



State of Idaho

Department of Water Resources
Eastern Region

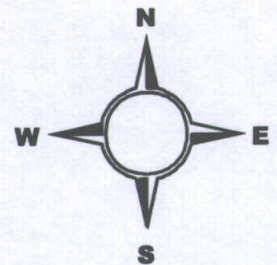
Water Rights(s): 31-04016



1320 0 1320 2640 3960 Feet

-  Point of Diversion
-  Camas National Wildlife Refuge Boundary
-  Place of Use
-  Quarter Section Lines
-  Section Lines

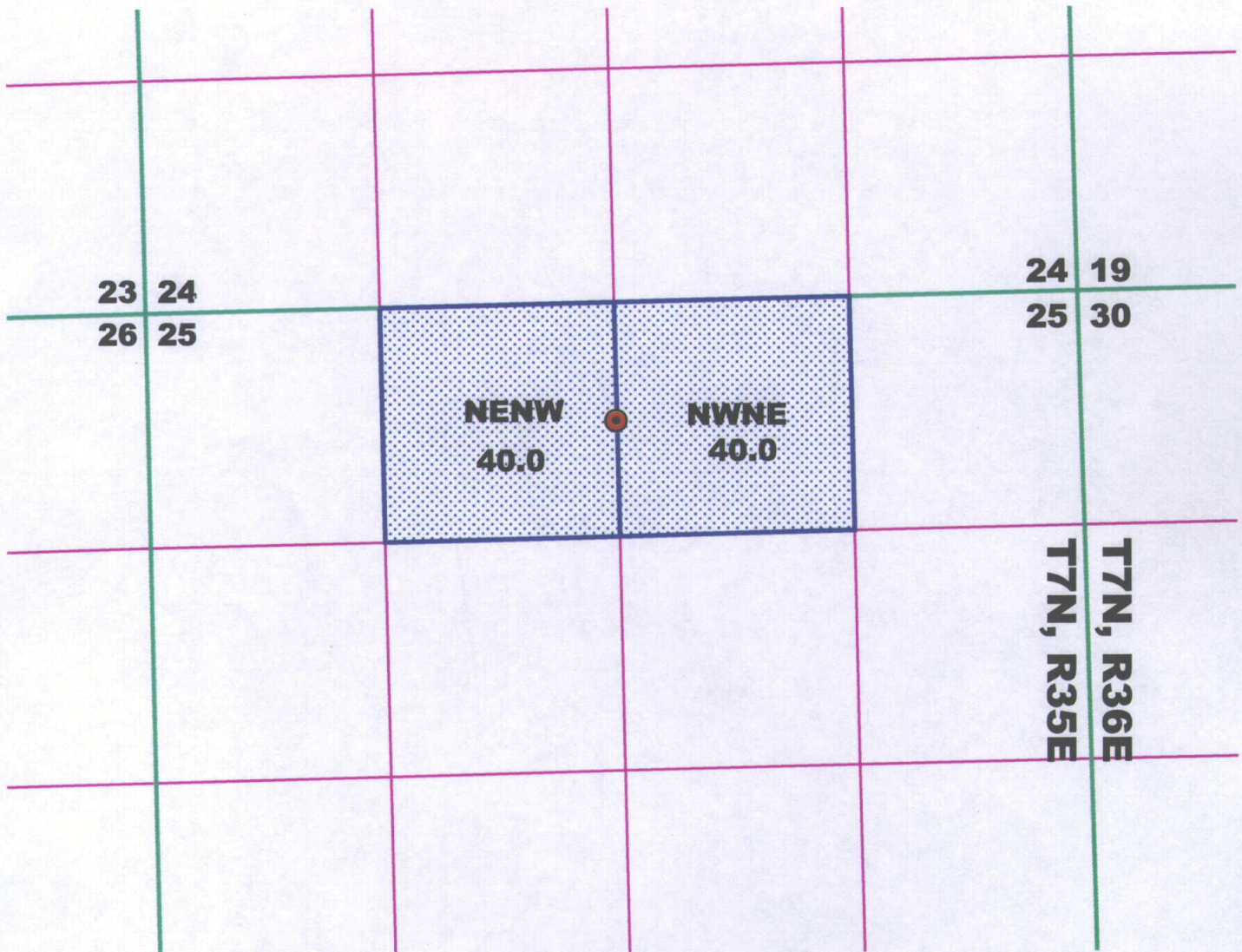
Total Irrigated Acres: 80.0



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: C. Saxton
Date: December 2000

WR # 31-04016

FWS



Total Irrigated Acres: 80

Acreage Distribution

Prepared by: C. Saxton
Date: November 2000

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

11/08/2000

RIGHT NUMBER: 31-4016

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI FISH AND WILDLIFE SER
DIVISION OF ENGINEERING
911 NE 11TH AVE
PORTLAND, OR 972324181

SOURCE: GROUND WATER

QUANTITY: 1.6 CFS
280 AFY

PRIORITY DATE: 06/15/1955

POINT OF DIVERSION: T07N R35E S25 SENENW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.60 CFS 280.0 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON
County

T07N R35E S25	NWNE	40	T07N R35E S25	NENW	40
80 ACRES TOTAL					

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: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-4016

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI FISH AND WILDLIFE SER DIVISION OF ENGINEERING 911 NE 11TH AVE PORTLAND, OR 972324181 (503)231-6145

Attorney HAUGRUD K JACK OR D ZANE OR M GHELETA
US DEPARTMENT OF JUSTICE
ENV & NR DIVISION
550 W FORT ST BOX 33
BOISE, ID 83734
(202)272-4134

Also Known As FWS
PORTLAND, OR 97232

Original Owner MARTIN D SCHLAGEL

Priority Date: 06/15/1955
Basis: Beneficial Use
Status: Valid

<u>Source</u>	<u>Tributary to</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	1.6 CFS	280 AFA	
Total Diversion			1.6 CFS	280 AFA	

Point(s) of Diversion:							
Township	Range	Section	1/4 of 1/4 of 1/4			Lot	County
07N	35E	25	SE	NE	NW		JEFFERSON

IRRIGATION Use:
Acre Limit: 80

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	35E	25		NWNE	40									
				NENW	40									

Total Acres: 80

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
csaxton	11/8/00	POD	Point of diversion also known as Well # 9.

Dates:

Licensed Date:
 Claim Received Date: 03/25/1993
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Review Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	11/8/00 1:43:14 PM	csaxton			In Process
POD	11/8/00 1:46:05 PM	csaxton			In Process
POU	11/8/00 1:51:34 PM	csaxton			In Process
Priority Date	11/8/00 1:43:52 PM	csaxton			In Process
Quantity	11/8/00 1:59:14 PM	csaxton			In Process
Season	11/8/00 1:58:02 PM	csaxton			In Process
Source	11/8/00 1:49:35 PM	csaxton			In Process
Summary	11/8/00 2:19:45 PM		11/8/00 2:19:45 PM	csaxton	Complete
Use	11/8/00 1:50:03 PM	csaxton			In Process

Other Information:

Receipt Number(s):
 State or Federal: S
 Owner Name Connector:
 Overall Max Diversion Rate: 1.6
 Overall Max Diversion Volume: 280
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log Text</u>
Contacts	11/8/00 1:43:12 PM	csaxton	1. Appointment has not been scheduled. Comment for 1: Met with Jerry Deutscher on several occasions. Edited point location
POD	11/8/00 1:48:56 PM	csaxton	1. (YES) The basis is beneficial use.
POD	11/8/00 1:46:04 PM	csaxton	4. (NO) There is not evidence that there has been a change in the Point of Diversion. 6. (YES) The file contains all the necessary information to verify the POD. Comment for 6: NWMD Field Exam 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POU	11/8/00 1:51:32 PM	csaxton	1. (YES) The POU is required. 2. (YES) The basis of claim is beneficial use. 5. (NO) There is no evidence that there has been a change in the POU. 9. (YES) The file contains all the necessary information to verify the POU. Comment for 9: NAPP Photography, TerraServer Aerial Photos and discussions with Jerry Deutscher.

