

32

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 65-22511
Date Received: 5/25/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN 14 2001

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

ANA O PURDOM Phone: ⁵⁶²(310) 698-0948

6354 PAINTER AVE
WHITTIER CA USA 90601

JAMES T PURDOM Phone: ⁵⁶²(310) 698-0948

6354 PAINTER AVE
WHITTIER CA USA 90601

KENNETH R PURDOM Phone: (562) 698-3522

6354 PAINTER AVE
WHITTIER CA USA 90601

2. Date of Priority: 08/18/1961

3. Source: LAKE FORK CREEK Trib. to: NORTH FORK PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	03E	3	SE NE	VALLEY	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.2	

7. Total Quantity Appropriated is:
0.2 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
17N	03E	32	NE	SE		STOCKWATER	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	
			SE	SE		STOCKWATER	
			NE	NE		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 900 RANGE CATTLE ASSOCIATED WITH 65-2700

15. Basis of Claim: Decreed

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): X Kenneth R. Puckett Date: 6-5-01

Date:

State of ~~Idaho~~ Calif.)
County of Los Angeles) SS.

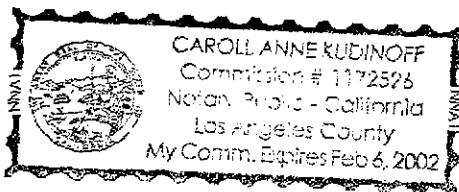
Subscribed and sworn (or affirmed) before me this 5th
of June 2001

Carol Anne Rudinoff

Notary Public

Residing at Whittier, California

My commission Expires 2-6-2002



*Shelley
mel*

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 65-22511

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100

Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234

Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:

David W. Gehlert (303 312-7352)

Trial Attorney, General Litigation Section

Environment and Natural Resource Division

U.S. Department of Justice

999 18th Street, Suite N 945

Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Ana O. Purdom, James T. Purdom & Kenneth R. Purdom

Address: 6354 Painter Ave.
Whittier, CA 90601

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
 11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

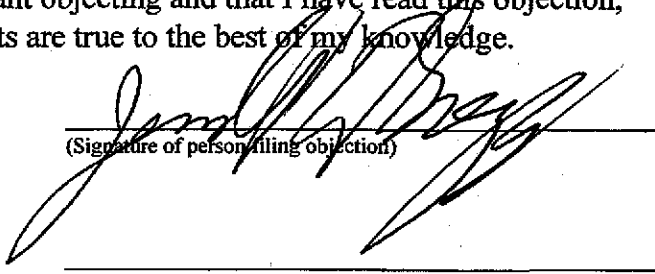
County of Ada

)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

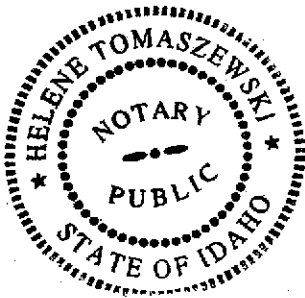
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

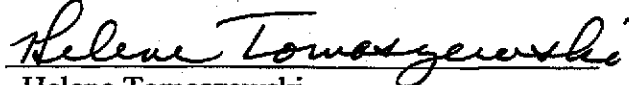

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Ana O. Purdom, James T. Purdom & Kenneth R. Purdom

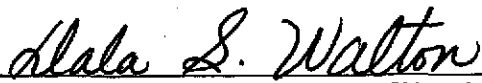
Address: 6354 Painter Ave.
Whittier, CA 90601

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

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

06/15/2001

RIGHT NUMBER: 65-22511

NAME AND ADDRESS: ANA O PURDOM
JAMES T PURDOM
KENNETH R PURDOM
6354 PAINTER AVE
WHITTIER, CA 90601

SOURCE: LAKE FORK CREEK TRIBUTARY: NORTH FORK 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. 65-2700 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.35 CFS.

