

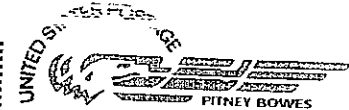
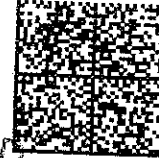
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

B.79 G.P.
79-7094 B
79-7101
79-10124 P.D.

RECEIVED
FEB 01 2007
DEPARTMENT OF
WATER RESOURCES

PRESORTED
FIRST CLASS



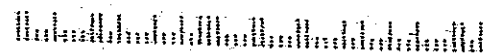
02 1M \$ 00.29³
0004227270 FEB 01 2007
MAILED FROM ZIP CODE 83702

ELBERT J POYNOR
ELBERT JACKSON POYNOR

GERTRUDE E POYNOR
HC 01 BOX 57
WHITE BIRD ID 8

Not Deliverable by First Class
Return to Forward
If mail is not addressed
correctly, the address
will be corrected
if known
If not known
the address will be
forwarded to the
post office for
distribution

83720-0098



Processed

RECEIVED

NOV 20 2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
79-10124					
ADJ	79-7101 NCAP	11-26-07			
ADJ	79-7094B NCAP	11-26-07			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
OR
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Elbert J + Gertrude E Poyner
HC 01 Box 57 White Bird Idaho

4. New Owner/Claimant(s)

Fred J Hogg

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2910 Brandywine Drive

City, State and ZIP Code

West Linn, Oregon

New Telephone Number

(860) 223-7671

5. Date you acquired the property

ON PAID

7/3/07

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by AMB
 Received by AMB
 Processed by AJ

Date 11-20-07
 Date 11-20-07
 Date _____

Receipt Amt. 50.00
 Receipt No. C085371
 WR _____ Date _____

STATE OF IDAHO	
County of Idaho	
Recorded at request of	
WILAND TITLE CO.	
at 3:40 P.m.	on 7-14-03
ROSE E. GEHRING	
By <i>[Signature]</i>	Recorder
Fees \$ 3.00	Deputy

m/pu

0430141

WARRANTY DEED

For Value Received GERTRUDE E. POYNOR, a widow, Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

FRED J. HOPP, a married man as his sole and separate property, whose address is: 10355 SE FOSTER ROAD, PORTLAND, OR 97266, Hereinafter called the Grantee, the following described premises situated in IDAHO County, Idaho, to-wit:

Township 27 North, Range 2 East, Boise Meridian, Idaho County, Idaho
 Section 33: NW $\frac{1}{4}$ SW $\frac{1}{4}$,
 Section 32: NE $\frac{1}{4}$ SE $\frac{1}{4}$, LESS a tract of land described as follows: Commencing at the intersection of the section line between Section 32 and 33 and the North edge of Slate Creek; Thence approximately 100 feet down the North edge of Slate Creek to the center of an unnamed creek, the TRUE POINT OF BEGINNING;
 Thence approximately 600 feet up the center of said creek to a point 522 feet South of the North boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Thence N89°47'30"W, 400 feet;
 Thence S0°4'E, to the North side of Slate Creek;
 Thence Southeasterly 383 feet, more or less, along the North bank of Slate Creek to the TRUE POINT OF BEGINNING.

AND

LESS Slate Creek Road,

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

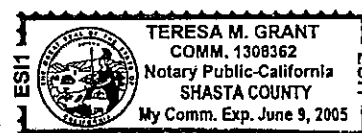
Dated: July 10th, 2003

Gertrude E. Poynor, B. Fitz Attorney-in-Fact
 GERTRUDE E. POYNOR, By ERIC A. FITZ Attorney-in-fact

State of CALIFORNIA)
 County of SHASTA) ss

On this 10 day of July, 2003, before me, a Notary for the said County and State, personally appeared ERIC A. FITZ, know or identified to me to be the person whose name is subscribed to the within instrument as attorney-in-fact of GERTRUDE E. POYNOR, and acknowledged to me that he subscribed the name of GERTRUDE E. POYNOR thereto as principal and his own name as attorney-in-fact.

Teresa M. Grant
 Notary Public
 Residing at: 1300 Court St. Redding, CA.
 Commission Expires: JUNE 9, 2005



0430142

QUITCLAIM DEED

STATE of IDAHO	
County of Idaho	
Recorded at request of title E 60	
INLAND TITLE	
at 3:40 P	m on 7-14-03
ROSE E. GEHRING	
By <u>Beth G. W. Br</u>	Recorder
Fees \$ 3.00	Deputy

m/PLA

FOR VALUE RECEIVED, PATRICIA HOPP, spouse of FRED J. HOPP, does hereby convey, release, remise, and forever quitclaim unto: FRED J. HOPP, a married man, as his sole and separate property of P O Box 66730, Portland, OR 97290-6730, the following described premises, to wit:

Township 27 North, Range 2 East, Boise Meridian, Idaho County, Idaho
Section 33: NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 32: NE $\frac{1}{4}$ SE $\frac{1}{4}$, LESS a tract of land described as follows: Commencing at the intersection of the section line between Section 32 and 33 and the North edge of Slate Creek;
Thence approximately 100 feet down the North edge of Slate Creek to the center of an unnamed creek, the TRUE POINT OF BEGINNING;
Thence approximately 600 feet up the center of said creek to a point 522 feet South of the North boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence N89°47'30"W, 400 feet;
Thence S0°4'E, to the North side of Slate Creek;
Thence Southeasterly 383 feet, more or less, along the North bank of Slate Creek to the TRUE POINT OF BEGINNING.
AND
LESS Slate Creek Road

together with their appurtenances.