Priority Date 11/8/00 1:43:50 PM csaxton

- 12. (NO) POU remark was not required.
- 13. (NO) POU condition was not required.
- 1. (NO) There has not been a later court decree of the water right(s) from the water source.
- 4. (YES) The basis of claim is beneficial use.
- 4b. (NO) The priority date was not claimed after the date a permit was required for the source and water use.
- 10. (YES) The claim file contains sufficient evidence of priority date.
- 12. (YES) The claim is recommended.
- 13. (YES) The claim is coded correctly.
- 14. (NO) Priority remark was not required.
- 15. (NO) Priority condition was not required.

Quantity 11/8/00 1:59:12 PM csaxton

- 1. (YES) The basis of claim is beneficial use.
- 5. (NO) A flow measurement was not required.
- Comment for 5: NWMD Field Exam
- 6. (YES) The source is ground water and the purpose of use requires a diversion volume limit.
- 8. (YES) Irrigation is a purpose of use.
- 9. (NO) Quantity remark was not required.
- 10. (NO) Quantity condition was not required.

Season 11/8/00 1:58:01 PM csaxton

- 1. (YES) The basis of claim is beneficial use.
- 4. (NO) There is not evidence that there has been a change to the period of use.
- 9. (YES) The file contains all the necessary information to verify the period of use.
- 11. (NO) The basis of is not a decree, license, or a transferred beneficial use right that has had the period of use administratively determined.
- 13. (YES) Irrigation is the purposed use.
- 15. (NO) Period of Use remark was not required.
- 16. (NO) Period of Use condition was not required.

Source 11/8/00 1:49:33 PM csaxton

- 1. (YES) The basis is beneficial use.
- 4. (NO) There is not evidence that there has been a change in the Source.
- 7. (YES) The file contains all of the necessary information to verify the source.
- Comment for 7: NWMD Field Exam

Summary 11/8/00 2:19:43 PM csaxton

- 8. (NO) The source is not surface water.
- 10. (NO) Source remark was not required.
- 11. (NO) Source condition was not required.
- 1. (YES) The basis of the claim is beneficial use.
- 2. (YES) All the water being used for all the purposes is being claimed and to the extent it was claimed.
- 5. (NO) General remark was not required.
- 6. (NO) Explanatory remark was not required.
- 7. (YES) Additional condition was required.
- 8. (YES) Wanted to view the recommended right.
- 9. (NO) This is not a split right.
- 10. (NO) This is not a combined right.
- 11. (NO) Documents were not linked or attached to this file.
- 12. (YES) Set the verification date.

Use 11/8/00 1:50:02 PM csaxton

- 1. (YES) The basis of claim is beneficial use.
- 4. (NO) There is not evidence that there has been a change to the purpose of use.
- 9. (YES) The file contains all the necessary information to verify the purpose of use.
- 11. (NO) Purpose of Use remark was not required.
- 12. (NO) Purpose of Use condition was not required.

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: 431-04016
Date Received: 3-25-93
Receipt No.: XVIII
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: United States of America Phone: 503-231-6145
(Fish and Wildlife Service)
Address: Division of Engineering
911 NE 11th Avenue
Portland, OR 97232-4181

2. Date of Priority: June 15, 1955

3. Source: Groundwater (Well #9) Trib. to: _____

4. Point of Diversion:

Township 7N Range 35E Section 25, NE1/4 of NW1/4, B.M.,
County of Jefferson

Additional Points of Diversion _____

5. Description of diverting works: Well, 40 hp pump, 6" mainline, and handlines.

6. Water is claimed for the following purposes:

Purpose	From	To	C.F.S. or A.F.A.
Irrigation/Wildlife	Apr.15	Oct.15	1.60

7. Total Quantity Claimed is:
1.60 C.F.S. (and/or) _____ A.F.A.

8. Total consumptive use claimed is 200 Acre Feet Per Annum.

A3104016



United States of America
Fish and Wildlife Service

MICROFILMED

NOV 14 1996

9. Non-irrigation uses: Wildlife.

10. Place of Use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	of	<u>1/4</u>	<u>Use</u>	<u>Acres</u>
7N	35E	25	NE		NW	I	40
7N	35E	25	NW		NE	I	40

Total Number of Acres Irrigated: 80

11. Place of use, county(ies): Jefferson

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

13. Other Water Rights Used: IDWR Water Right Numbers 31-0231, 31-0269, 31-0270, 31-0271, 31-0272, 31-0273, 31-0274, 31-0275, 31-0276, 31-0277, 31-0278, 31-0279, 31-0280, 31-0281, 31-0282, 31-0283, 31-0284, 31-2251, 31-2322, 31-2350, 31-2362, 31-2363, 31-4066, 31-7301.

14. Remarks: This claim clarifies and updates information given in Water Right Claim No. 31-4016.

Use of water for Refuge purposes includes irrigation of meadows and marshes, and incidental use by cattle to promote wildlife refuge purposes.

The Camas National Wildlife Refuge was established by Executive Order 7720 of October 12, 1937 as a refuge and breeding ground for migratory birds and other wildlife.

15. Basis of Claim (Check one) Beneficial Use X Posted Notice _____
License _____ Permit _____ Decree _____

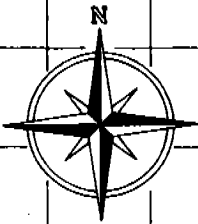
If applicable provide IDWR Water Right Number 31-4016
Court _____ Case Number _____ Decree Date _____

