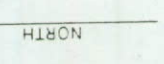


95 R5W SEC 19
95 R6W SEC 24



MICROFILMED
SEP 29 1992

Geological Survey
with the Soil Conservation Service
prepared from 1:80,000-scale
taken August 7, 1979
000-foot grid ticks
system, west zone
(or)
Universal Transverse Mercator grid ticks,
North American datum
ified by optical scanning
mismatched image occurs use the
ition for map point



County, Owyhee
Stream, Juniper Creek
Amount, 6.6 sec. ft.
Use, Irrigation
Priority, 9/9/09

STATE OF IDAHO

Water License No. 5224

WHEREAS, On the 9th day of September, A. D. 1909,

Ambrose A. Maher, Mrs. Joseph Lessman and George Ewing,
of Jordan Valley, County of Malheur, State of Oregon, duly made application
(No. 7473) to me for a permit to use 6.6 cubic feet per second of the waters of

JUNIPER CREEK

County of Owyhee, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of September, A. D. 1909, Permit No. 5224 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 20th day of September, A. D. 1912, and for the application to ben-
eficial use of said water on or before the 20th day of September, A. D. 1916, and,

WHEREAS, On the 20th day of September, A. D. 1912,

Ambrose A. Maher, Mrs. Joseph Lessman and George Ewing

the holders of said permit, duly made proof of the completion of adequate works for the diversion of
6.6 cubic feet per second of said waters, as evidenced by my Certificate No. 5224,
dated September 28, 1912, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 6.6 cubic feet per second of said water,
with date of priority of September 9, 1909, and

WHEREAS, On the 7th day of July, A. D. 1913, Ambrose A. Maher transferred
to Gertrude C. Maher a one-tenth interest in and to his right under said permit,
and,

WHEREAS, On the 20th day of September, A. D. 1913,

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing,

the holders of said permit, duly made proof of the application to beneficial use of 6.6 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

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing,

of Jordan Valley, County of Malheur, State of Oregon, the holders and owners
of said Permit No. 5224, a perpetual right, dating from September 9, 1909,
to the use of 6.6 cubic feet per second of the waters of JUNIPER CREEK,

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point about the center of the NE $\frac{1}{4}$ of
Sec. 9, T. 9 S., R. 5 W. B. M., and conducted to and upon 473 acres, divided as follows:
36 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 31 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 28 A. in NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 38 A. in SE $\frac{1}{4}$ of SW $\frac{1}{4}$,
28 A. in SW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 9, T. 9 S. R. 5 W. B. M., 35 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 28 A.
in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, in Sec. 17, T. 9 S. R. 5 W. B. M., 15 A. in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, 12 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$,
29 A. in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 35 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 27 A. in NE $\frac{1}{4}$ of NW $\frac{1}{4}$, 26 A. in NW $\frac{1}{4}$ of NW $\frac{1}{4}$,
29 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 22 A. in SW $\frac{1}{4}$ of NW $\frac{1}{4}$. Sec. 19, T. 9 S., R. 5 W. B. M., 29 A. in
SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 A. in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 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 1st day of November,
A. D., nineteen hundred and thirteen.

F. P. KING,

MICROFILMED

(Seal)