DATED: June 27th, 2003

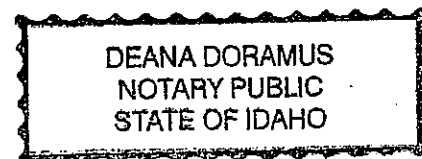
Patricia Hopp
PATRICIA HOPP

State of Idaho
County of Idaho

On this 27th day of June, 2003, before me, a Notary for the said County and State, personally appeared PATRICIA HOPP, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she freely executed the same.

IN WITNESS whereof, I have hereunto set my hand and affixed by official seal the day and year first above written.

Deana Doramus
Notary Public for the State of Idaho
My commission expires: 4-2-2008



My Commission Expires 4-2-2008

Idaho Department of Water Resources Receipt

Receipt ID: C085371

Payment Amount	\$50.00	Date Received	11/20/07 2:25	Region	STATE
Payment Type	Check	Check Number	1088		
Payer	HOPP FRED J				

Comments 79-7094

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Department Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

June 18, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FRED HOPP
2910 BRANDYWINE DRIVE
WEST LINN OR 97068

COPY

RE: Change in Water Right Ownership

Dear Mr. Hopp:

The Department of Water Resources has received information from you indicating that you may be the new owner of water rights **79-7101, 79-10124 and 79-7094B**.

Section 42-248, Idaho Code, requires that all persons owning or claiming ownership of a water right shall provide notice to the department of water resources of any change in ownership of any part of a water right or any change in the owner's mailing address. A notice of change in ownership of all or part of a water right shall be accompanied by a filing fee, and by evidence showing the basis for the change in ownership and how the right is divided if the change divides the right among multiple owners.

The filing fee is \$25 per water right except where there is division in ownership of the place of use. However, initial research into the water rights listed above, shows that two of the three water rights are in adjudication. Filing fees are waived for water rights that are in adjudication, so in this instance, filing fees for two of the rights are waived.

Water right owners are required to report any change in water right ownership or change in the owner's address to the department within 120 days of the change. Failing to report these changes in a timely manner could result in a \$100 late filing fee.

I am enclosing the proper forms and the filing instructions. Where the water right numbers should be listed on the form under question 1, I have inserted the water right numbers under the appropriate columns for you. Please feel free to contact this office if you have any questions.

Sincerely,

Michele Edl
Associate Engineer

Enclosure(s)

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: 39356

Ident. Number

A 79-07094 A

Date Received

Receipt Number

W000524

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUL 20 1983

Department of Water Resources
Western Regional Office

Please type or print clearly

AND/OR ²²²1. Name of Claimant (s) JAMES A. ~~AND~~ ELLA M. KLAUS Phone (208) 839-2291

Mailing Address HCO1 BOX 58 WHITE BIRD IDAHO Zip 83554

2. Date of Priority (Only one (1) per claim) Nov. 17, 1981

3. Source of water supply (a) SLATE CREEK
which is tributary to (b) SALMON RIVER4. a. Location of existing point of diversion is: Township 27N Range 2E Section 33,
1/4 of SE 1/4 of SW 1/4, Govt. Lot, B.M., County of IDAHO

Additional points of diversion if any: NONE

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. 2" PVC UNDERGROUND LINE WITH FOOT VALVE IN CREEK. 1 HP. PUMP APPROX. 100 FT. FROM CREEK. APPROX 150 YDS. OF UNDERGROUND 2" PVC PIPE SUPPLYING RISERS/FAUCETS TO IRRIGATE ORCHARD AND GARDEN.

MICROFILMED
Copies: White-State, Yellow-Claimant

OCT 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 cfs (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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
27N	2E	33											1						1

Total number of acres irrigated 1

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

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:
THIS WATER RIGHT WAS ORIGINALLY APPLIED FOR JOINTLY BY US AND OUR NEIGHBOR,
ELBERT J. POYNOR UNDER IDWR APPLICATION FOR PERMIT WITH IDENT. # 79-7094.
THIS ORIG. WAS APPROVED BY MR. L.G. SAXTON ON 4 JAN. 1982. AN APPL. FOR AMEND-
MENT WAS APPROVED BY L.G. SAXTON ON 5 SEP 1984 ALLOWING FOR TWO POINTS OF DIVERSION
UNDER THIS SAME PERMIT. I AM HENCEFORTH ONLY CONCERNED WITH MY SINGLE POINT
OF DIVERSION AS INDICATED ON MAP OF PROJECT. RECEIPT OF BENEFICIAL USE CARD WAS
SENT BY IDWR ON 8 MAY 1987. POINT OF USE APPROX. 3.5 MI. EAST OF SALMON R