R 35 E

R 36 E

T 8 N

T 7 N

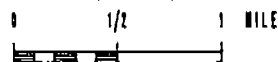


PLACE OF USE

POINT OF DIVERSION

WATER RIGHT NUMBER 31 M4006LMED

APR 14 1996

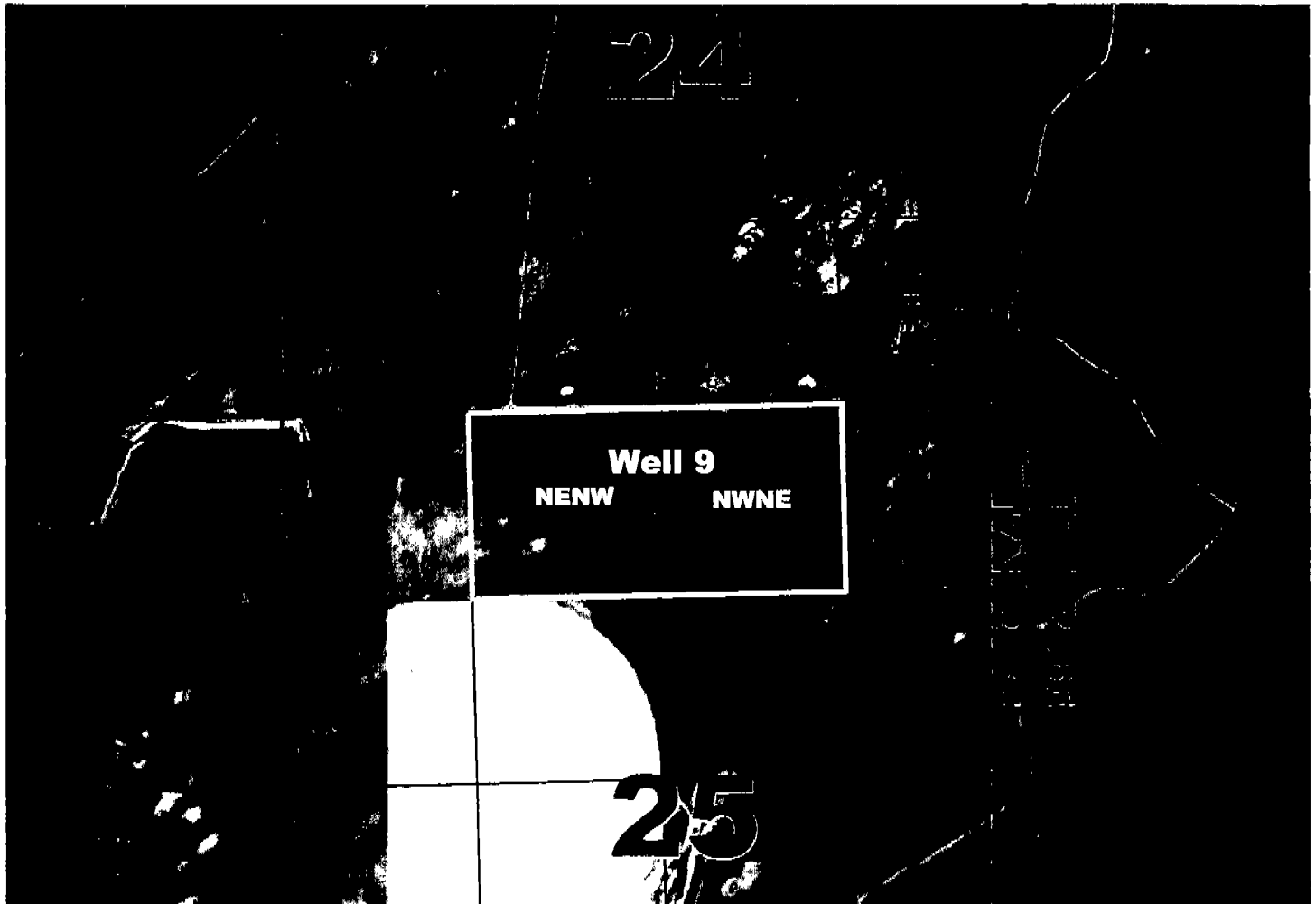




State of Idaho

Department of Water Resources
Eastern Region

Water Rights(s): 31-04016



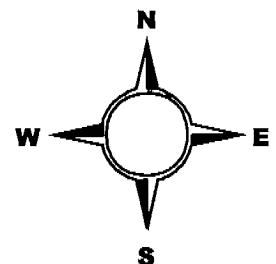
1320 0 1320 2640 3960 Feet

- Point of Diversion
- Camas National Wildlife Refuge Boundary

Place of Use

Total Irrigated Acres: 80.0

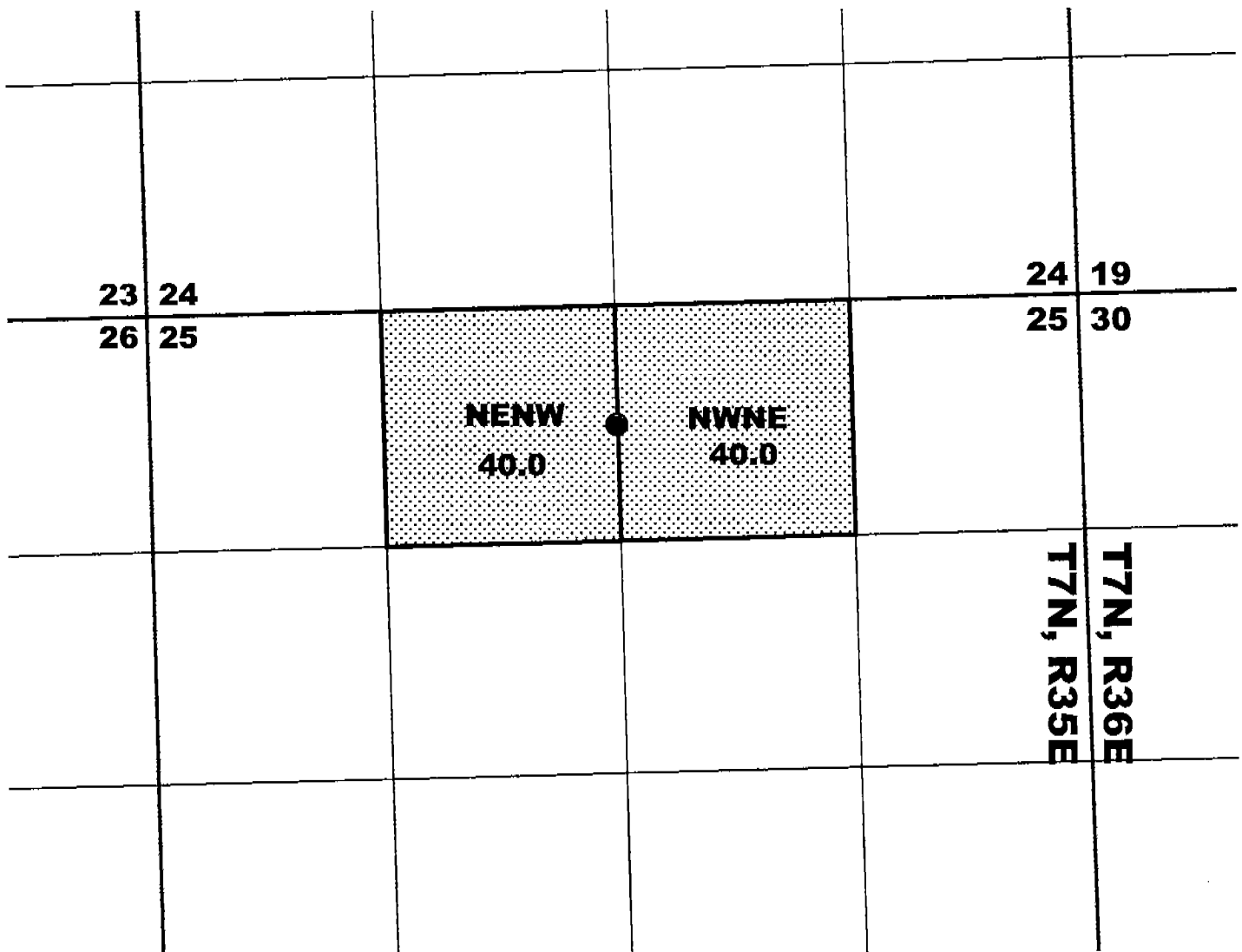
- Quarter Section Lines
- Section Lines



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: C. Saxton
Date: December 2000

WR # 31-04016

FWS



Total Irrigated Acres: 80

Acreage Distribution

Prepared by: C. Saxton
Date: November 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER

LAST: SCHLAGEL FIRST: MARTIN D.
ADDRESS:
CITY: X STATE: ID ZIP: 0
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: FWS FIRST:
ADDRESS:
CITY: PORTLAND STATE: OR ZIP: 97232
PHONE NUMBER: 208-000-0000

OWNER CODE: K

LAST: HAUGRUD K JACK OR D ZANE OR M GHELETA FIRST:
ADDRESS: US DEPARTMENT OF JUSTICE
ENV & NR DIVISION
550 W FORT ST BOX 33
CITY: BOISE STATE: ID ZIP: 83734
PHONE NUMBER: 202-272-4134

OWNER CODE: A

LAST: AMERICA, ACTING THROUGH FIRST: UNITED STATES OF
ADDRESS: USDI FISH AND WILDLIFE SER
DIVISION OF ENGINEERING
911 NE 11TH AVE
CITY: PORTLAND STATE: OR ZIP: 972324181
PHONE NUMBER: 503-231-6145

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN

THIS CLAIM CLARIFIES AND UPDATES INFORMATION GIVEN IN WATER
RIGHT CLAIM NUMBER 31-4016.

