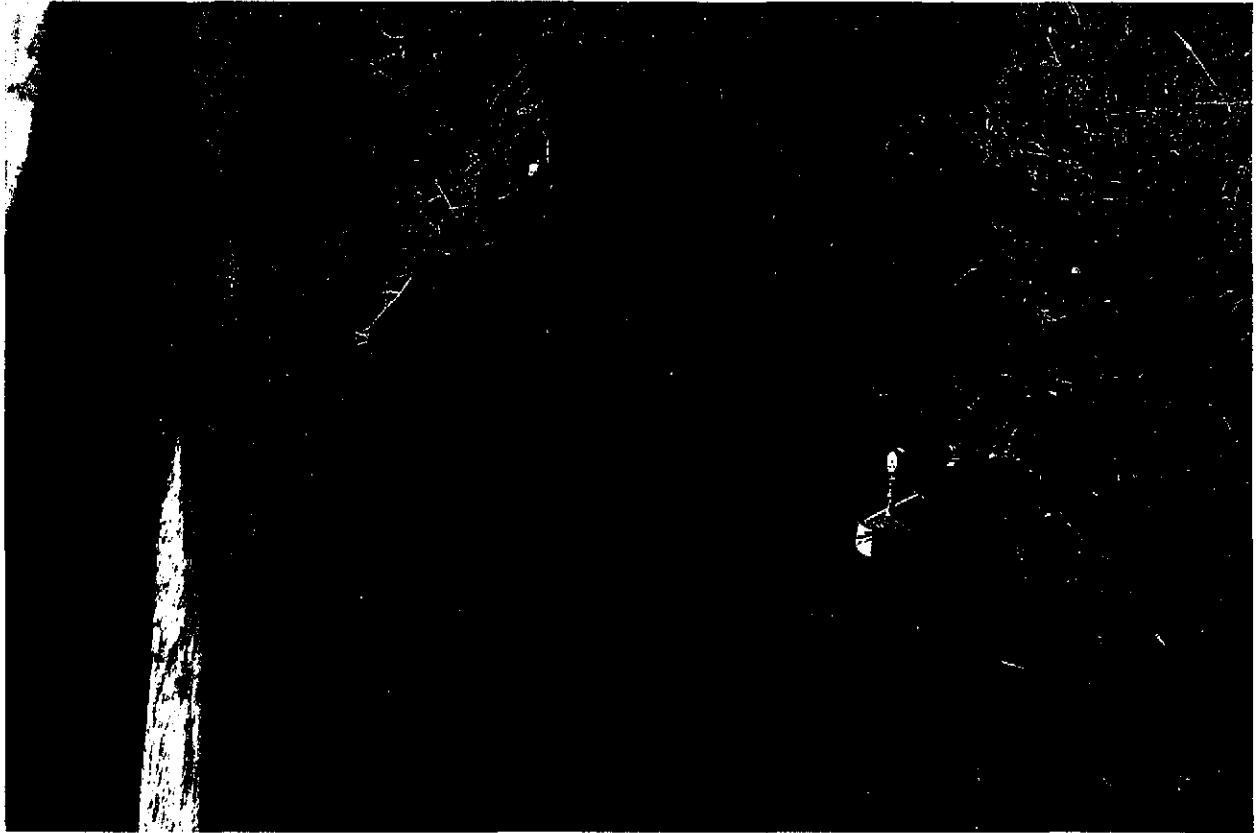
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

PICTURE #1.

Field Exam 6/7/01. Photo's by RDH. Photo description: The 7 HP pump in Middle Fork Payette River, for 65-22463 & 65-22466. View is downstream.



PICTURE #2:

FX 6/7/01. The lawn around the home. Place of use view to the South.



PICTURE #3:

FX 6/7/01. Place of use photo, near the domestic home. View to the East.



