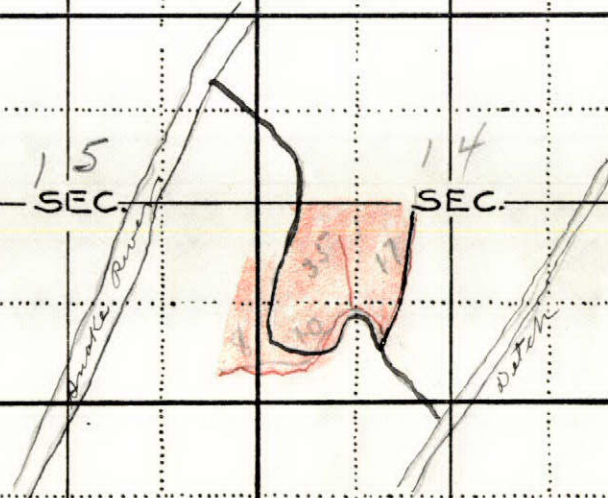


SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

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Tp 9 N 57 W B m



3626

 Canyon County *
 Unnamed Stream *
 1.4 cubic feet per second *
 Irrigation and Domestic Use *
 Priority 4-21-08 *

S T A T E O F I D A H O

Water License No. 3626

WHEREAS, On the 21st day of April, A. D. 1908, G.E. STONE, of Payette, County of Canyon, State of Idaho, duly made application (No. 5107) to me for a permit to use two (2) second feet of the waters of an Unnamed Stream, County of Canyon, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 16th day of May, A. D. 1908, Permit No. 3626 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 16th day of May, A. D. 1909, and for the application to beneficial use of said water on or before the 16th day of May, A. D. 1910, and,

WHEREAS, On the 15th day of May, A. D. 1909, G. E. STONE the holder of said permit, duly made proof of the completion of adequate works for the diversion of two (2) cubic feet per second of said waters, as evidenced by my Certificate No. 3626, dated July 9, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use two (2) cubic feet per second of water, with date of priority of April 21, 1908, and,

WHEREAS, On the 9th day of June A. D. 1910, G. E. STONE, the holder of said permit, duly made proof of the application to beneficial use of 1.4 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to G. E. STONE, of Payette, County of Canyon, State of Idaho, the holder and owner of said Permit No. 3626, a perpetual right, dating from April 21, 1908, to the use of one and four-tenths (1.4) cubic feet per second of the waters of an UNNAMED STREAM, in the County of Canyon and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SE4 of the SW4 of Sec. 14, Township 9 North of Range 5 West of Boise Meridian, and conducted to and upon 70 acres as follows: about 17 acres in the NE4 SW4, 35 acres in the NW4 SW4 and 10 acres in the SW4 SW4 Section 14, also, 8 acres in Lots 1 and 2 section 15, all in twp. 9 N. R. 5 W. B. M., for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 24th day of May, A. D. Nineteen hundred and eleven.

(SEAL)

A. E. Robinson

State Engineer.

67 2023

67-2023

No. 5107.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: G. E. Stone.

Postoffice address: Payette, Idaho c/f F. H. Gregory.

County: Canyon State: Idaho.

2. The quantity of water claimed is two cubic feet per second.

3. Source of water supply: An unnamed stream.

County of *Payette* Canyon

4. Location of point of diversion: In south east quarter of the south west quarter of section 14, Twp. 9 N. R. 5 W. B. M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: As near as known 100 acres.

(b) In the following legal subdivisions: SW $\frac{1}{4}$ Sec. 14 in E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 15, Twp. 9 N., R. 5 W., B. M. (Irrigating portions only as shown on annex map.

6. Estimated cost of works: \$125 to \$150, probably more.

7. Description of works for diversion:

I. Kind of works: A large box and ditches.

II. Dimensions of works:

(a) Height of dam.....Material used in construction: Wood and earth.

(c) Size of headgate: Width ten feet, height eight feet.

(d) Conduit ditch, width at bottom two feet, width at water line about three feet, depth of water ditch about two feet. Average grade per mile is 6.50 feet. Length of conduit is about one mile, and it crosses the following quarter sections: From SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 14 T. 9 N. R. 5 W. to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is one year.

9. Time required for the complete application of the water to the proposed use is six months additional.

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

G. E. Stone,

Applicant.