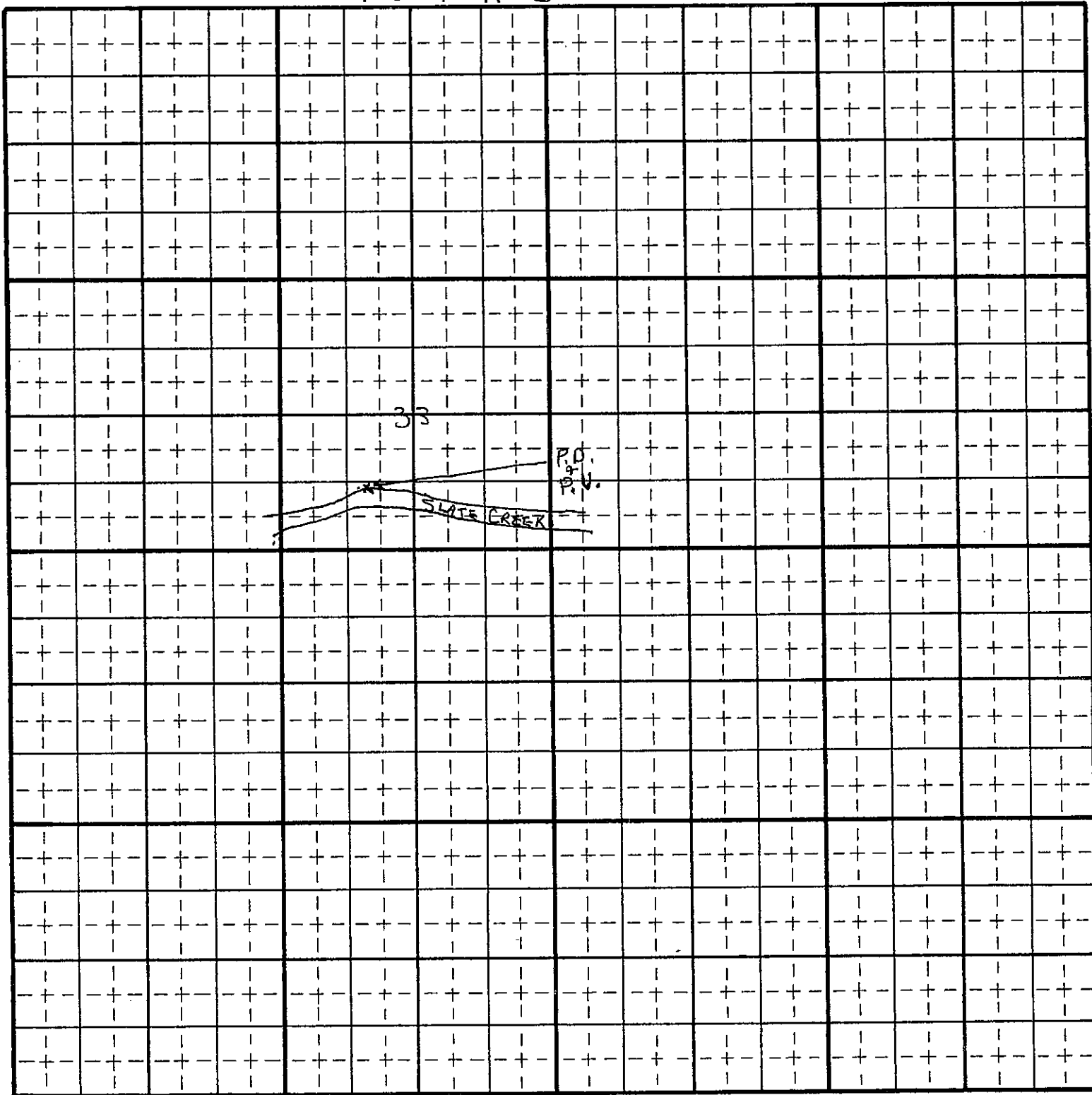
Last Name KLAUS Ident No. A79-07094B

Microfilm
OCT 26 1989

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T27N R2E



Last Name KLAUS

Ident No. A79-07094 B

MICROFILMED
Copies: White-State, Yellow-Claimant
OCT 06 1992

15. Basis of Claim (check one) Beneficial Use XXXX Posted Notice _____ License _____ Permit ✓
Decree _____
If applicable provide IDWR Water Right Number IDENT. # 79-7094 ~~APPLICATION FOR PERMIT~~
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) X [Signature] Date 19 MAY 1988

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 _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 19th day of May 19 88
SEAL Notary Public Carter Fritschle
Residing at Eagle, Id
My Commission Expires 3-21-94
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 KLAUS Ident. Number A 79-07094 B

MICROFILMED
Copies White State Yellow Claimant
OCT 06 1992

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: 39356

Ident. Number A 79-07094 A

Date Received _____

Receipt Number W000524

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUL 20 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) AND/OR ^{SEL} JAMES A. ~~AND~~ ELLA M. KLAUS Phone (208) 839-2291Mailing Address HCO1 BOX 58 WHITE BIRD IDAHO Zip 835542. Date of Priority (Only one (1) per claim) Nov. 17, 19813. Source of water supply (a) SLATE CREEK
which is tributary to (b) SALMON RIVER4. a. Location of existing point of diversion is: Township 27N Range 2E Section 33,
_____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of IDAHOAdditional points of diversion if any: NONE

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,

_____ 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. 2" PVC UNDERGROUND LINE WITH
FOOT VALVE IN CREEK: 1 HP. PUMP APPROX. 100 FT. FROM CREEK.
APPROX 150 YDS. OF UNDERGROUND 2" PVC PIPE SUPPLYING RISERS/FAUCETS
TO IRRIGATE ORCHARD AND GARDEN.