ORIGINAL RIGHT

WR5809NP
No. 65-03237B

IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROFILE REPORT

DATE: 11/30/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HELEN E. SAMBERS GARDEN VALLEY ID 83622	07/01/1873	IRRIGATION	04/01 11/01	0.500 CFS	.01
TOTAL DIVERSION:					0.500 CFS	.01

Water Source: WARM SPRINGS CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: DECREED

Point(s) of Diversion: T10N R04E S34

NWSW

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	Lt	Ac	Lt	Ac	Lt	Ac	SUM
09N	04E	3	:																							35.0
09N	04E	10	:																							1.0
																							TOTAL ACRES	36.0		

Pay County: BOISE

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 07/01/1873
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

PRO RATE CFS/ACRE

$.5/36 \text{ ACRE} = \text{FACTOR } (.01388889)$

Recommended as

C02
C03
Don 1 E11
C18

PART II
NO OTHER SPLITS
11/30/99

4-WAY SPLIT TREE

RIGHTS: 65-3002B & 65-3237B

AGENT: Ron Howerton

Date: 5/29/01

FACTOR = CFS 0.50 / ACRES 36 = 0.013888889 CFS/ACRE

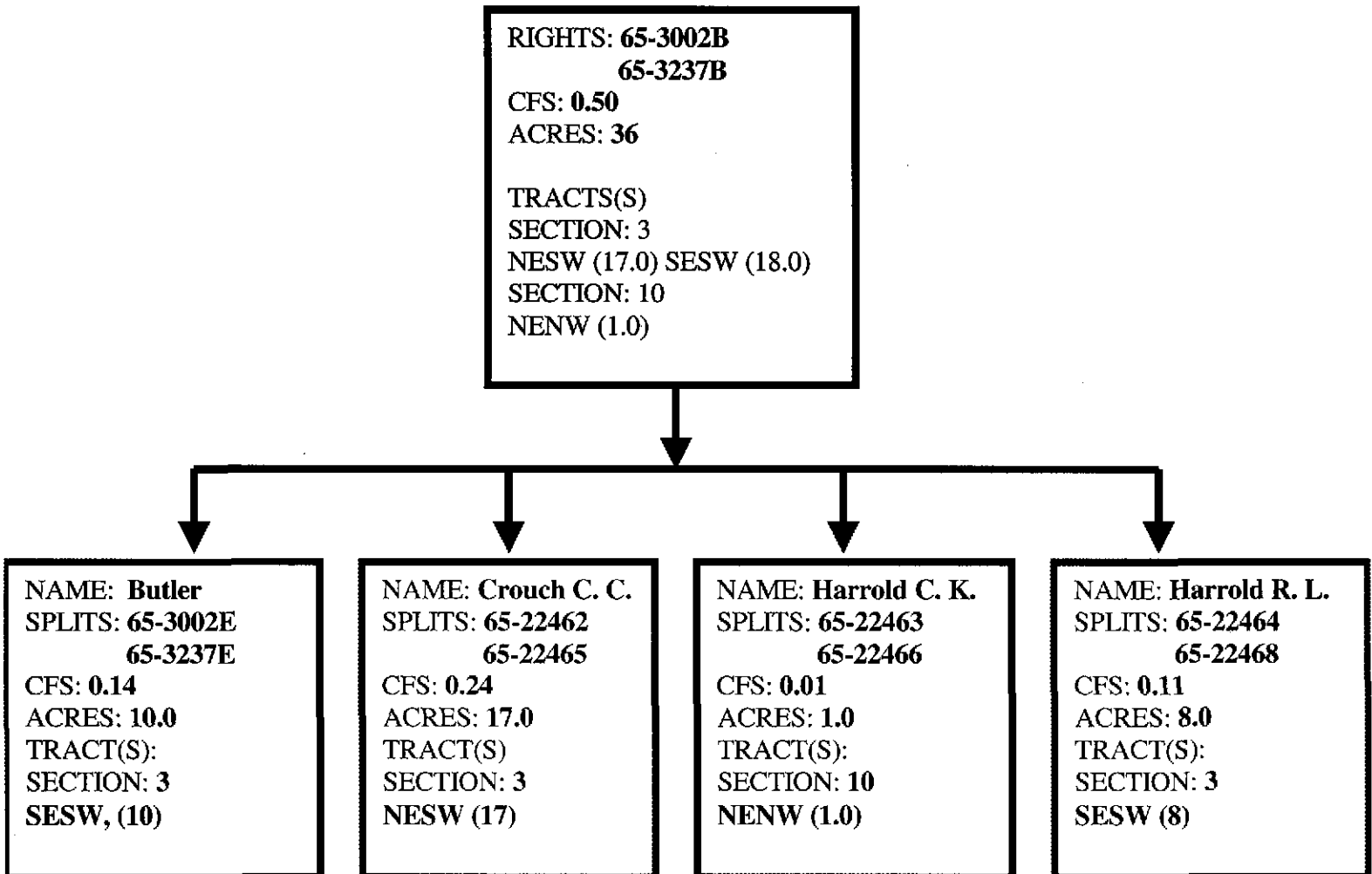
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SPLIT 2 = **FACTOR** x **N acres** **(17.0) = 0.24 CFS**