USE OF WATER FOR REFUGE PURPOSES INCLUDES IRRIGATION OF
MEADOWS AND MARSHES, AND INCIDENTAL USE BY CATTLE TO PROMOTE
WILDLIFE REFUGE PURPOSES.

PLACE OF USE: WITHIN THE CAMAS NATIONAL WILDLIFE REFUGE
(SEE ATTACHMENT 1).

THE CAMAS NATIONAL WILDLIFE REFUGE WAS ESTABLISHED BY
EXECUTIVE ORDER 7720 OF OCTOBER 12, 1937 AS A REFUGE AND BREEDING
GROUND FOR MIGRATORY BIRDS AND OTHER WILDLIFE.

ITEM 13. 31-00231, 31-00269/00270/00271/00272/00273/00274/

PAGE: 2
GENERAL INFORMATION

CLAIM NUM

CLAIM REMARKS (CONT'D):

00275/00276, A31-00278 THRU 00283/2350/2362/2363/2251/4066/7301.
ADDITIONAL EVIDENCE SUPPORTING THIS BENEFICIAL USE CLAIM IS
FOUND IN THE DECLARATION OF GERALD L. DEUTSCHER.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Jerry Deutscher

PHONE NUMBER: () -

DATE OF FIELD EXAM: ___/___/___

APPOINTMENT MADE: Y() N()

TIME: ___:___ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

PAGE: 3
PRIORITY DATE REVIEW PAGE

CLAIM NUM

- A. AJ CLAIM: # A3I-04016 PRIORITY DATE: 06-15-1955 STAGE: J
- B. WR RECORD: # 31-04016 PRIORITY DATE: 06-17-1955 STAGE: S
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- PROOF OF BENEFICIAL USE SUBMITTED N/A(/) Y() N()
- FIELD EXAM COMPLETED N/A(/) Y() N()
- FIELD EXAM SENT TO STATE OFFICE N/A(/) Y() N()
- LICENSE ISSUED N/A(/) Y() N()
- * IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(/) Y() N()
- * FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(/) N()

NOTES: Priority Confirmed By Well Log Provided as Exhibit A. Well Drilled
7-17-1955

RECOMMENDED PRIORITY DATE:

7 - 17 - 1955
REVIEWED BY Craig L. Gault

DATE 4-25-00

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
A31-04016	07N	35E	25		NE	NW			JEFFERSON	

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
31-04016	07N	35E	25		NE	NW			JEFFERSON	

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER)

OTHER (DESCRIBE IN NOTES BELOW)

PAGE: 5
POINT OF DIVERSION REVIEW SHEET CONTINUED

CLAIM NUMBER

NOTES: Source + POP Verified By Well Log Exhibit A. and All
Exam 11/21/97

=====									
RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)									
TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME
07N	35E	25		NE	NW			JEFFERSON	
---	---	---	SE	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---	---
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SOURCE: GROUNDWATER TRIB:

REVIEWED BY: Craig Sexton DATE: 4-26-00

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (✓)

nwm0 Field Exam

PAGE: 6
PLACE OF USE REVIEW SHEET

CLAIM NUMBER

A. ROOT WATER RIGHT NUMBERS: A31-04016

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA
-----	-----	-----	-----	-----	-----	------	---------------	---------------	-----------------

----- ADDITIONAL POU FOUND -----

----- TOTAL ACRES ----- A31-04016

POU COUNTY:

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y(

* IF YES, ARE THESE TRACTS LISTED ABOVE (___), OR ARE THEY LISTED ON AN ATTACHED SHEET (___)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y(

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: SEE REMARKS.

----- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y(

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y(

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y(

PAGE: 7
PLACE OF USE REVIEW SHEET

CLAIM NUMBER

CHECK DOCUMENTS USED TO VERIFY POB: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____
(X) NAFF, IDWR NO. 1987; () ASCS PHOTO; () OTHER _____

NOTES: POB Verified By Napp Photography and 1992 Terracon
Also Verified through discussions with Jerry Deutscher

RECOMMENDATIONS:

TOTAL ACRES: 80 N/A()

REVIEWED BY: Gary L. Souter

DATE: 11/7/00

PAGE: 8

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

CLAIM NUMB

A. CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VO
A31-04016	WILDLIFE	FROM 04-15 TO 10-15	1.600 CFS	
A31-04016	IRRIGATION	FROM 04-15 TO 10-15	1.600 CFS	
	TOTAL DIVERSION RATE/VOLUME		1.600 CFS	

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VO
31-04016	IRRIGATION	FROM 04-01 TO 11-01	1.600 CFS	
	TOTAL DIVERSION RATE/VOLUME		1.600 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y(

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y(

PAGE: 9

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUM

NOTES: Diversion Volume 80 ac x 3.5 AF = 280 AFA

AJ CLAIM TOTAL DIVERSION RATE: 1.600 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.600 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y

E. FLOW MEASUREMENT

MEASUREMENT METHOD run Field Exam, SEE ATTACHED

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 80 x 0.02 CFS/ACRE = 1.60 CFS
(Taken from pou review)

1b. CAL

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(/)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A
ACRES 80 x DIVERSION VOL. AE/A FOR AREA 3.5 =
TOTAL DIVERSION VOLUME 280 AE/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 200.0 AE/A
ACRES x CONSUMPTIVE VOL. AE/A FOR AREA =
TOTAL CONSUMPTIVE USE N/A AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

PAGE: 11
DIVERSION AMOUNT REVIEW SHEET CONTINUED

CLAIM NUM

NOTES: _____

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CES	REC. DIV VOL. AE/A
		DATABASE EXAMINER	DATABASE EXAMINER
WILDLIFE	04-15 10-15	1.600	
IRRIGATION	04-15 10-15	1.600	280
TOTAL FOR THIS RIGHT			

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: *Cory L. Smith*

DATE: *11/7/00*

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(✓)	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-04016

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.600

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS
-	A31-04016	1.600	-		31-04016
TOTAL CFS		1.600			

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FILE
EXAMINER
Y()

NOTES:

Max diversion Rate (CFS): 2.3 on 8/31/98
Annual Volume (Acres-Ft): 133.0 AF
Measured By: JWM/D

AUTHENTICATION:

SIGNATURE: Craig L. Saxton DATE: 11-7-00
NAME OF FIELD EXAMINER: Craig Saxton TITLE: Water Resource Agent

PAGE: 14
LIST OF MAPS USED AND ATTACHMENTS

CLAIM NUM

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

() ORTHOPHOTOQUAD	DATE OF PHOTO	IDWR ID NO.
() TOPOGRAPHIC	DATE FIELD CHECKED	IDWR ID NO.
(☒) NAPP	DATE OF PHOTO 1987	IDWR ID NO.
() ASCS AERIAL PHOTO	DATE OF PHOTO	
() ASCS COLOR SLIDE	DATE OF PHOTO	
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO	
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY	
() SCS SOIL SURVEY MAP	DATE ISSUED	
() SUBDIVISION PLAT MAP	DATE OF MAP	
(☒) OTHER Terra Server	DATE 1992	
() OTHER	DATE	
() OTHER	DATE	