MICROFILMED
Copies: White-State, Yellow-Claimant

OCT 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

0.04 (cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount *0.04* or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) *0.04* (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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
27N	2E	33												1					1

Total number of acres irrigated 1

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

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: THIS WATER RIGHT WAS ORIGINALLY APPLIED FOR JOINTLY BY US AND OUR NEIGHBOR, ELBERT J. POYNOR UNDER IDWR APPLICATION FOR PERMIT WITH IDENT. # 79-7094. THIS ORIG. WAS APPROVED BY MR. L.G. SAXTON ON 4 JAN. 1982. AN APPL. FOR AMENDMENT WAS APPROVED BY L.G. SAXTON ON 5 SEP 1984 ALLOWING FOR TWO POINTS OF DIVERSION UNDER THIS SAME PERMIT. I AM HENCEFORTH ONLY CONCERNED WITH MY SINGLE POINT OF DIVERSION AS INDICATED ON MAP OF PROJECT. RECEIPT OF BENEFICIAL USE CARD WAS SENT BY IDWR ON 8 MAY 1987. POINT OF USE APPROX. 3.5 MI. EAST OF SALMON R.

Last Name KLAUS Ident No. A79-07094B

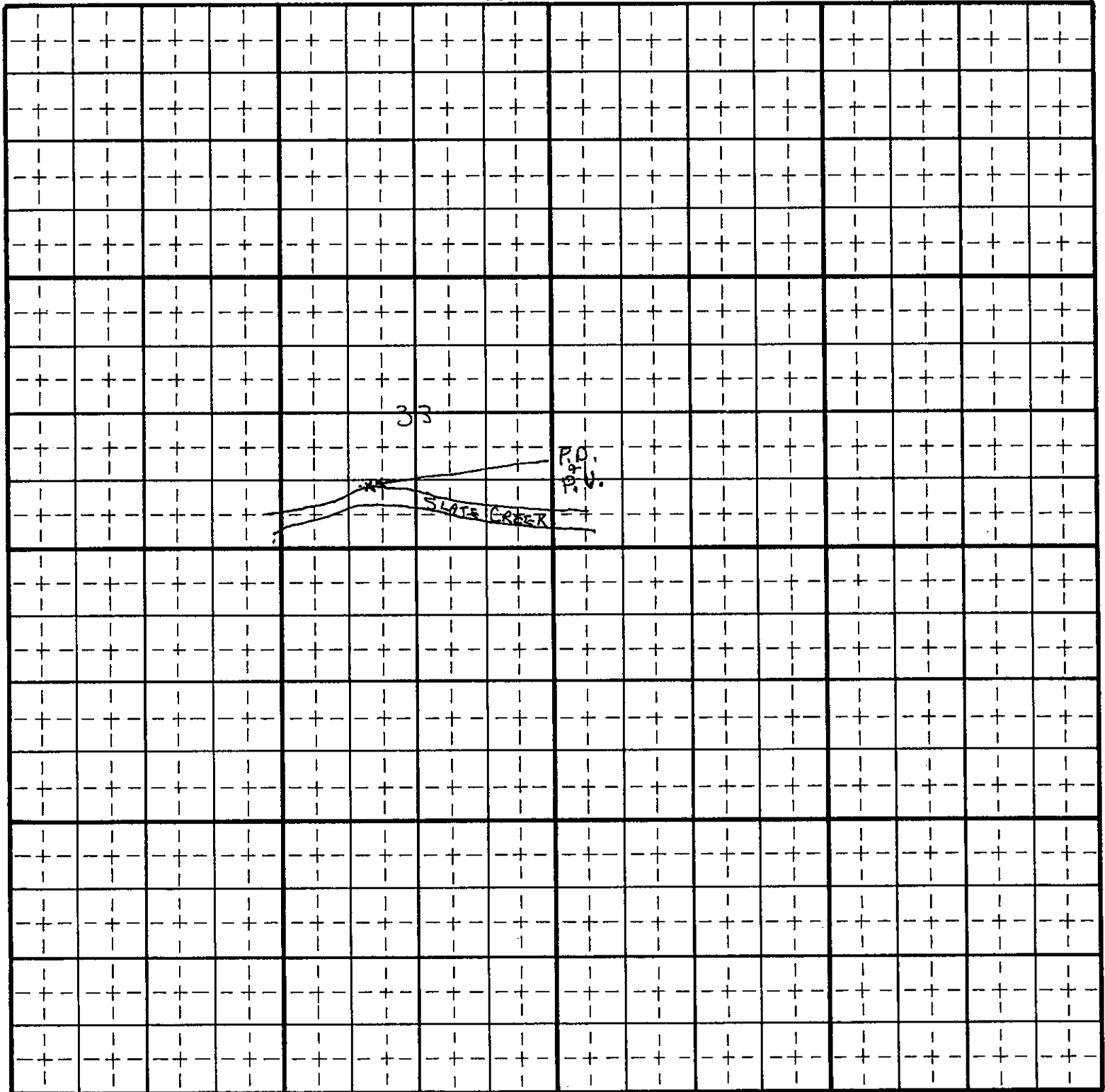
Microfilm of State Water Claimant

OCT 06 1992

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T27N R2E



Last Name KLAUS

Ident No. A79-07094 B

MICROFILMED
Copies: White-State, Yellow-Claimant
OCT 06 1992

15. Basis of Claim (check one) Beneficial Use XXXX Posted Notice _____ License _____ Permit ✓
Decree _____
If applicable provide IDWR Water Right Number IDENT. # 79-7094 ~~APPLICATION FOR PERMIT~~
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) x [Signature] Date 19 MAY 1988

