

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: A75-11614

Date Received: 8/14/1992

Receipt No: E017718

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANNLEY MORGAN 208-756-3786
Address: 803 14TH STREET
SALMON ID 83467

OR

Name: ELISABETH MORGAN 208-756-3786
Address: 803 14TH STREET
SALMON ID 83467

2. Date of Priority: APR 1, 1961

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	21E	1	NE	NE			LEMHI

5. Description of diverting works:
PRIVATE DITCH, 6" DEEP 12" WIDE; APPROX. 1/8 MILE LONG

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.030		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
22N	21E	36	SE	SE	IRR	1.0
Section Acres						1.0
Total Acres						1.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

\$50.00 LATE FEE
 \$50.00 CLAIM FEE
 \$10.00 ACACAGE FEE
 \$101.00 DUE

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

A75-11614 / 90

Date Received

Receipt Number

E01771

8-7-92

NOTICE OF CLAIM
 TO A
 WATER RIGHT
 ACQUIRED UNDER STATE LAW

RECEIVED
 AUG 14 1992

Department of Water Resources
 Eastern District Office

Please type or print clearly

1. Name of Claimant (s) STANLEY OR ELISABETH MORGAN Phone (208) 756-3786Mailing Address 803 14th STREET, SALMON, ID Zip 834672. Date of Priority (Only one (1) per claim) APRIL 1, 19613. Source of water supply (a) JESSIE CREEK
 which is tributary to (b) SALMON RIVER4. a. Location of existing point of diversion is: Township 21N Range 21E Section 1
1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of LEWIS

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

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.

WATER IS DIVERTED INTO A
PRIVATE DITCH, 6" DEEP 12" WIDE 1/2 ABOUT 1/8 MILE LONG

A751614



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DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/15 amount 0.03 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>22N</u>	<u>21E</u>	<u>36</u>																<u>1</u>	<u>1</u>

Total number of acres irrigated 1

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:

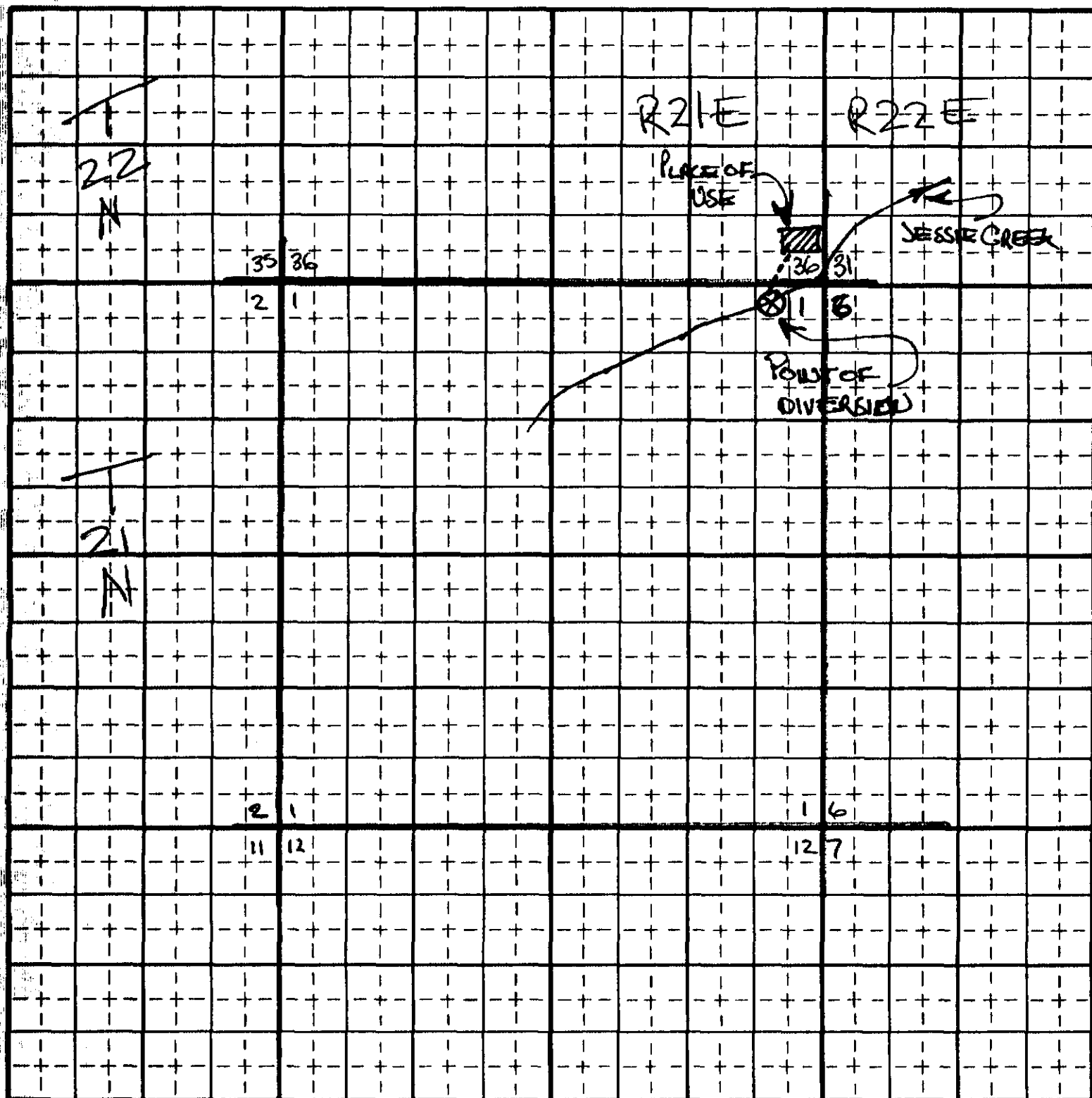
Last Name MORGAN Ident No. _____

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Copies: White - State, _____
DEC 15 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



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DEC 15 1992

Last Name

MORGAN

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

X Signature of Claimant (s) Stanley Morgan Date _____

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, 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 Lemhi) SS.

X Subscribed and sworn (or affirmed) before me this 12 day of Aug 19 92

SEAL

Notary Public Carl U. Meyer

Residing at Salmon

My Commission Expires 4-25-1997

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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DEC 15 1992

Copies White-State, Yellow-Claimant

FOR ORIGINAL

RECEIVED

SEP 30 1993

Department of Water Resources
Eastern District Office

Dear Mr. Dunn,

I'm writing this letter at the request of my friend Robert Wiederrick of Salmon Idaho regarding a certain ditch at the base of Leesburg Hill that supplies his property with irrigation water at 1403 Cleaveland.

We used this same ditch for our place back in 1964 to 1966. We owned the old Smith place which was across the road from where he is now.

Hopefully this will verify the long term existence of that ditch and help Mr. Wiederrick to establish his right to the present use of it.

MICROFILMED

APR 19 1994

Thank you
Jim Watson

Case # A7511614

POOR ORIGINAL

9-28-93

Mr. Dunn

What is the next step for getting this situation out here taken care of. I think you should have enough letters by now to have proof the ditch has been there for a long time - longer than the Bielby's ownership of the plat across the street West. Please let us know what we should do.

Stan Morgan

905 Bryan

Salmon Id. 83467

MICROFILMED

RECEIVED

APR 19 1994

SEP 30 1993

Department of Water Resources
Eastern District Office

August 31, 1993

To whom it may concern:

I, Ed Smith, lived on property at the foot of Leesburg Hill from 1938 to 1946 and later in 1950, the property now owned by Robert Wiederrick, I used the water in the ditch on that property to water a small orchard I had at that time. What water I didn't use, went on down the hill across the property now owned by Mrs. Betty and across the road and down the property now owned by Stanley Morgan.

Edgar W. Smith

Water right
Stanley Morgan
975-11614

Notarized by Ed F. Smith - on 9-2-93 Edgar W. Smith appeared before me & signed said document.
Notary expires 4-2-98.

Idaho

9-2-93
Ed F. Smith

RECEIVED

SEP 07 1993

MICROFILMED
Department of Water Resources
Eastern District Office
APR 19 1994

8-12-93

IDAHO DEPARTMENT OF WATER RESOURCES
900 North Skyline
Idaho Falls, ID 83402

RECEIVED

AUG 18 1993

Department of Water Resources
Eastern District Office

RE Case #A75-11614

I, Robert Morgan, wish to make this statement concerning
the water rights case of Stan Morgan, #A75-11614.

Stan, my father, and my family moved to the property at
14th and Bryan Streets in 1960. I recall the ditch in
question being there then and being used by us for lawn
and garden irrigation from 1960 continuously until just
recently when it was blocked off by Mr. Bielby.

Sincerely,

Robert Morgan
1119 Hwy 93 N.
Salmon, ID 83467

Robert Morgan

Curt V Meyer

MICROFILMED

APR 19 1994

Aug 9, 1993

To whom it may concern,

In 1950, I was buying and farming the acreage north of the five lots I now own (as of 1960) At that time there was a ditch running through the property the Bielby now own, and across the road ~~west~~ East. When I bought the five lots, there was water running through the Bielby property and across the road east to my property. I filed water rights for that water April 1, 1961 when I first used it to water the lawn & trees on my property and I have used the water since that time. Stanley Morgan

RECEIVED

AUG 11 1993

Department of Water Resources
Eastern District Office

Water Right No
A75-11614

Stanley Morgan
(905 Bryan Ave) (res)
803 14th (property)
Salmon Lake
83467

Curt V Meyer

MICROFILMED

APR 19 1994

A7S-11614

POOR ORIGINAL

Claim No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Stanley Morgan

(Name of Claimant)

Box 248 Salmon Idaho
(Mailing Address)

83467
(Zip Code)

Telephone No. 756-3786

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1961

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Jessie Creek tributary to Salmon River.