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	
() LICENSING FIELD EXAM	DATE OF FIELD EXAM		
() WATER RIGHT LICENSE	DATE LICENSE SIGNED		
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
(☒) SYSTEM DESCRIPTION	DATE DRAWN 10/21/97	5	NWM
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
(☒) FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED 10/21/97	5	NWM
() OTHER Proof of Beneficial use	DATE Received 8-1-55	2	well to
() OTHER	DATE		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUM

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	C D W
PRIORITY DATE	Y		Y				
POINT OF DIV							
SOURCE							
PLACE OF USE							
DIV. AMOUNT CFS/VOLUME	Y		N				
CONSUMPTIVE USE	-						
PURPOSES OF USE	Y						
PERIOD OF USE	Y		Y				
BASIS OF CLAIM							
REMARKS	Y		Y				

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 16
PROFILE REPORT

CLAIM NUMBER

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	UNITED STATES OF AMERICA, ACTING THROUGH	06/15/1955	IRRIGATION ~~WILDLIFE~~	~~04-15-10-15~~ ~~04-15-10-15~~ 4-1 11-1	1.6 1.6 1.6
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.6

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

T07N R35E S25

SE NENW

POU County:

Other Rights: SEE REMARKS.

Remarks: GEN

THIS CLAIM CLARIFIES AND UPDATES INFORMATION GIVEN IN WATER RIGHT CLAIM NUMBER 31-4016.

USE OF WATER FOR REFUGE PURPOSES INCLUDES IRRIGATION OF MEADOWS AND MARSHES, AND INCIDENTAL USE BY CATTLE TO PROMOTE WILDLIFE REFUGE PURPOSES.

PLACE OF USE: WITHIN THE CAMAS NATIONAL WILDLIFE REFUGE (SEE ATTACHMENT 1).

THE CAMAS NATIONAL WILDLIFE REFUGE WAS ESTABLISHED BY EXECUTIVE ORDER 7220 OF OCTOBER 12, 1937 AS A REFUGE AND BREEDING GROUND FOR MIGRATORY BIRDS AND OTHER WILDLIFE.

ITEM 13, 31-00231, 31-00269/00270/00271/00272/00273/00274/00275/00276, A31-00278 THRU 00283/2350/2362/2363/2251/4066/7301.

ADDITIONAL EVIDENCE SUPPORTING THIS BENEFICIAL USE CLAIM IS FOUND IN THE DECLARATION OF GERALD L. DEUTSCHER.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 31

Field Inspection Flag: Y

Presumption Flag:

Condition Codes ~~none~~ C18

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-4016

UNITED STATES OF AMERICA ACTING THROUGH
USDI FISH AND WILDLIFE SERVICE
DIVISION OF ENGINEERING
911 N E 11TH AVE
PORTLAND OR 972324181
Telephone Number: (503)231-6145

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3/7/01 SIGNATURE: Tim Mayer
Please print your name: Tim Mayer

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

A31-04016

- Sprinkler irrigation -

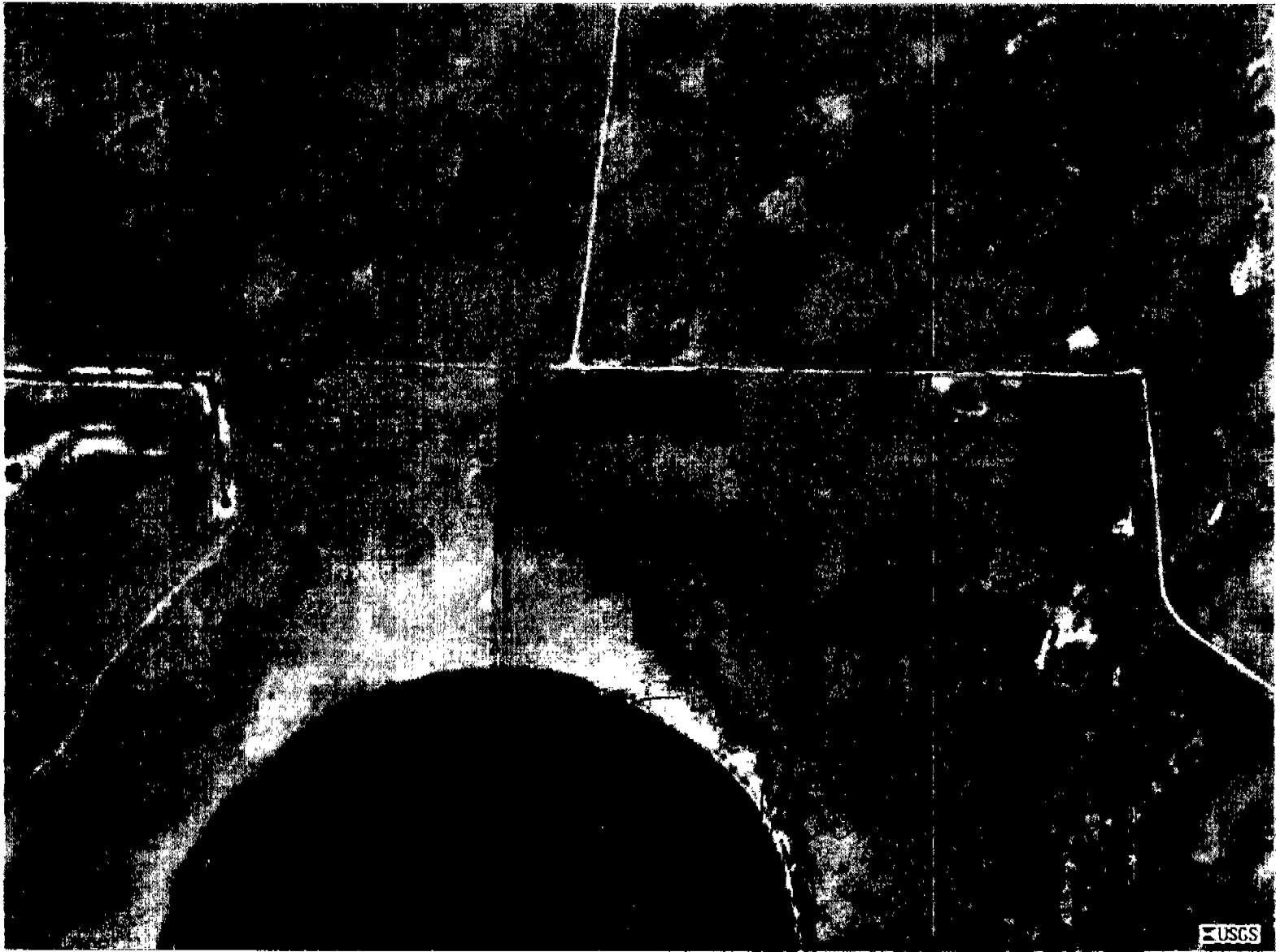
- Capacity ? $\rightarrow$ 2.3 cfs OK

- When was it converted to sprinkler irrigation.

- When converted to sprinkler were pumps changed
Or was the system originally sprinkler Irr.