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 _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 19th day of May 19 88
Notary Public Carter Fritschle
Residing at Eagle, Id
My Commission Expires 3-21-94
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 KLAUS Ident. Number A 79-07094 B

MICROFILMED
Copies White State, Yellow Claimant
OCT 08 1992

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

PRE-LICENSE

Ident. Number: A79-070948

Date Received: _____

Receipt No: 0000309

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED
RECEIVED
JUL 25 1991

Department of Water Resources

1. Name: ELBERT J. POYNOR &/OR GERTRUDE E. POYNOR
Address: HC 01 BOX 57
WHITE BIRD, ID 83554

2. Date of Priority: NOV 17, 1981

3. Source: SLATE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
27N	02E	33	SW	SW			IDAHO

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		4.00

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 4.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
27N	02E	33	NW	SW		IRR	1.0
Section Acres							1.0
Total Acres							1.0

A79-07094B

Page 1

Date: 07/08/91

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OCT 06 1992

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

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 _____ 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): Albert J. Roynor Date: 7-23-91

Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of July 19 91

Kim R. Schmader
Notary Public

Seal

Residing at 218 N College
Grangeville, ID
My Commission Expires 1-31-95

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R79-07094B		Prefix Translation: RESEARCH	Old (D) Number -	
+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +				
*** C - CURRENT OWNER ***				
POYNOR		GERTRUDE E	1 - HC 01 BOX 57	
			2 -	
			3 -	
			City- WHITEBIRD	
			State- ID Zip- 83554	
			Phone - 208-000-0000	
POYNOR		ELBERT J	1 - HC 01 BOX 57	
			2 -	
			3 -	
			City- WHITE BIRD	
			State- ID Zip- 83554	
			Phone - 208-000-0000	
+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +				
11/17/1981		14 WESTERN	L - LICENSE	
+ - - - - Source - - - - + + - - - - - Tributary - - - - - +				
SLATE CREEK		SALMON RIVER		
+ - - - - - - - Point of Diversion - - - - - +				
Twn	Rng	Sec	Tract	Lot RFlg County
27N	02E	33	SW SW	(49) IDAHO
+ - - - - - - - Water Use - - - - - +				
Code	Description	Period From	Period To	Diversion Rate Diversion Volume
01 - IRRIGATION		03/15	11/15	0.020 4.00
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +				
0.020		4.00		3.0
+ - - - - - - - Place of Use - - - - - +				
Twn	Rng	Sec	Tract	Lot Acres Code Description County
27N	02E	33	NW SW	1.0 01 IRRIGATION (49) IDAHO
Total Acres:		1.0		
+ - - Diversion Means -				
+ - - Non-Irrigation Use -				
+ - - Other Rights for Same Use -				
+ - - - - - - - Remarks - - - - - +				
No Remarks found.				

OCT 06 1992

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R79-07094B

Prefix Translation: RESEARCH

```
+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
      No Old Water Right Numbers Found
+ - - - - Conditions of Approval - - - - - +
      R31 - This right when combined with all other rights shall provide no
            - more than .02 cfs per acre nor more than 4.0 afa per acre for the
            - lands above.
+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +
                                           00/00/0000
+ - - - - -Comments- - - - - +
      No Comments Found
+ - - Audit Fields - - +
      12/06/91 FRAZEE
+ - - - - Adjudication Rights Dates and Flags Area - - - - - +
      Court Report Filing - 00/00/0000   Field Inspection Made - 00/00/0000   Civil Case Number - 39576
      Objection Filed Date - 00/00/0000   Field Inspection Flag -
      Response Filed Date - 00/00/0000   Verified Date - 00/00/0000   Old Case Number -
      Claim Received Date - 07/07/1988   Last Amended Date - 12/06/1991   Old Judicial District -
                                           Receipt Number - M000309   Temporary Right - P
                                           POU Ownership Flag - Y   Water District -
                                           Name Connector -   Federal/State Indicator - S
                                           Presumption Flag -
                                           Notice of Error Flag -
```

MICROFILMED

NOT IN 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

JAMES A. KLAUS AND 208-839-2291

1. Name of applicant ELBERT J. POYNOR Phone 209-522-3997

Post office address SLATE CR. RT. WHITEBIRD, ID. 83554

2. Source of water supply SLATE CREEK which is a tributary of SALMON R.

3. Location of point of diversion is SE ¼ of SW ¼ of Section 33 Township 27N

Range 2E B.M. IDAHO County, additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.20 for IRRIGATION purposes from 15 MAR to 15 NOV (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.20 cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2-2 HP PUMPS W/SPRINKLER
IRRIGATION AND GRAVITY IRRIGATION. 500 FT. OF
SCHEDULE 160 PVC PIPE (2") WILL BE USED BY EA. APPLICANT.

b. Height of storage dam feet, active reservoir capacity acre-feet; total reservoir
capacity acre-feet, materials used in storage dam:

Period of year when water will be diverted to storage to inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is inches; proposed depth of well is feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: ¼ of ¼ of Section Township

Range B.M.