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SPLIT 3 = **FACTOR** x **N acres** **(8.0) = 0.11 CFS**

TOTALS: **(36) Acres @ 0.50 CFS**



**T09N R04E
S10**

Idaho Department of Water Resources

**Claims: 65-22463
& 65-22466**

Prepared by:

RON HOWERTON

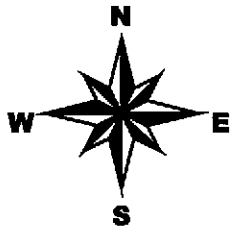
Modified: 29 MAY 01

 **Place of use**

 **POD**

 **SECTION**

 **1/4 1/4**



1987 NAPP



0 0.25 0.5 0.75 Miles



**T09N R04E
S10**

Idaho Department of Water Resources

**Claims: 65-22463
& 65-22466**

Prepared by:

RON HOWERTON

Modified: 29 MAY 01

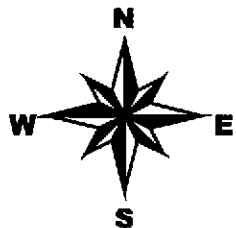
 **Place of use**

● **POD**

 **SECTION**

 **1/4 1/4**

1 Acre



1987 NAPP



0 0.25 0.5 0.75 Miles



T09N R04E
S10

Idaho Department of Water Resources

Claims: 65-22463
& 65-22466

Prepared by:

