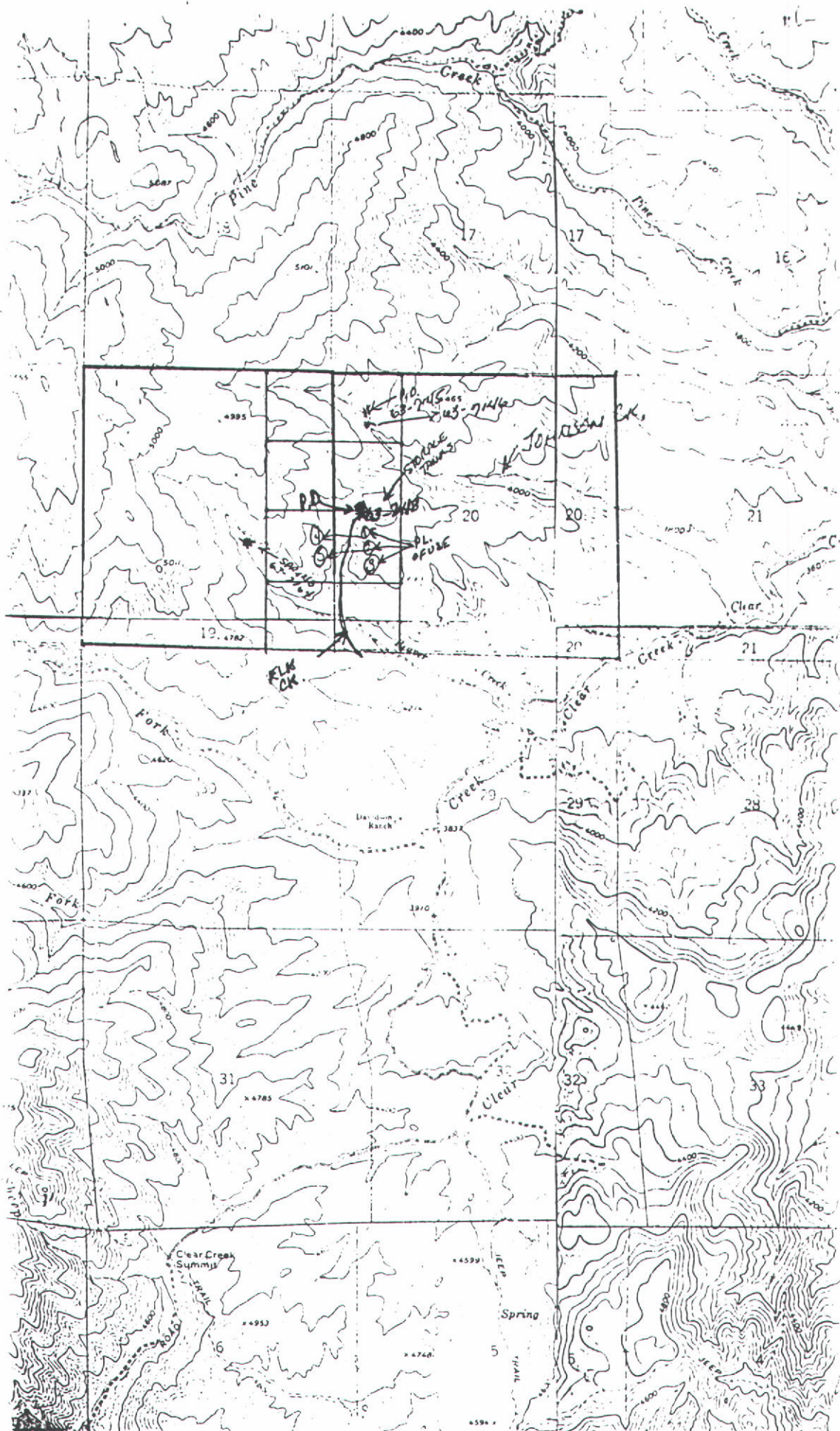




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: A63-07148
Date Received: 5/22/1989
Receipt No: W002923
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: F LA MARR HEYREND 208-377-8046
Address: 411 N ALLUMBAUGH
BOISE ID 83704
OR
Name: KORY W HEYREND 208-377-8046
Address: 411 N ALLUMBAUGH
BOISE ID 83704

2. Date of Priority: SEP 11, 1968

3. Source: ELK CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04E	20	SW	NW			BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	04/01	12/01	0.110		6.00

7. Total Quantity Appropriated is:
0.110 C.F.S. (and/or) 6.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/5 HOMES.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	04E	19	NE		SE		DOMEST	
		20	NW		SW		DOMEST	