Tema Sever Photo. 1998

POU 31-04016



Coastal L. Survey
11/2/00

Water User
ID: 6

AMERICA, ACTING THROUGH, UNITED ST

POD

07N 35E 25 NENW

Site Tag #

A0006173

Record #

300178

Diversion Name

WELL #9

2.3 cfs

RECEIVED

JAN 29 1999

Department of Water Resources
Eastern Region

NORTH WATER MEASUREMENT DISTRICT

FIELD REPORT

SITE DATA:

EXAMINER (inv_name) B Contor
EXAM DATE: 10/21/97 DIVERSION NAME: Well #9
(site_visit) (div_name)
GPS FILE NAME: _____ SITE TAG #: A0006173
(gps_filnam) (site_tagno)

OFFSET (offset): _____

TAG LOCATION (tag_locat): _____

POD LEGAL: _____ 1/4 NE 1/4 NW 1/4, Sec. 25, T 7 N, R 35 E
(pod) NW NE

DEPT. MEASUREMENT CAPABILITY (std_rcmd):

SONIC (s) SONIC/DIG (sd) SONIC @ PVT (sp)
COLLINS (c) PYGMY (p)

MEASUREMENT RECOMMENDATIONS (op_num):

PCC (2) HOUR M. (7) IRR. FLOWMETER (1)

OTHER FLOWMETER (8) ALTERNATE (3)SUITABLE FOR PCC EVEN IF OTHER METHOD SELECTED (pcc_ok) YES NOTRACKING WILL BE REQUIRED (trkng_reqd) YES NOWELL HAS GOOD ACCESS PORT FOR WATER LEVEL MEAS (wl_access) YES NOFLOWMETER INSTALLATION POSS. W/O MAJOR CHANGE (qmtr_ez) YES NO

USER ANTICIPATES MAJOR SYSTEM CHANGE 1 YR 2 YRS 3 YRS

FOLLOW-UP DATE (folup_date): YEAR 2001 MONTH _____ DAY _____

OWNER/OPERATOR INFORMATION:

OWNER (name): Camas NWR #6 PHONE (208) 662-5423
(if this is a change, data enter "yes" in field "name_chng")

ADDRESS 2150 E. 2350 N., Hamer, ID 83425 CEL PHONE 241-5410OPERATOR (contact) Refuge Mgr. PHONE _____

ADDRESS _____ CEL. PHONE _____

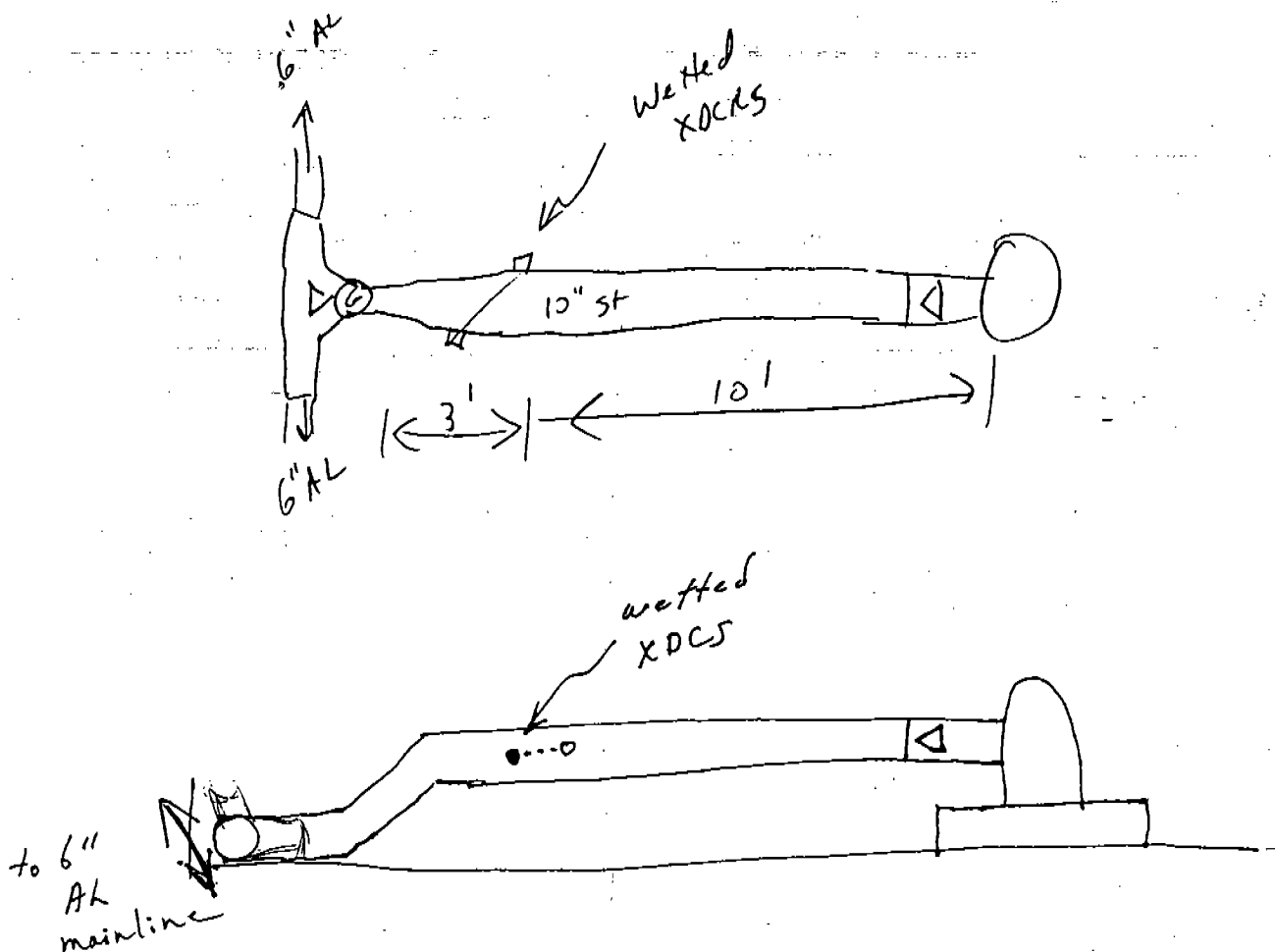
OVERLAP:

OTHER WR. THIS POD NoneOTHER POD THIS WR. None

PUMPING PLANT SKETCH

VALVE	=	
CHECK VALVE	=	
AIR VAC	=	
PRESS. RELIEF	=	
INDIVE/UPDIVE	=	
HOSE BIB	=	
PRESS. GAGE	=	
WELL ACCESS	=	

↓ N



SYSTEM DESCRIPTION/NARRATIVE COMMENTS:

SYSTEM TYPE Handline
(system_type)

COMMENTS TO DATA-ENTER (exam_notes):

FILE-ONLY COMMENTS:

MAX DIVERSION RATE (GFS): 2.3 on 8/31/98ANNUAL VOLUME (ACRE-FT): 133.0 AFDESCRIBE CHANGES IN DIVERSION STRUCTURE/
PUMPING PLANT:

Pump raised, casing extended, 1' ^{thick} concrete pad poured. Hour meter installed. Discharge pipe had two 45° elbows added at end to return pipe to rest on ground surface.

New measuring point is 1.64' higher than old M.P.

Reported water levels have been adjusted to correspond to former levels.