RON HOWERTON

Modified: 29 MAY 01

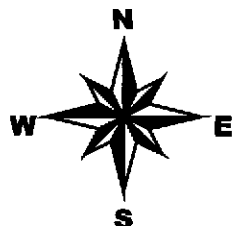
 Place of use

● POD

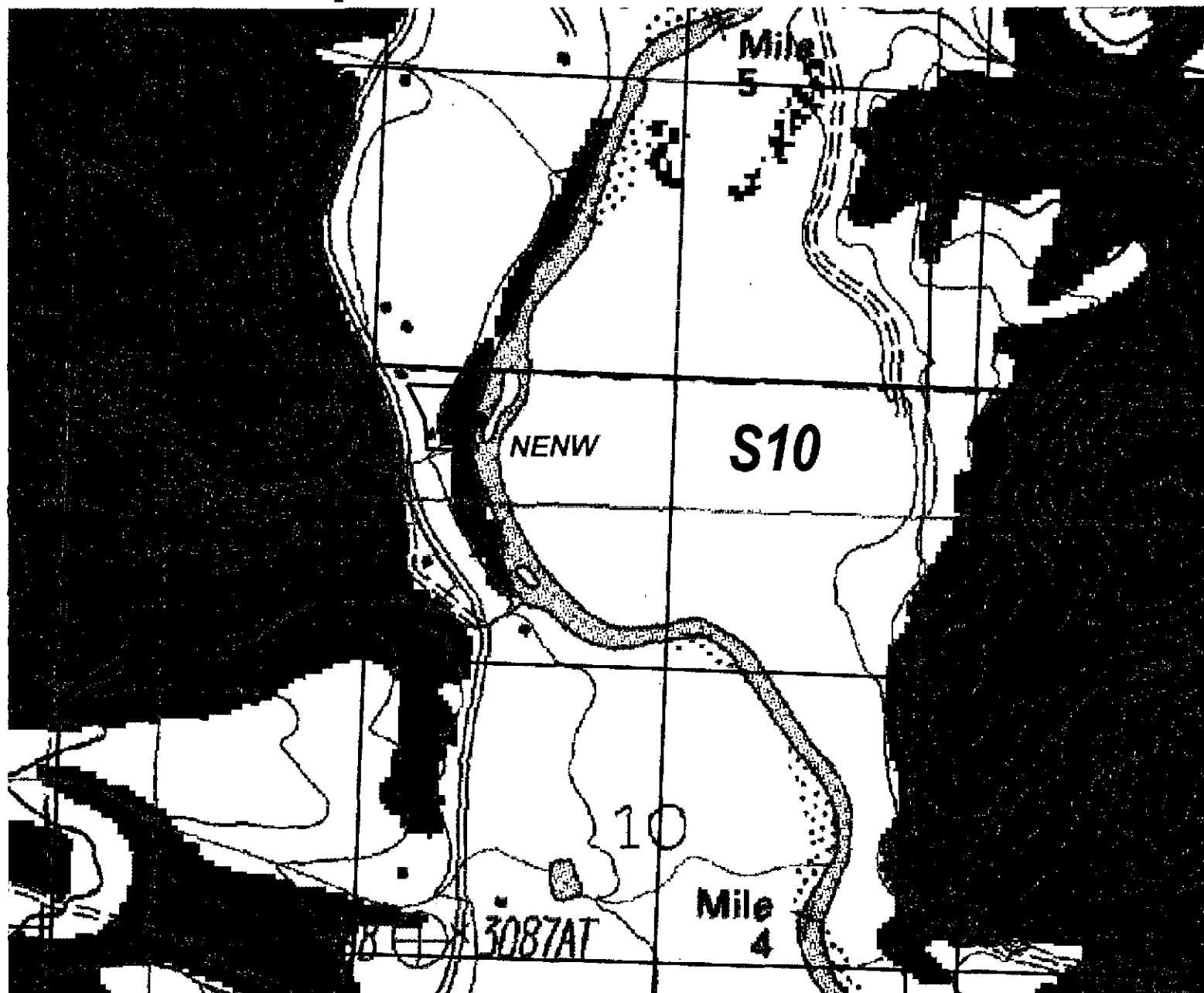
 SECTION

 1/4 1/4

1 Acre



V11 Topo



0 0.25 0.5 0.75 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 AD5-22466Date Received 5/21/01Receipt Number W027779

RECEIVED

MAY 21 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) LADY OR KEELEE HAROLD Phone (208) 462-8106Mailing Address 223 MIDDLE FORK RD Zip 836222. Date of Priority (Only one (1) per claim) 07/01/18733. Source of water supply (a) MIDDLE FORK PAYETTE RIVER
which is tributary to (b) PAYETTE RIVER4. a. Location of existing point of diversion is: Township 9N Range 4E Section 10,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of BOISE

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. POD CHANGED PRIOR TO 1980FROM WARM SPRINGS CREEK TO MIDDLE FORK OF PAYETTE RIVER.

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRR purposes from 4/1 to 11/1 amount .01 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .01 (cfs) and/or (b) _____ (acre feet)

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.) _____

10. Description of place of use:

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

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.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9N	4E	10					1												1

Total number of acres irrigated 1

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.

or None ()

14. Remarks:

This is a portion of 65-3237-B

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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) _____

Date 5/16/01

Date 5/21/01

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 _____ of _____

Title _____

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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day of May 2001