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:
NONE

14. Remarks:
Domestic use is for 5 homes.

15. Basis of Claim: LICENSE

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: A63-07148
Date Received: ~~5/12/1989~~ 5/19/89
Receipt No: 4002933861 D.E. Jr
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: F. LA MARR HEYREND 208-377-8046
Address: 3436 BRYSON
BOISE, ID 83704
OR
Name: KORY W. HEYREND 208-377-8046
Address: 3436 BRYSON
BOISE, ID 83704

2. Date of Priority: SEP 11, 1968

3. Source: ELK CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

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05N	04E	19	NE		SE		DOMEST	
		20	NW		SW		DOMEST	

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:
NONE

14. Remarks:
Domestic use is for 5 homes.

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): J. Latham Heywood Date: May 19, 1989
Kary W. Heywood Date: MAY 19 1989

State of Idaho)
County of Ada) SS.

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

of May 19 89
Seal

Vicki J. Tillery
Notary Public

Residing at Baise, Idaho
My Commission Expires 8-19-92

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED

OCT - 2 2002

Department of Water Resources

RECEIVED

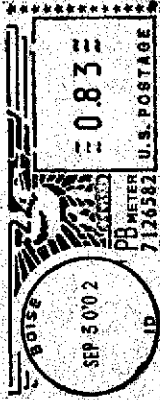
OCT 09 2002

WATER RESOURCES
WESTERN REGION

10-11-02
sent again chg. form
w/ address

Bsns:

355 N. Allumbaugh
Boise 83704-9208



DELIVERED TO ADDRESSEE
ATTEMPTED, NOT KNOWN

F LA MARR HEYREND MD

KORY W HEYREND
411 N ALLUMBAUGH
BOISE ID 83704

603-7145
603-7148



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

Basin 63 Part 1
Director's Report

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 27, 2002

RE: Water Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 63 for the Boise River drainage basin above Lucky Peak dam. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have until January 31, 2003, in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Boise, Fairfield, Idaho City, and Mountain Home, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

07/25/2002

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

RIGHT NUMBER: 63-7148

NAME AND ADDRESS: F LA MARR HEYREND
411 N ALLUMBAUGH
BOISE ID 83704

KORY W HEYREND
411 N ALLUMBAUGH
BOISE ID 83704

SOURCE: UNNAMED STREAM

TRIBUTARY: BEAVER CREEK

QUANTITY: 0.11 CFS
6.0 AFY

PRIORITY DATE: 09/11/1968

POINT OF DIVERSION:

T05N R04E S20 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
4/01 12/01

QUANTITY
0.110 CFS
6.00 AFY

PLACE OF USE: DOMESTIC Within BOISE County

T05N R04E S19

NESE

T05N R04E S20

NWSW

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: License

DOMESTIC USE IS FOR 5 HOMES.
SOURCE IS ALSO KNOWN AS ELK CREEK.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-7148

Priority: September 11, 1968 Amount: .11 CFS 6.0 AFA

This is to certify, that F. LA MARR HEYREND
3436 BRYSON

BOISE, ID 83704 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated September 11, 1968, and
has submitted proof to the Department of Water Resources on March 31, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .11 cfs of water from;

ELK CREEK tributary to BOISE RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	04/01 to 12/01	.11 cfs	6.0 afa

LOCATION OF POINT OF DIVERSION(S): SWNW, Sec. 20, Township 5N, Range 4E
Boise County

PLACE OF USE: Domestic

TWN RGE SEC

5N	4E	19	NESE
		20	NWSW

CONDITIONS/REMARKS:

1. The right to the use of the 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. Domestic use is for 5 homes.

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 22nd day
of April, 1987.

Norman C. Young
Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

F. LA MAR HEYREND,
ELK CR. M. O.
SUNW, 20, 5N NE
0.30 - Dom.

RECEIVED

103-7148
Permit No.

CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

- ☐ Appointment letter mailed: _____ Department of Water Resources
- ☒ Telephone call made: 7/24/85 Dr. Heyrend's office
(List Telephone No. used)
- ☒ Appointment scheduled for: 7/29/85 Dr.
(Date, time, location) Clear Creek Lodge at 10:00.