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

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)		
Quantity <u>0.01</u>		Use <u>Irrigation.</u>		Period of Use From <u>April 1</u>	To <u>Nov. 1</u>		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		

- (4) 0.01 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NE 1/4, Sec. 1 Twp. 21N Rge. 21E B.M., County of Lemhi.

Additional points of diversion: _____

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. Describe any changes in the system and give the date of the change. Water diverted into private ditch 6" deep 12" wide & about 1/2 mile long.

- (6) A) 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	
<u>22</u>	<u>21E</u>	<u>36</u>																<u>1</u>	<u>1</u>

No. of acres 1

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

NOTE: Include here the type and number of stock watered: _____

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

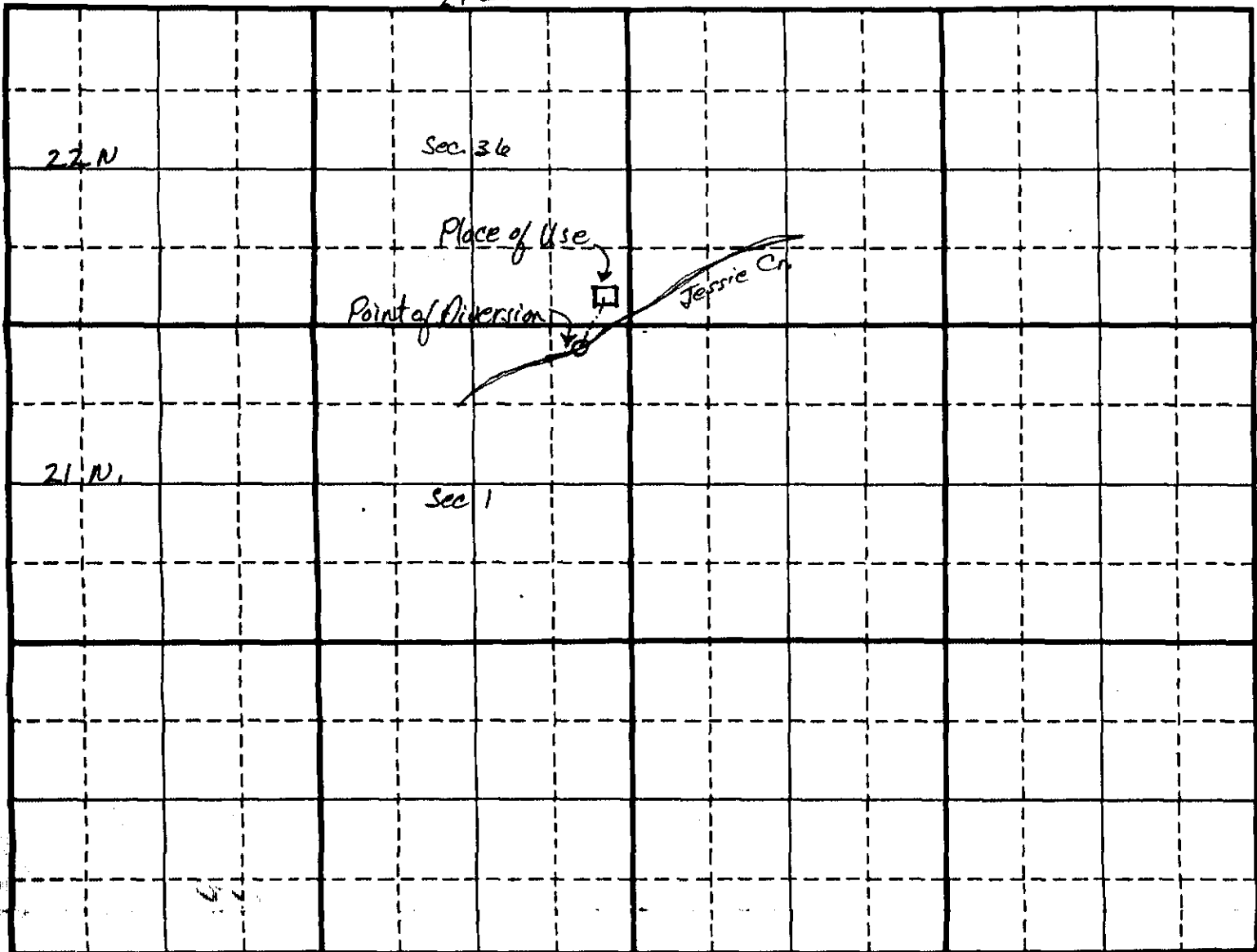
POOR ORIGINAL

MICROFILMED

APR 19 1994

(8) Remarks

21 E.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Lemhi) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 21st day of February, 1979.

Stanley Morgan
(Claimant)
John Burch
Notary Public
Residing at Salmon, Idaho

My commission expires 12-21-82

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by <u>ENC</u>	Date <u>3/21/79</u>		claimant by: _____	
\$20.00 fee received by _____	Date _____			
Published in _____				
Dates _____				