Notary Public Lois Graham

Residing at Boise

My Commission Expires 6/18/04

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 _____

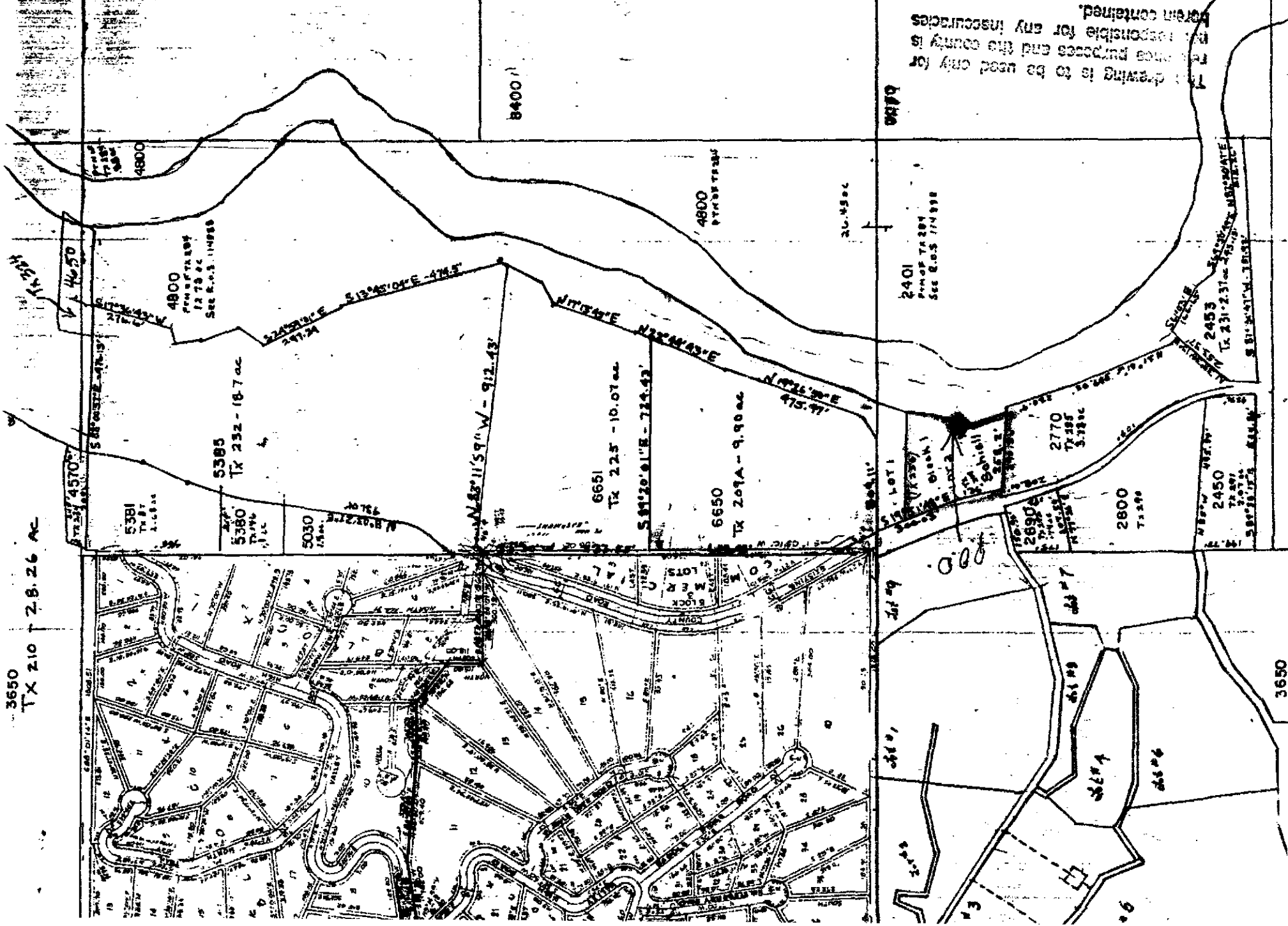
Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

3650
TX 210 - 28.26 Ac



This drawing is to be used only for reference purposes and the county is not responsible for any inaccuracies herein contained.