State Engineer

SEP 29 1992
55 2012

5b



SECTION LINES



POD



POU



1/4 1/4 LINES

ACRES

6

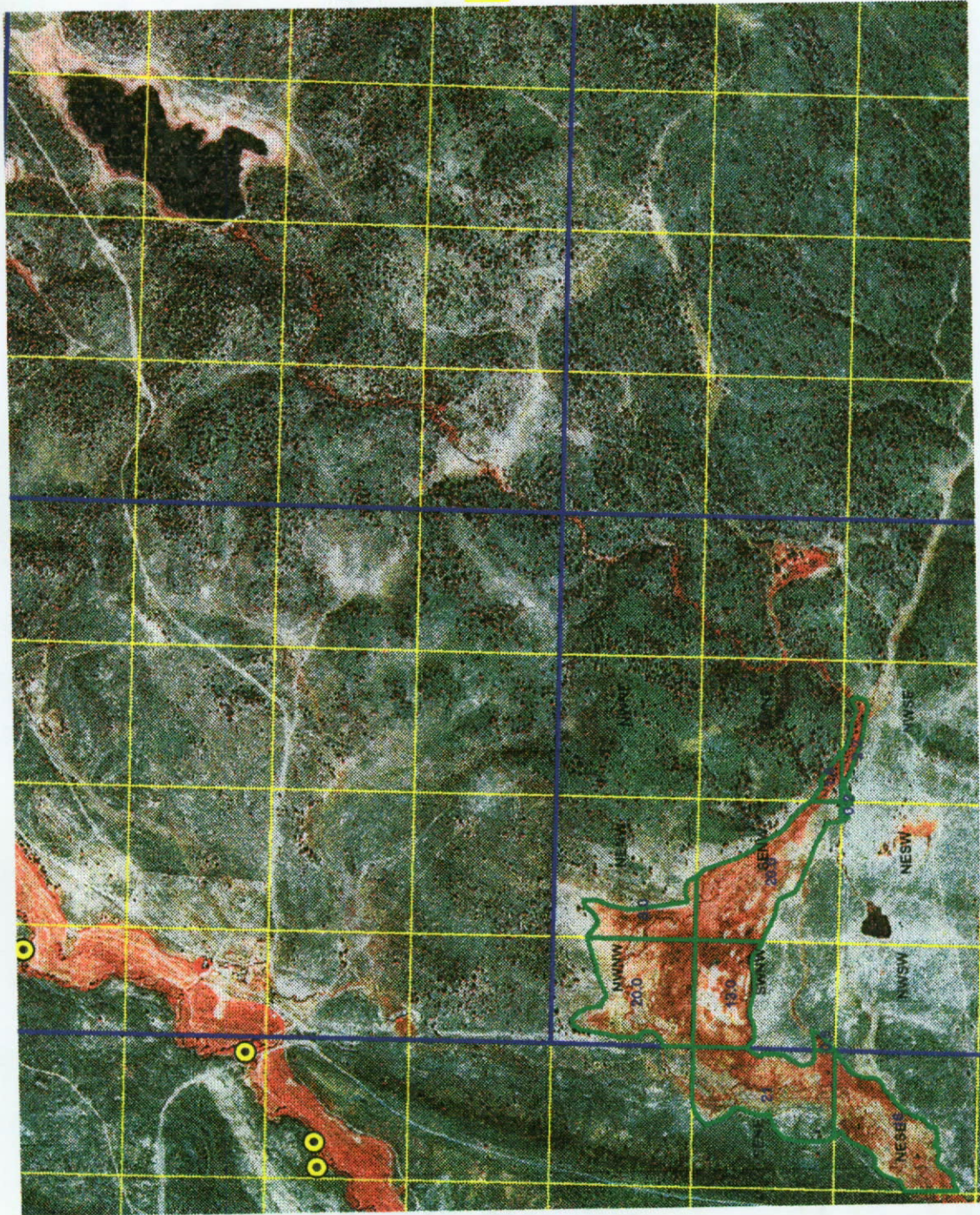
CLAIM(S) : 55-10019 & 55-02012B

OWNER(S): JAMES ANDERSON

Prepared by: Mel Schulte

Date: 4/3/1998

TOTAL ACRES = 102.5



1 Miles

0.75

0.5

0.25

2

5a



POD

POU

1/4 1/4 LINES

6 ACRES

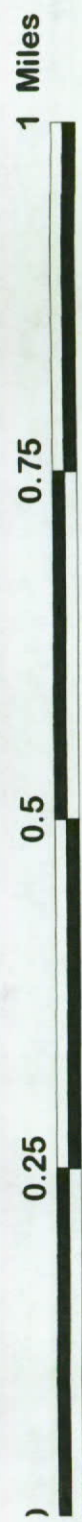
CLAIM(S) : 55-10019 & 55-02012B

OWNER(S): JAMES ANDERSON

Prepared by: Mel Schulte

Date: 4/3/1998

TOTAL ACRES = 102.5





9-3-92 LRW

Diversion - Section 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$



9-3-92 LRW

Headgate where water is taken S.E. to Stanfords & S.W. to Andersons.



9-3-92 LRW

Culvert on east side of road at inflow to reservoir.



9-3-92 LRW

Sub-irr. field where water is caught up for collection through culvert to reservoir.



9-3-92 LRW

At N.E. corner of reservoir looking S.W.



9-3-92 LRW

Outflow from reservoir



9-3-92 LRW

Juniper creek ditch. Manning site no. 2



9-3-92 LRW

Place of use- Section 19, SE $\frac{1}{4}$ NW $\frac{1}{4}$, looking N.W.

County, Owyhee
Stream, Juniper Creek
Amount, 6.6 sec. ft.
Use, Irrigation
Priority, 9/9/09

STATE OF IDAHO

Water License No. 5224

WHEREAS, On the 9th day of September, A. D. 1909

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WHEREAS, On the 20th day of September, A. D. 1909, Permit No. 5224 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 20th day of September, A. D. 1912, and for the application to ben-
eficial use of said water on or before the 20th day of September, A. D. 1916, and,

WHEREAS, On the 20th day of September, A. D. 1912

Ambrose A. Maher, Mrs. Joseph Lessman and George Ewing

the holders of said permit, duly made proof of the completion of adequate works for the diversion of
6.6 cubic feet per second of said waters, as evidenced by my Certificate No. 5224,
dated September 28, 1912, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 6.6 cubic feet per second of said water,
with date of priority of September 9, 1909, and

WHEREAS, On the 7th day of July, A. D. 1913, Ambrose A. Maher transferred
to Gertrude C. Maher a one-tenth interest in and to his right under said permit,
and,

WHEREAS, On the 20th day of September, A. D. 1913

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing,

the holders of said permit, duly made proof of the application to beneficial use of 6.6 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

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing

of Jordan Valley, County of Malheur, State of Oregon, the holders and owners of
said Permit No. 5224, a perpetual right, dating from September 9, 1909,
to the use of 6.6 cubic feet per second of the waters of JUNIPER CREEK