(2) Amount of power to be generated: horsepower under feet of head.

(3) List number of each kind of livestock to be watered

(4) Name of municipality to be served, or number of families to be
supplied with domestic water

(5) If water is to be used for other purposes describe:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
27N	2E	33									1	5	4						10

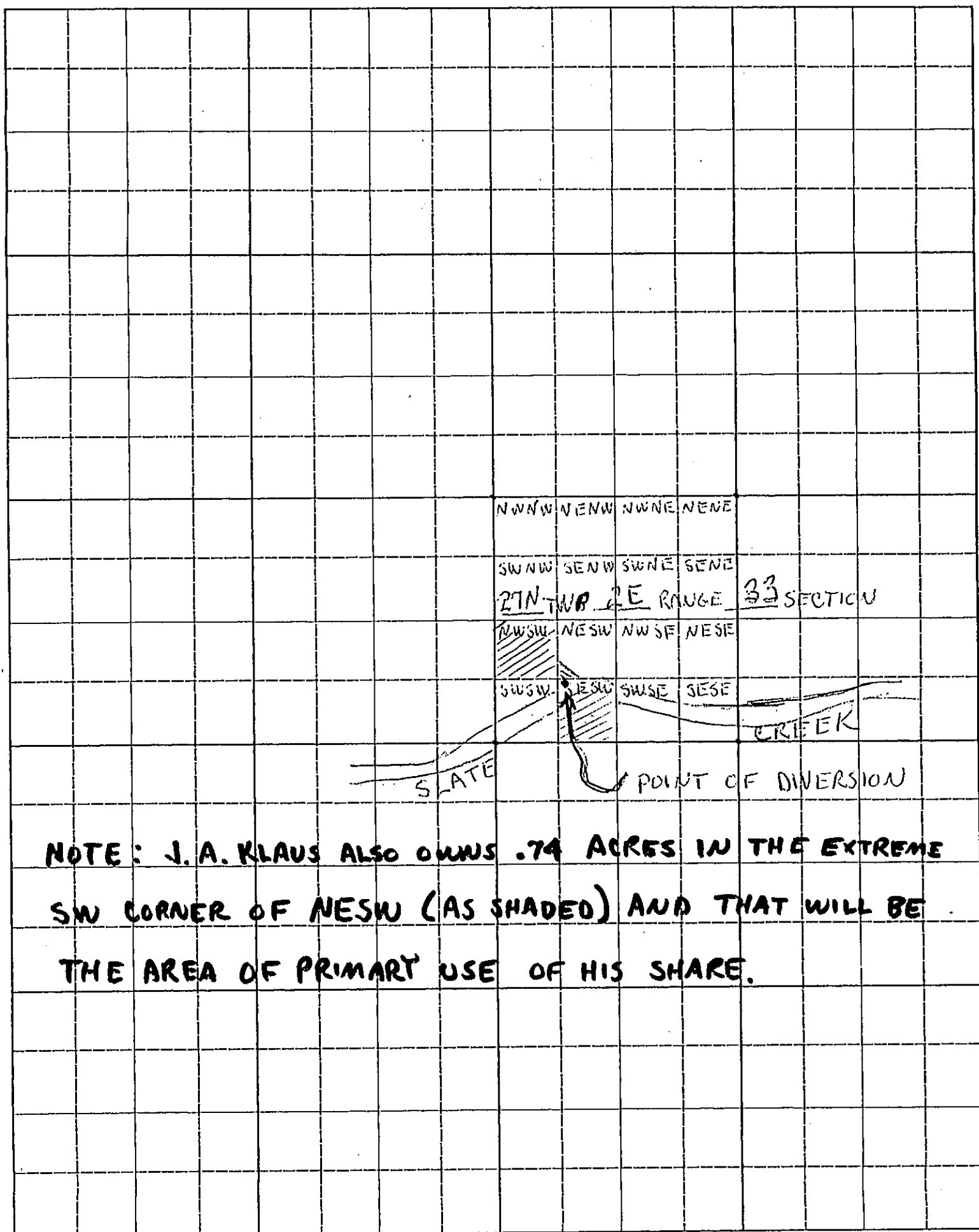
Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above. NONE

9. a. Who owns the property at the point of diversion JAMES A. KLAUS
- b. Who owns the land to be irrigated or place of use BOTH APPLICANTS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks REF. 9A+B ABOVE: FROM POINT OF DIVERSION WATER WILL BE CARRIED BY A PIPELINE WHICH IS PARALLEL WITH THE FENCE LOCATED ON THE WEST BOUNDARY OF THE PROPERTY OF JAMES A. KLAUS. THE PIPELWE WILL BE APPROX. 40 INCHES EAST OF SAID LINE. AT UPPER AREA OF THIS PROPERTY THE LINE WILL "T" TO FURNISH WATER TO BOTH APPLICANTS. TWO LINES WILL BE INSTALLED, BUT INITIALLY ONLY ONE LINE AND ONE PUMP WILL BE USED. AS SOON AS POSSIBLE (PREFERABLY SUMMER 1982) A 2ND PUMP WILL BE PUT INTOUSE.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



NOTE: J. A. KLAUS ALSO OWNS .74 ACRES IN THE EXTREME SW CORNER OF NESW (AS SHADED) AND THAT WILL BE THE AREA OF PRIMARY USE OF HIS SHARE.