By.....M. G. Riebeling,....Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3626.

Date of first receipt of application 9.00 a.m. April 21, 1908.

Returned to applicant for correction April 21, 1908.

Corrected application received April 29, 1908.

Recorded in Book 10 Page 3626 Approved May 16, 1908.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same subject to the following limitations and conditions:

Work to begin on or before July 15, 1908, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before November 16, 1908.

The whole of said work to be completed on or before May 16, 1909.

~~The time for proof of beneficial use of water appropriated in accordance herewith, to~~
extend to May 16, 1910.,

Witness my hand this sixteenth day of May, 1908.

Jas. Stephenson, Jr.,

State Engineer.

Notice of proof of completion of works received March 1, 1909, fixing May 15th, 1909 as date and Payette, Idaho as place of proof.

Publication notice mailed Payette Enterprise March 5, 1909.

Deposition blanks mailed applicant March 5th, 1909.

C. D. Lattig authorized March 5, 1909, to make examination of works.

His report, affidavit of publication, depositions of holder and witnesses, and fees received May 19, 1909.

Certificate of Completion issued July 9th, 1909.

PERMIT No. 3626.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern;

This is to certify that G. E. Stone of Payette, County of Canyon, and State of Idaho, the holder of Permit No. 3626, issued upon Application No. 5107 bearing date of priority of April 21, 1908, authorizing the diversion of two second feet of the waters of an un-named stream, county of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use two second-feet of the waters of an un-named stream; that the point of Diversion of said waters is at a point in the Southeast quarter of the Southwest quarter ($SE\frac{1}{4}SW\frac{1}{4}$) of Section 14, Township 9 North of Range 5 West, Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Parts of the Southwest quarter ($SW\frac{1}{4}$) of Section 14 and the East half of the Southeast quarter ($E\frac{1}{2}SE\frac{1}{4}$) of Section 15, Township 9 North of Range 5 West, Boise Meridian.

Witness my hand this ninth day of July, A. D. 1909.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 14 second feet

Page ~~803~~
805

MEMO TO FILES

DATE: 12/9/85

APPLICANT: ALDULA G. ANDERSON

LICENSE
CLAIM NO: 67-2023 & B/D C.N. 65-3556

SUBJECT: CORRESPONDENCE & RECORD OF PHONE CONVERSATION.

CORRESPONDENCE CONCERNING ABOVE RIGHT SHOULD BE SENT TO KENNETH E. EBRIGHT,
RT. 2, Box 128, Weiser, ID 83672.

RECEIVED PHONE CALL ABOVE DATE FROM THE EBRIGHT'S EXPRESSING THEIR CONCERN ABOUT
THE ALDULA G. ANDERSON RIGHTS (CLAIMS) 65-3556 & 67-2023. THE EBRIGHT'S HAVE
PURCHASED THE PROPERTY INVOLVED. CLAIM 65-3556 IS A BENEFICIAL USE
CLAIM FOR A GROUNDWATER RIGHT FOR DOMESTIC & STOCK WATER. THE CLAIM
WAS DISALLOWED FOR THE PAYETTE ADJUDICATION AS HAVING ITS SOURCE ~~OUTSIDE~~
OUTSIDE THE PAYETTE R. DRAINAGE BASIN. LICENSE 67-2023 WAS ALSO CLAIM
WITH THE ADJUDICATION. THE SOURCE IS FROM AN UN-NAMED STREAM (DRAIN)
TRIBUTARY TO THE SNAKE R., & WAS LICENSED FOR THE IRRIGATION OF 70 ACRES &

1.4 CFS. THIS ADJUDICATION CLAIM PROBABLY SHOULD HAVE BEEN DISALLOWED
THE SAME WAY AS 65-3556, BUT FOR SOME REASON, NO ACTION WAS EVER TAKEN.
PERHAPS THIS WAS BECAUSE OF TEMPORARY LOSS OF THE RECORD OR SOME
SUCH THING.