EXAMINATION

Date 7/25/85 Accompanied by Dr. Heyrend's son Total Q measured .11 cfs - est.
Source ELK CREEK Tributary to BALLS RIVER Supp. annubar measurement sheet used? _____
If source is surface water, estimate total flow of source _____
Methods of measurement ESTIMATE Meets permit requirements? _____

Measurement calculations:

SDGPA - see permit holder
.11 cfs = 3.96 gpm - instantaneous reading - converted.
3 X 1.2 AF/ANNE = 6.0 AF/ANN.
may want to reduce period of use is only from 4/1 to 12/31

WELL/DIV NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS

System Description PURF. PIPE IN ~~SPRING~~ CREEK w/ GRAVEL PACK & STORAGE
TANK (500-600 GALLON) w/ PUMP LINE GRAVITY FLOW TO PLACES OF
USE. DEVELOPER SAYS FS SPILLING ON OTHER RIGHTS, BUT IN
ELK CREEK.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE
DOMESTIC - 5 HOMES
PERMANENT - 4 STUBBEN IN.

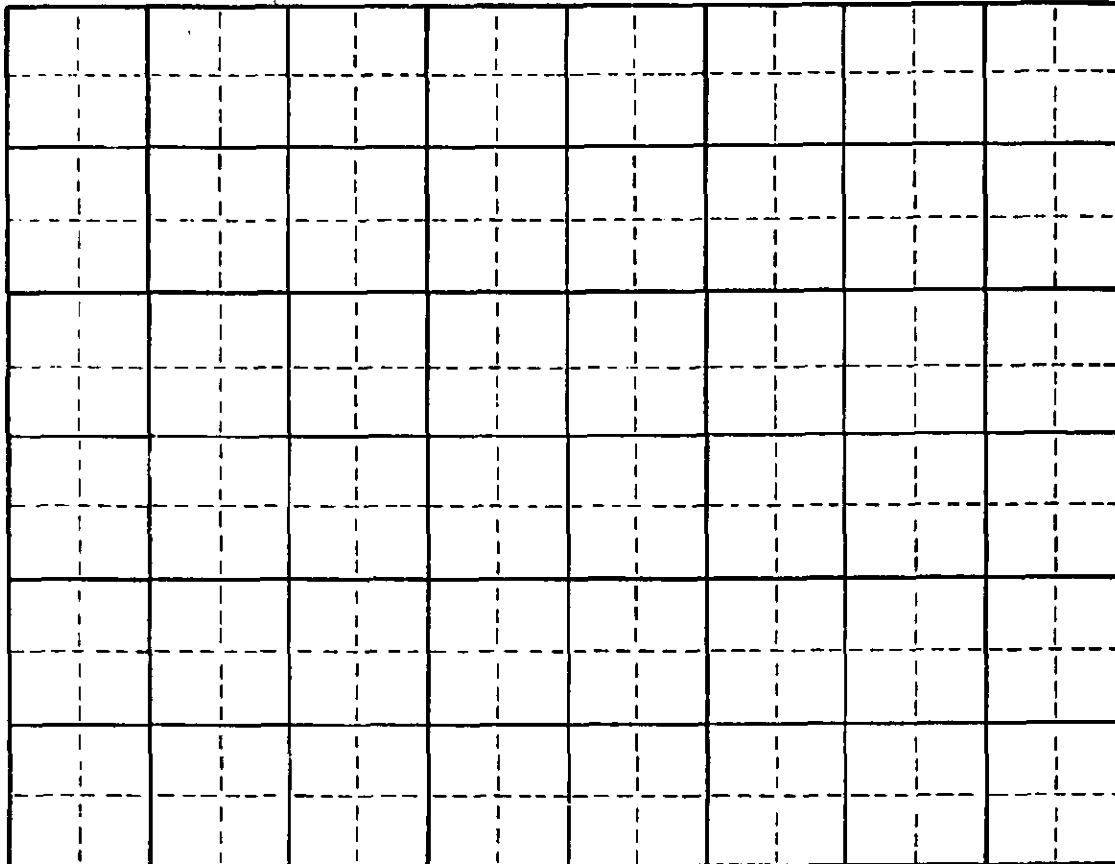
Q (cfs) .11 cfs (6.0 AF) total

FROM 4/1 TO 12/1

Total .11 cfs (6.0 AF)
may want to reduce

Remarks

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SWNW, S 90, TWP. 5N, RGE. 4E.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	4E	20																	
		19																	