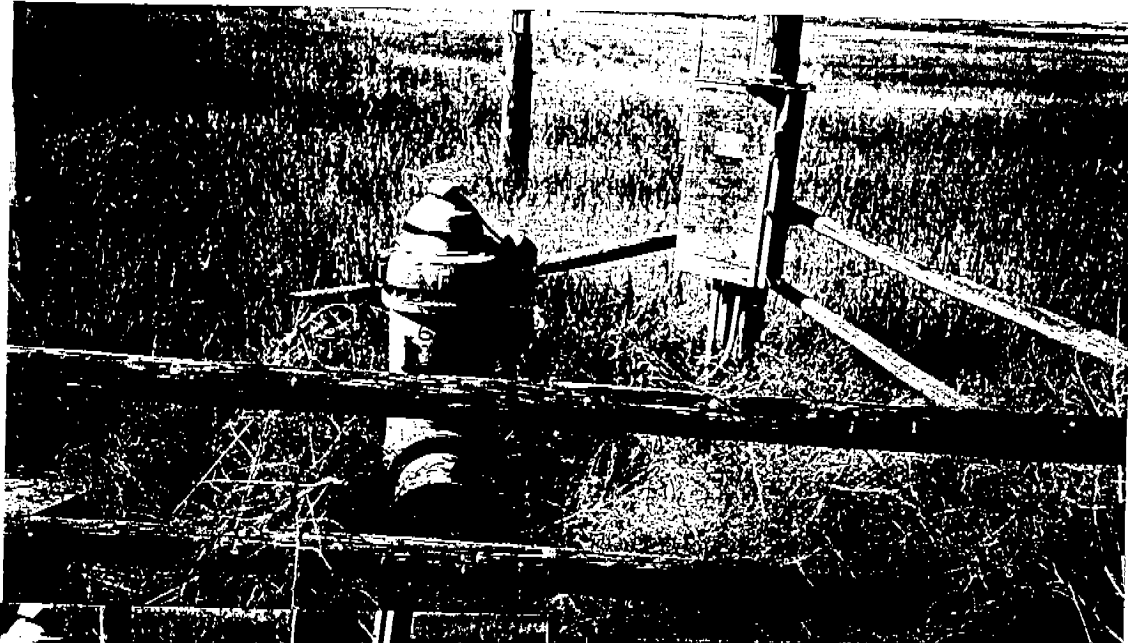
I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature Donald L. Dentsch
Boyd J. CarterDate 1/20/99
10/21/97

Well # 9

A0006173

7N 35E 25 NE NW



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Don R. Bybee (name of claimant)
of Hamer, ID 83425, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater
 _____, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|----------------------|-----|------------------------------|---------------------|---------------|----|------------------------|
| Amount | <u>1.60</u> | Use | <u>irrigation</u> | Period of Use: From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| Amount | _____ | Use | _____ | Period of Use: From | _____ | To | _____ |
| | (cfs, gpm
or a/f) | | (dom., irri,
stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 1.60 cubic feet per second, or _____ acre feet
 per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 6-17-55

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25 Twp. 7N Rge. 35E B. M. County of Jefferson
 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. Well, pump and sprinkler system system

- (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.

[illegible]

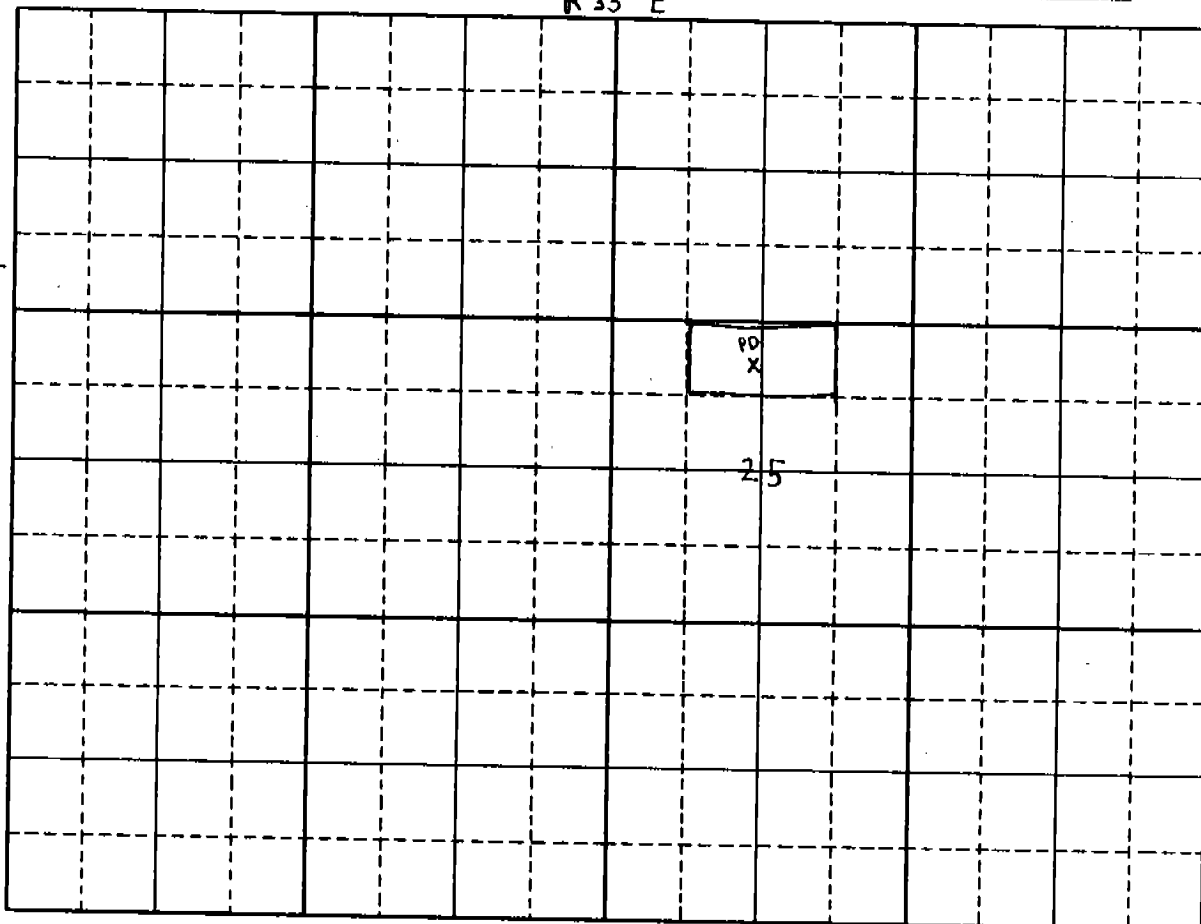
Total No. of acres 80

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: N/A
- (7) If you are claiming water as a member of an organization, list name of organization: N/A

(8) Remarks Well completed by Robert Wade on 6-17-55

R 35 E

T
7
N



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 BONNEVILLE) 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 affiants knowledge.

Sworn to before me this 19th day of MAY

[Signature]
(Claimant)

[Signature]
Notary Public

Residing at IDAHO FALLS, IDAH.

My commission expires 2/14/78

For Department Use Only

Received by <u>[Signature]</u>	Date <u>6/17/55</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>[Signature]</u>	Date <u>6/17/55</u>		claimant by:	
\$10.00 fee received by <u>[Signature]</u>	Date <u>6/17/55</u>			
Approved for publication by <u>[Signature]</u>				
Published in <u>[Signature]</u>				
Dates <u>[Signature]</u>				

Additional Evidence Supporting this
Beneficial Use Claim is found
in the Declaration of Gerald L. Deutscher

MICROFILMED
NOV 14 1995

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.

The State of Idaho, ex rel.
Keith Higginson in his official
capacity as Director of the Idaho
Department of Water Resources,

Petitioner,

v.

The United States; The State of
Idaho; and all claimants to the
use of water from the Snake River
Basin Water System,

Defendants.

CASE NO. 39576

DECLARATION OF
GERALD L. DEUTSCHER

Dec. of Deutscher

I, Gerald L. Deutscher do declare that:

1. I am the Refuge Manager of the Camas National Wildlife Refuge, Hamer, Idaho, United States Department of the Interior, Fish and Wildlife Service, Region 1.

2. I have been employed by the United States Fish and Wildlife Service since January 1975 except for two years during which I was employed by the United States Bureau of Land Management as described in the following section. I received a Bachelor of Science degree in Biology from Eastern Montana College in June 1973. I attended graduate school in Wildlife and Fisheries at South Dakota State University from September 1973 until I accepted a position with the United States Fish and Wildlife Service in January 1975.