PRIORITY DATE: 08/18/1961

POINT OF DIVERSION: T17N R03E S3 SENE Within VALLEY 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:

<u>STOCKWATER Within VALLEY County</u>			
T17N R03E S32	NENE	T17N R03E S32	NWNE
T17N R03E S32	SWNE	T17N R03E S32	SENE
T17N R03E S32	NESE	T17N R03E S32	NWSE
T17N R03E S32	SWSE	T17N R03E S32	SESE

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 65-22511

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANA O PURDOM
Current Owner	JAMES T PURDOM
Current Owner	KENNETH R PURDOM
	6354 PAINTER AVE
	WHITTIER, CA 90601
	(310)698-0948

Priority Date: 08/18/1961
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
LAKE FORK CREEK	NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.2 CFS		
Total Diversion	0.2 CFS				

Location of Point(s) of Diversion:

LAKE FORK CREEK	SENE	Sec. 03	Township 17N	Range 03E	VALLEY County
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Place(s) of use:

Place of Use Legal Description: STOCKWATER	VALLEY 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>
17N	03E	32		NENE			NWNE			SWNE			SENE	
				NESE			NWSE			SWSE			SESE	

Remarks:

1. STOCKWATER, 900 RANGE CATTLE ASSOCIATED WITH 65-2700

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s):
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommended Right Report

WATER RIGHT NO. 65-2700

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANA O PURDOM
Current Owner	JAMES T PURDOM
Current Owner	KENNETH R PURDOM II
	6354 PAINTER AVE
	WHITTIER, CA 90601
	(310)698-0948
 Attorney	 JAMES E RISCH
	RISCH, GOSS & INSINGER
	407 W JEFFERSON ST
	BOISE, ID 83702
	(208) 345-9974
 Original Owner	 ELLEN I FLEMING
Original Owner	THOMAS E FLEMING
	ROUTE 1 BOX 57
	MC CALL, ID 83638
	(208)325-8791
 Original Owner	 STEVE NISULA
	PO BOX 1459
	MCCALL, ID 83638
	(208)634-8765

Priority Date: 08/18/1961
 Basis: Decreed
 Status: Active

<u>Source</u>	<u>Tributary to</u>
LAKE FORK	NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/15	10/15	1.35 CFS		
Total Diversion			1.35 CFS		

Location of Point(s) of Diversion:

LAKE FORK	SENE	Sec. 03	Township 17N	Range 03E	VALLEY County
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IRRIGATION Use:
 Acre Limit: 90

Place(s) of use:

Place of Use Legal Description: IRRIGATION	VALLEY 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>
17N	03E	32		NENE	14		NWNE	2		SWNE	5		SENE	21
				NESE	19		NWSE	3		SWSE	12		SESE	14

Total Acres: 90

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. Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02573, 65-03214 & 65-02319 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE DELIVERED TO THE FIELD HEADGATE.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
MSCHULTE	3/31/99	POINT OF DIVERSION OVERLAP	THERE ARE NUMEROUS OTHER RIGHTS DIVERTED AT THE SAME POD AS THIS RIGHT, TOO MANY TO LIST IN EXPLANATORY REMARK F06.
AJU10-JS	9/24/99	AJU10 CONDITION UPDATE	CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
MSCHULTE	10/4/99	CHANGE OF OWNERSHIP	CHANGE OF OWNERSHIP 10/04/1999 BY MTS.
dbuffing	12/8/00	Notice of Appearance	Added attorney, per Notice of Appearance received.

Dates:

Licensed Date:	02/07/1968
Claim Received Date:	11/15/1988
Enlargement Use Priority Date:	
Enlargement Statute Priority Date:	
Decreed Date:	01/21/1986
Date Filed with Court:	
Objection Filed Date:	6/9/00
SF5 Filed:	
Special Master Recom Signed Date:	

Other Information:

Receipt Number(s):	X999999
State or Federal:	S
Owner Name Connector:	OR
Water District Number:	65K
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