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

Examiner's Signature

Checked by

Approved by

Jan Skurtz
6HS
S Skurtz

Date

Date

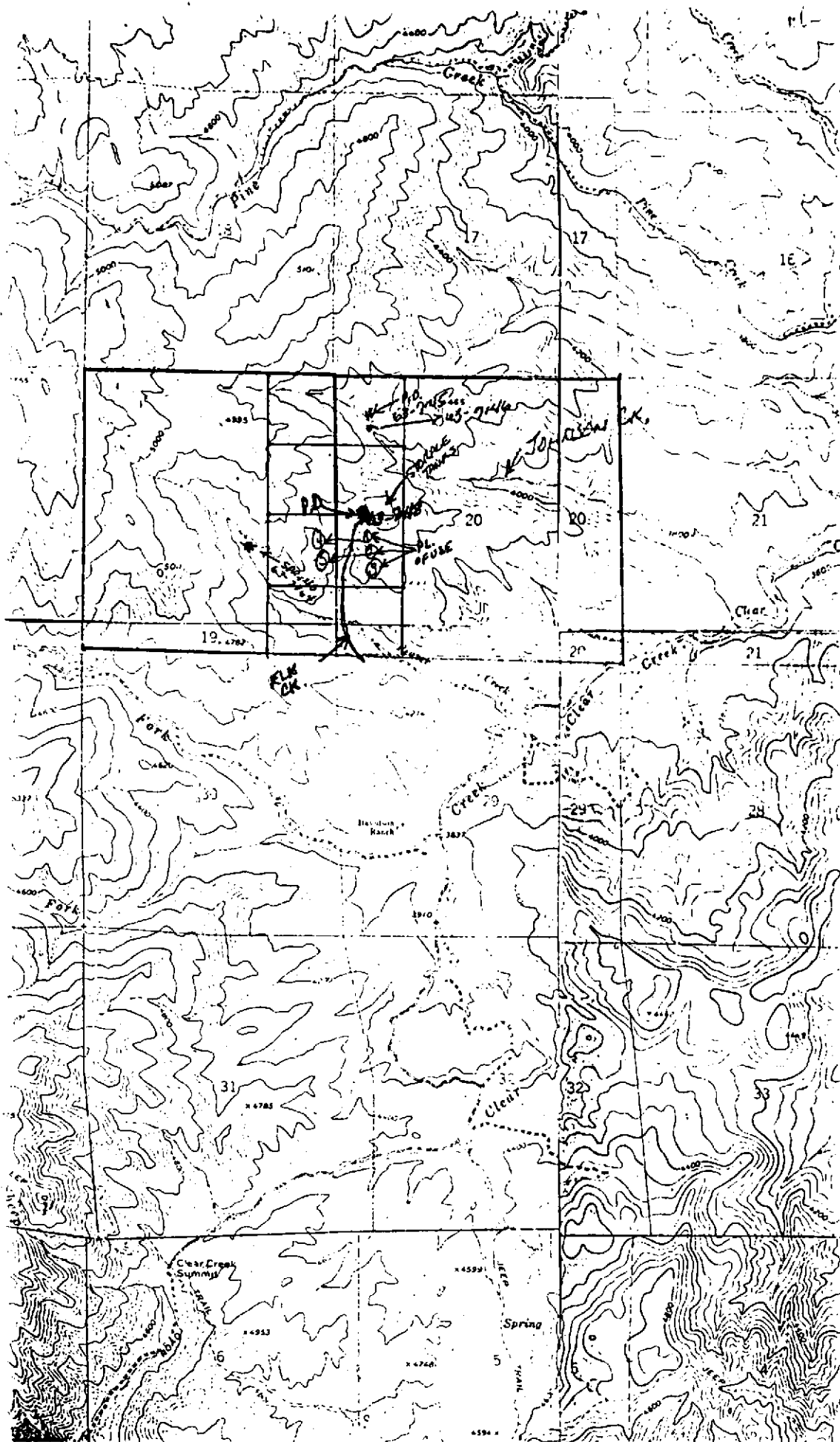
Date

11/14/85

1/21/86

3-20-87

SW 3-30-87



DATE: 10/17/98
PAGE: 1

Remarks:	EXP	LOCALLY KNOWN AS ELK CREEK	
Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	10/17/98	KWATERS	

DATE: 09/24/98
PAGE: 1

Audit: 09/24/98 L HARRIS



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

NOV 24 1997

Department of Water Resources

October 27, 1997

411 F. LA MARR HEYREND
KORY W HEYREND
325-N ALLUMBAUGH
BOISE ID 83704

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCT 28

Re: Snake River Basin Adjudication (SRBA)
Water Right No. A63-04213, A63-07145, A63-07146, A63-07148, A63-07764

Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office postmarked by November 11, 1997. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change of ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,
Sandy Egbert
Sandy Egbert
Clerical Specialist

The address is correct as shown above or as otherwise changed.

[Signature]
Signature of water right claimant

OCT 28 1997