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

J. A. Klaus
(Applicant)

Albert J. Boynton

Proposed Priority 11/17/1981

Received by b Date 11-17-81 Time 8:30
20348
Preliminary check by CLS Fee \$ 3000
Receipted by ls Date 11-17-81
Publication prepared by ls Date 11-19-81
Published in Idaho County Free Press
Publication dates 11/20 & 12/3/81
Publication approved ls Date 12/18/81
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS AP

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 79-7094, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 4th day of January, 1982.

J. Glen Saxton
Chief, Operations Bureau

RECORDED

State of Idaho
Department of Water Resources

RECEIVED
SEP 5 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07094B

Department of Water Resources
Western Regional Office

Priority: November 17, 1981

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:¹

4.0 AF

This is to certify, that ELBERT J. POYNOR
HC 01 BOX 57

WHITE BIRD, ID 83554 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated November 17, 1981; and
has submitted Proof of Beneficial Use on July 3, 1986. An examination indicates
that the works have a diversion capacity of .020 cfs of water from:

SLATE CREEK

tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 33, Township 27N, Range 02E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
27N	02E	33	NWSW	1		1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

MICROFILMED

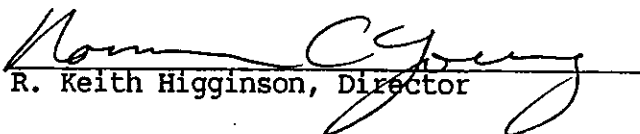
OCT 06 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07094B

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 28TH
day of AUGUST, 1991.


R. Keith Higginson, Director

MICROFILMED

OCT 06 1992

APPROVED

State of Idaho
Department of Water Resources

RECEIVED
JUL 25 1991

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07094B

Department of Water Resources

Date of Priority: November 17, 1981 Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 4.0 AF

Comes now ELBERT J. POYNOR
HC 01 BOX 57
WHITE BIRD, ID 83554

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 79-07094B, and requests that the permit be changed as follows:

Source: SLATE CREEK tributary to SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	03/15 to 11/15	0.02 CFS	4.0 AF
------------	----------------	----------	--------

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 33, Township 27N, Range 02E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
27N 02E 33	NWSW 1			1

Total number of acres irrigated: 1

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Grangeville, ID, this 23rd day of July, 1991.
83530
Elbert J. Poynor
(signature)

MICROFILMED

OCT 06 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07094B

FOR DEPARTMENT USE ONLY

#C02/338

Preliminary check by SL Fee = \$20.00 Receipted by fy Date 7/30/91

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 79-07094B with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

Witness my hand this 28TH day of AUGUST, 19 91.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

OCT 06 1992

12/22/2004

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

RIGHT NUMBER: 79-7094B

NAME AND ADDRESS: ELBERT J POYNOR
HC 01 BOX 57
WHITE BIRD ID 83554

GERTRUDE E POYNOR
HC 01 BOX 57
WHITE BIRD ID 83554

SOURCE: SLATE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.020 CFS

USE OF THIS RIGHT WITH RIGHT NO. 79-7101 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.03 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 4 AF.

PRIORITY DATE: 11/17/1981

POINT OF DIVERSION:

T27N R02E S33 SWSW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS FEBRUARY 15 AND MAY CONTINUE TO AS LATE AS
NOVEMBER 30, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH 15 AND AFTER
NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER
RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE
AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within IDAHO County

T27N R02E S33 NWSW 1.0

1 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 79-7101 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 1 ACRE 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.

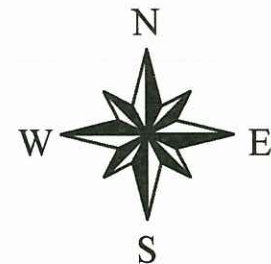
EXPLANATORY MATERIAL: License

79-7094B & 79-7101



T27N R02E
Section(s) 33

○ Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: December 22, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 600 1200 1800 2400 Feet

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: A79-07094B
Date Received: 7/ 7/1988
Receipt No: M000309
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ELBERT J. POYNOR
Address: HC 01 BOX 57
WHITE BIRD ID

83554

Name: GERTRUDE E POYNOR
Address: HC 01 BOX 57
WHITEBIRD ID

83554

2. Date of Priority: NOV 17, 1981

3. Source: SLATE CREEK

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
27N	02E	33	SW	SW			IDAHO

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		4.00

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 4.00 A.F.A.

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
27N	02E	33	NW	SW		IRR	1.0

A79-07094B

Page 1

Date: 12/06/91

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
					Total Acres	1.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

examiner split
licenses into
A & B - part
B was labeled
for Paynor (adj
claim is under
part A - Paynor's
license will be
B - Klaus' lic. is A.