MR. EBRIGHT EXPRESSED MRS. ANDERSON'S CONCERNS THAT THE IRRIGATION OR
DITCH CO. HAD ALWAYS TRIED TO REVERSE ON THE FREE DELIVERY OF WATER
FOR THIS RIGHT PER THE ORIGINAL AGREEMENT FOR DITCH RIGHT-OF-WAY. THIS
PROBABLY IS THE DITCH FROM WHICH THE UNNAMED STREAM (DRAIN) EMANATES
IT WAS EXPLAINED TO THE EBRIGHTS THAT THE TWO RIGHTS WERE UNDOUBTEDLY
VERY VALID, BUT THAT NEITHER WAS A RECOGNIZED RIGHT FOR THE PAYETTE
ADJUDICATION. THIS IS SOMETHING THE ORIGINAL CLAIMANT, ALDULA
ANDERSON, APPARENTLY DID NOT UNDERSTAND, OR COULD NOT MAKE THE DIS-
TINCTION.

(SEE MEMO TO 65-3556)

MICROFILMED

WATER RIGHT NUMBER 67-2023

OWNER LAST NAME - STONE ✓

FIRST NAME - G. E.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - PAYETTE ✓

STATE - ID ZIP CODE -

SOURCE - UNNAMED STREAM ✓

TRIBUTARY OF - SNAKE RIVER ✓

STAGE - LICENSE ✓

STATUS -

PRIORITY - 04-21-1908 ✓

COUNTY - PAYETTE ✓

TOTAL DIV. RATE -

1.4000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 14 09N 05W LOT REDIV -

272.0 294.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.8

FROM - TO -

USE - IRRIGATION ✓

USE DIV. RATE -

1.4000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC ✓

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 09N RNG 05W SEC 14 ✓

TRACT NESW LOT

AC 17 TRACT

NWSW LOT

AC 35

TRACT SWSW LOT

AC 10

USE - IRRIGATION

PLACE OF USE - TWN 09N RNG 05W SEC 15 ✓

TRACT NENE LOT 01

AC 04 TRACT

SENE LOT 02 AC 04

DECREE NAME -

DATE -

TOTAL ACRES

70 ✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 3626 ✓

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

01 WATER RIGHT NUMBER - 67-2023

02 OLD (D) NUMBER - 3626

03001 - STONE
LAST NAME04001 - G. E.
FIRST NAME05001 - C
ORIG. OWNER

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - PAYETTE

10 STATE - ID

11 ZIP -

12 STAGE - L LICENSE

13 STATUS -

14001 - UNNAMED STREAM
SOURCE15001 - SNAKE RIVER
TRIBUTARY OF

16 DIVERSION MEANS -

17 COUNTY - 75 PAYETTE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 1.400

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----														
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S								
22001 -	SESW	23001 - 14	24001 - 09N	25001 - 05W	26001 -	27001 -								
				28001 -	0	272.0	294.0	0.0	0.0	0.0	0.0	0.0	0	0 0 0 0.8

29 NON-IRRIGATION USE -

----- PLACE OF USE -----							
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT	
30001 - 01 IRRIGATION	31001 - 09N	32001 - 05W	33001 - 14	34001 - NESW	35001 - 17	36001 -	
30002 - 01 IRRIGATION	31002 - 09N	32002 - 05W	33002 - 14	34002 - NWSW	35002 - 35	36002 -	
30003 - 01 IRRIGATION	31003 - 09N	32003 - 05W	33003 - 14	34003 - SWSW	35003 - 10	36003 -	
30004 - 01 IRRIGATION	31004 - 09N	32004 - 05W	33004 - 15	34004 - NENE	35004 - 04	36004 - 01	
30005 - 01 IRRIGATION	31005 - 09N	32005 - 05W	33005 - 15	34005 - SENE	35005 - 04	36005 - 02	
							TOTAL ACRES: 70

----- WATER USE -----				
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME
37001 -	38001 -	39001 - 01 IRRIGATION	40001 - 1.400	41001 - 0.00
37002 -	38002 -	39002 - 43 DOMESTIC	40002 - 0.000	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 -
REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47 PRIORITY	- 21-APR-1908	55 LICENSE	- 31-JAN-1979	63 TRANSFER/AMENDED	-
48 PROOF DUE	-	56 APPL RECEIVED	-	64 DLE/CAREY ACT	-
49 PROOF MADE	-	57 FIELD EXAM MADE	-	65 FLAG_1	-