Page 1 - DECLARATION OF GERALD L. DEUTSCHER

MICROFILMED
NOV 14 1995

3. I began my career with the United States Fish and Wildlife Service (Service) in South Dakota. I have worked as a biological technician, Assistant Refuge Manager, and Refuge Manager on migratory bird refuges in South Dakota, Colorado, Idaho, and Nevada. I worked two years as a waterfowl biologist for the Bureau of Land Management in Montana before being assigned as Refuge Manager at Camas National Wildlife Refuge (Refuge).

4. As Refuge Manager at the Camas National Wildlife Refuge I am in charge of daily operations, including habitat management through water diversion, pumping, and manipulation. I supervise one to three personnel. One of my responsibilities is to manage the use of water diverted from Camas Creek or pumped from ground water for use on the Refuge. Cooperation with Water District No. 31 is necessary to manage the Refuge's water supply.

5. I am familiar with the current operations of the Refuge and have studied and reviewed past operations through historic files and documents, interviews and discussions with Service employees and others knowledgeable about the Refuge and its surroundings, and on-site inspections.

6. The United States Department of the Interior, Fish and Wildlife Service, maintains the Camas National Wildlife Refuge. The use of water is necessary to fulfill these purposes.

7. The Camas National Wildlife Refuge was established by Executive Order Number 7720 dated October 12, 1937, as "a refuge and breeding ground for migratory birds and other wildlife".

8. To the best of my knowledge and belief, the Camas National Wildlife Refuge first put the water claimed as a beneficial use water right to beneficial use as follows:

- a. Water Right Claim No. 31-4016: The well supplying water under this claim was completed for irrigation use in June 1955, as evidenced by the driller's Well Log and Report to the State Reclamation Engineer of Idaho (Exhibit A).
- b. Water Right Claim No. 31-4066: Buildings, including frame houses, existed in 1936 and were occupied by Mr. Gerald Jones, as evidenced in the Description of the Idaho Livestock Lands, Inc. Tracts (33, -I, -II, a, b, -I) (Exhibit B). The large house occupied by Mr. Jones contained plumbing fixtures indicating domestic water use, as evidenced by November 6, 1937 correspondence (Exhibit C).
- c. Water Right Claim for Well No. 1: Water was used for wildlife purposes as early as March 16 and as late as mid-December, as evidenced by the 1957 Water Management Plan (Exhibit D) and the Annual Water Program Report dated September 23, 1958 (Exhibit E). The flow rate was 356 inches, as evidenced by the 1957 Water Management Plan (Exhibit D).
- d. Water Right Claim for Well No. 2: Water was used for wildlife purposes as early as January 7 and as late as December 28, as

evidenced by the well-pumping record for Well No. 2 for 1963 (Exhibit F), and the 1963 Annual Water Program (Exhibit G).

- e. Water Right Claim for Well No. 3: Water was used for wildlife purposes as early as March 20 and as late as November 16, as evidenced by the 1963 Annual Water Program (Exhibit G) and the well-pumping record for Well No. 3 for 1961 (Exhibit H). The flow rate was 15.7 cubic feet per second, as evidenced by the 1963 Annual Water Program (Exhibit G).

- f. Water Right Claim for Well Nos. 4, 5, and 6: Water was used for wildlife purposes as early as January 1 and as late as December 26, as evidenced by the Record of Pumped Water Use for 1963 (Exhibit I) and the 1963 Annual Water Program (Exhibit G). The flow rate was 43.3 cubic feet per second, as evidenced by the 1963 Annual Water Program (Exhibit G).

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 12 day of March, 1993.

Gerald L. Deutscher

Gerald L. Deutscher
Refuge Manager
U.S. Department of the Interior
Fish and Wildlife Service
Camas National Wildlife Refuge
2150 E. 2350 N.
Hamer, Idaho 83425

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
 To: Idaho
 Date: AUG 1 1955
 From: Department of Reclamation
 Well No. _____
 Permit No. _____

(DO NOT FILL IN)

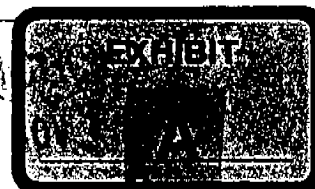
Owner Re. L. E. Egan Address Warner, Idaho
 Driller Robert M. Mayo Address Idaho Lic. No. _____
 Location of Well: SW 1/4 NW 1/4 Sec 25 T. 7N N/S. R. 35E S/W Jefferson County,
 and _____ feet N/S, and _____ feet E/W from _____ Corner of _____ 1/4 Sec. _____
 Size of Drilled Hole 12" Total depth of Well 83
 Give depth of standing water from surface 11' Water Temp. _____ °Fahrenheit
 On pumping test delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.
 Size of pump and motor used to make the test _____
 Length of time pumped during check was _____ hr., _____ minutes.
 If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
 If flowing well, describe control works _____
 (TYPE AND SIZE OF ALVE, ETC.) _____
 Water will be used for Irrigation Weight of casing per linear foot 30
 Thickness of casing 1/4" Casing material steel
 E.G., PIPE, CONCRETE, WOOD.
 Diameter, length and location of casing 1" ID located from 0 to 73
 (CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER;
 CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
 Number and size of perforations None located _____ feet to _____ feet
 from surface of ground.
 Other perforations _____
 Date of commencement of well June 15-54 Date of completion of well July 17-55
 Type of well rig Drummond

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	REMARKS	SEALS, GROUTING, ETC.
12"	0	73	73		

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

MICROFILMED
 NOV 14 1955



WELL LOG

WELL DRILLERS STATEMENT

Signed Robert M. Wado

By Robert M. Ward

Order

19

License No. 7

MICROFILMED
NOV 14 1985

Additional Evidence Supporting this
Beneficial Use Claim is found
in the Declaration of Gerald L. Deutscher

MICROFILMED

NOV 14 1996

eastern

Evidence in Support of Beneficial Use Claims
Of United States Fish & Wildlife Service

The following declarations are submitted in support of the beneficial use claims made by the U.S. Fish & Wildlife Service. Each declaration provides evidence regarding one or more claims, as shown in the cross-referencing index below. In addition, for each applicable claim, the last page of the claim refers to the declaration that supports it. In accord with IDWR practice and instructions, declarations have not been provided for small domestic and stockwater claims or for claims supported by a license.

Index of Fish & Wildlife Service Declarations

<u>No.</u>	<u>Declarant</u>	<u>Sub-basin (report area)</u>	<u>Refuge</u>	<u>Beneficial-Use Claim No. or Title</u>
1.	Martha K. Collins	43 (07) 35 (05) 35 (05) 35 (05)	Minidoka Minidoka Minidoka Minidoka	a. Raft River b. Gifford Spring c. Gifford Spring & assoc. seeps d. Unnamed Seeps-- Gifford Slough
2.	Ronald R. Thomasson	35 (05)	Minidoka	a. Gifford Spring
3.	Michael N. Fisher	25 (14)	Grays Lake	a. 25-4032 b. 25-4032 c. 25-4034 d. 25-4046 e. Eagle Creek f. Hdqtrs Pond
4.	Gerald L. Deutscher	31 (08)	Camas	a. Well No. 1 b. Well No. 2 c. Well No. 3 d. Well Nos 4, 5 & 6. e. 31-4014 (Well 9) f. 31-4066
	<i>Declaration Filed w/ 31-04066</i>			
5.	Kevin Ryan	63 (13)	Deer Flat	a. 63-5404

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