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: A79-07094B
Date Received: 7/22/1988
Receipt No: W000524 RW
Received By: DE ~~AN~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES A. KLAUS 208-839-2291
Address: HC-01, BOX 58
WHITEBIRD, ID 83554

OR

Name: ELLA M. KLAUS 208-839-2291
Address: HC-01, BOX 58
WHITEBIRD, ID 83554

2. Date of Priority: NOV 17, 1981

3. Source: SLATE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
27N	02E	33	SE	SW			IDAHO

5. Description of diverting works:
PUMPS, PIPE, SPRINKLER IRR. & GRAVITY IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
27N	02E	33	SE SW		IRR	1.0
Section Acres						1.0
Total Acres						1.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

2 P/D IN SESW, S33, T27N, R2E. ORIGINAL WATER RIGHT WAS SPLIT
W/ELBERT J. POYNOR. FIELD EXAM ON PERMIT RECOMMENDS IRRIGATION
FOR 1/2 ACRE. SEE ORIGINAL FILE.

15. Basis of Claim: PERMIT

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07094B

Priority: November 17, 1981

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
4.0 AF

This is to certify, that ELBERT J. POYNOR
HC 01 BOX 57

WHITE BIRD, ID 83554 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated November 17, 1981; and
has submitted Proof of Beneficial Use on July 3, 1986. An examination indicates
that the works have a diversion capacity of .020 cfs of water from:

SLATE CREEK

tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 33, Township 27N, Range 02E
IDAHO County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

27N 02E 33

NWSW 1

1

Total number of acres irrigated:

1

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

OCT 01 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

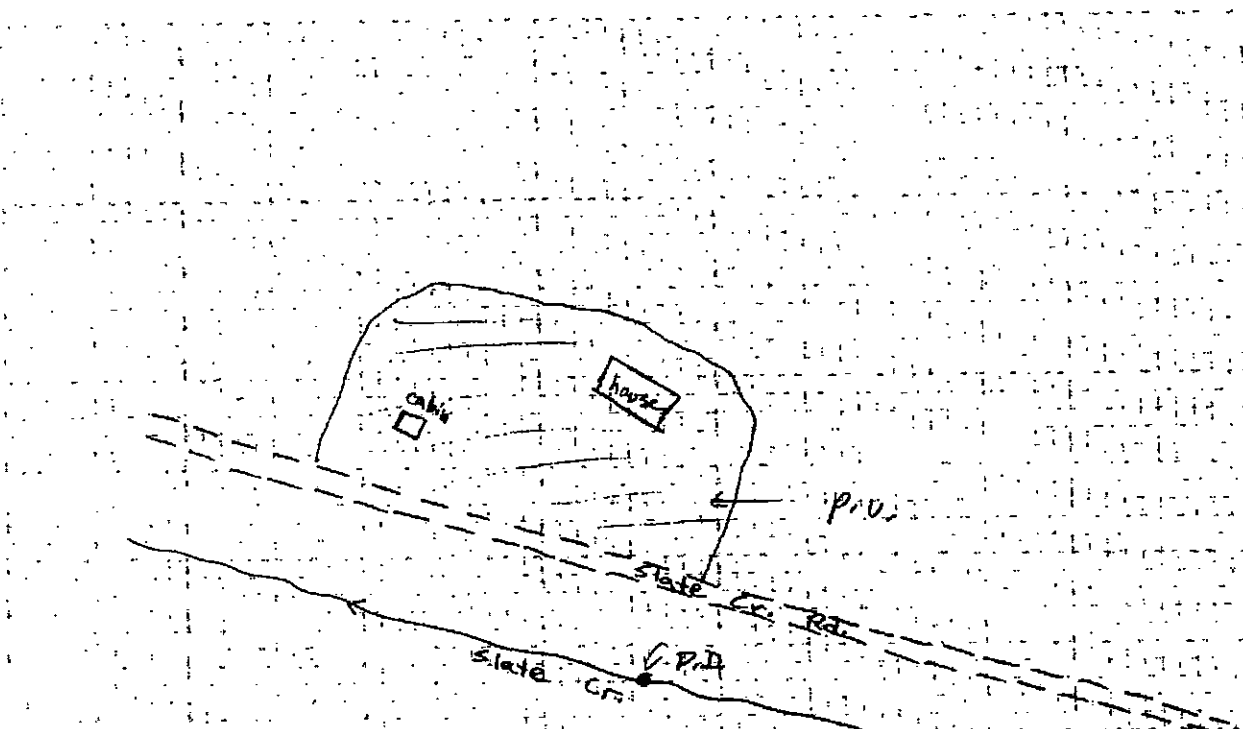
1. Owner: Elbert J. Poyner Permit No. 79-7094 B
Current Address: HC 01 Box 57, Whitebird, ID 83554 Phone No. no phone
2. Accompanied by: owner EXAM. DATE: 8/27/87
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: slate Cr. tributary to Salmon R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7101, 79-7162
(see remarks) ☐ Copies Attached
2. Other water rights with same point of diversion: none
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = not to scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
☒ Photo of Diversion and System Attached (required for irrigation of 10 acres or more)
(required for all but single household domestic groundwater, and stockwater.)