WRR100
67-2023

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
13-MAY-1986 16:06:09

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
50	APPROVE/DENIED-	58	DECREE	66	FLAG_2
51	PROTESTED -	59	START WORK	67	FLAG_3
52	HEARING -	60	ORDER SHOW CAUSE		
53	VERIFIED - 6-MAY-1985	61	DATE_1		
54	LAST UPDATE - 6-MAY-1985	62	DATE_2		

IDENT. NO. 67-2023

WATER RIGHT
DATA ENTRY LOG

[illegible]

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

67-2023

MAY 17 1971

Department of Water Administration

Notice is hereby given that Aldula G. Anderson

(Name of Claimant)

Route #1, Box #307, Payette, Idaho 83661

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) April 21, 1908

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) unnamed stream

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)

Use domestic Period of Use From Jan. 1 To Dec. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both Dates Inclusive)

Use irrigation Period of Use From April 1 To Oct. 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

(4) Quantity of water claimed: 1.4 Cubic Feet Per Second, or _____ Acre Feet Per Annum, and/or _____ Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source. SE 1/4 SW 1/4, Sec. 14, Twp. 9N, Rge. 5W, B.M.; additional points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)

Give sizes and capacities; be as specific as possible.

diversion dam and ditch

(6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
9N	5W	14									17	35	10						62

Total No. of acres 62

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

(7) Effluent, sewage waste, or return water from this use is discharged into Same unnamed stream (drain), tributary to Snake River

(8) If you are claiming water as a member of an organization, list name of organization: _____

(9) Remarks _____

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case. _____

☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.: 67-2023

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

May 17, 1971

(Date)

Aldula G. Anderson
(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Ada

Organization Seal

On this 17 day of May, in the year 1971, before me,

a notary public, personally appeared Aldula G. Anderson known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

Notary Public residing at Boise Idaho

My commission expires 2-18-1974

Report of Engineer

1. State name of applicant and number of permit: G. E. Stone - Permit 3626
2. State source of water supply: Unnamed stream.
3. Location of point of diversion: SE4 SW4 Sec. 14, Tp. 9 N., R. 5 W.B.M.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: yes

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 2 ft
- (b) Width at water line: 3 ft
- (c) Depth of water: 10"
- (d) Grade per mile: about 6 to 10 ft.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

about 17 acres N.E. 1/4 of S 22 T 9 N R 5 W

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: about 17 acres N.E. 1/4 of S 22 T 9 N R 5 W

" 3.5 " N.W. 1/4 of S 22 T 9 N R 5 W " 14

" 1.0 " S.W. 1/4 of S 22 T 9 N R 5 W " 14

" 8 " on lots 1 & 2 Sec 15

Tp 9 N S 22 T 9 N R 5 W - 70 acres in all

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

John W. Cage
Water Commissioner

Best #3

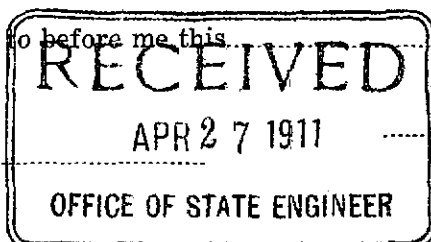
STATE OF IDAHO,

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 190_____

My Commission Expires _____



Notary Public.

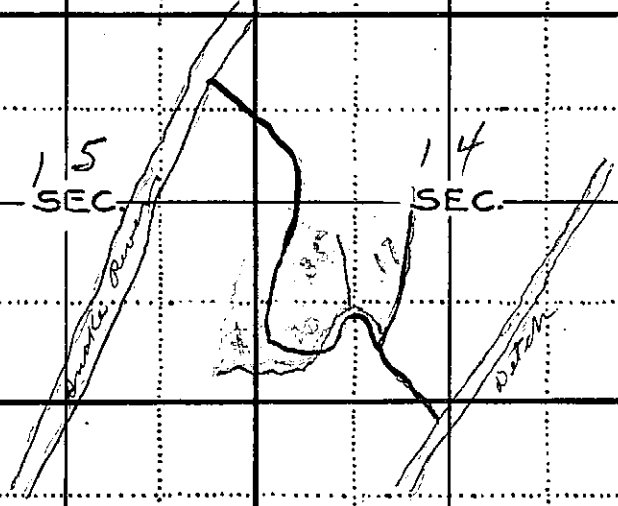
3626

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

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APR 27 1911
OFFICE OF STATE ENGINEER

T₁₀ 9 N. 57 W. B M.



3626