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point about the center of the NE $\frac{1}{4}$ of
Sec. 9, T. 9 S., R. 5 W. B. M., and conducted to and upon 473 acres, divided as follows:
36 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 31 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 28 A. in NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 38 A. in SE $\frac{1}{4}$ of SW $\frac{1}{4}$,
28 A. in SW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 9, T. 9 S., R. 5 W. B. M., 35 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 28 A.
in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, in Sec. 17, T. 9 S., R. 5 W. B. M., 15 A. in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, 12 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$,
29 A. in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 35 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 27 A. in NE $\frac{1}{4}$ of NW $\frac{1}{4}$, 26 A. in NW $\frac{1}{4}$ of NW $\frac{1}{4}$,
29 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 22 A. in SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 19, T. 9 S., R. 5 W. B. M., 29 A. in
SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 A. in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 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 1st day of November,
A. D. nineteen hundred and thirteen.

(Seal)

F. P. KING,

State Engineer.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MEMORANDUM

June 21, 1955

Subject Re: Permit No. 5224 - Waters of Juniper Creek
File _____

The following Permits and Licenses are also on Juniper Creek:

License No. 3332 to Joseph Lawson

License No. 15607 to Amy E. Maher

Permit No. E-58 associated with Permit No. 12819

Permit No. E-174 associated with Permit No. 12819

Mr. Jeff Anderson had requested that State Reclamation Engineer, Kulp, or someone representing him come to his ranch on Juniper Creek on June 13 or 14 in order to look over the water situation and help the people using the waters of Juniper Creek to arrive at an equitable distribution of same. Mr. Faler was in the office on Monday, June 13, and looked up the records regarding Juniper Creek.

On Tuesday, June 14, at approximately 10:00 A.M. I met Mr. Jeff Anderson at his place on Juniper Creek. A very short time thereafter, Mr. Faler and Mr. McKay drove up. Together the group of us went to the highest diversion on Juniper Creek and estimated the flow of water at the various headings.

The highest outlet, which was the main one, was estimated to be carrying approximately 1 second foot of water. There was also estimated to be approximately 1 second foot of water getting through the dam at the main point of diversion where the large canal leaning around to the West above the fields takes out from the stream. The waters carried by this canal and referred to in License No. 5224 were the only ones over which there was any discussion or controversy. Mr. Faler claimed that for the last ten years, to his knowledge, the waters had always been distributed in the same manner, namely, that after the storage season no water from the canal went either into storage or through to the lower place which is off stream from Juniper Creek. Jeff Anderson felt that he should have part of the waters flowing in the canal when there was volume in excess to that which was necessary to irrigate the McKay place which is now being farmed by Mr. Faler. An attempt was made to estimate the amount of water coming into the head of the canal. The cross sectional area of the head gate to the canal was 34" wide at the bottom and 27" wide at the top of the water. Water was flowing 1.67 feet deep through this. A check of the rate of flow by using a small dry willow stick 6" long by 2 1/2" in diameter and checked with a stop watch gave a current rate of 4" in 2 seconds, or a rate of 2" per second. This gave slightly over 8 cubic feet per second at the head of the canal. It was then measured with a portable 2' cippolletti weir downstream where the canal turns out side the fence between the McKay house and Juniper Creek. The amount of water was 250".

MEMORANDUM

2

Subject _____

File _____

The controversy was actually over the amount of water actually necessary to irrigate the McKay place and furnish the 165" at the head gate of Mr. Felen to fill the right under License No. 3332 which has priority over any other usage on Juniper Creek.

It was finally agreed as follows on a trial basis:

Allow enough out of the first ditch taken out below the canal heading gate that being taken out at the highest heading plus the delivery of water above the point of diversion for license No. 3332 to fill the right in said License, or 165".

Then when there is excess water in the stream so as there is excess water in the canal, divide the amount of water above the water provided under Licenses on a fifty-fifty basis. And when there is not sufficient water to irrigate the McKay fields by rotation of the water then all the water passing onto Jeff Anderson's place should be cut off so that the full delivery is on McKay's place.

by direct flow

Additional Information Regarding Juniper Creek

McKay owns the farm the highest up stream on Juniper Creek and had a License No. 5224 for his land in Section 9, which along with land owned by Mr. Lessman on Juniper Creek totaled 151 inches. Anderson had a right under the same Permit for 312 acres off stream. He also exercised a high water right for storage in the Maher reservoir which was estimated to hold 500 acre feet on the Completion of Works. There is also a high water right for the Hardesty-Wilson reservoir which claims 176 acre feet of storage.

Mr. Felen claims the lands on Juniper Creek are gravelly and that a very large head of water is required for irrigation purposes. Mr. Anderson feels that the water used on Juniper Creek could be used more economically and allow part of that which is claimed under the above License to be delivered on to his pasture and hay land that lies off stream from Juniper Creek. Mr. McKay, who is one of the main parties interested, feels that probably more economical use of the water could be made of the water and some be sent on down to Mr. Anderson.

5224

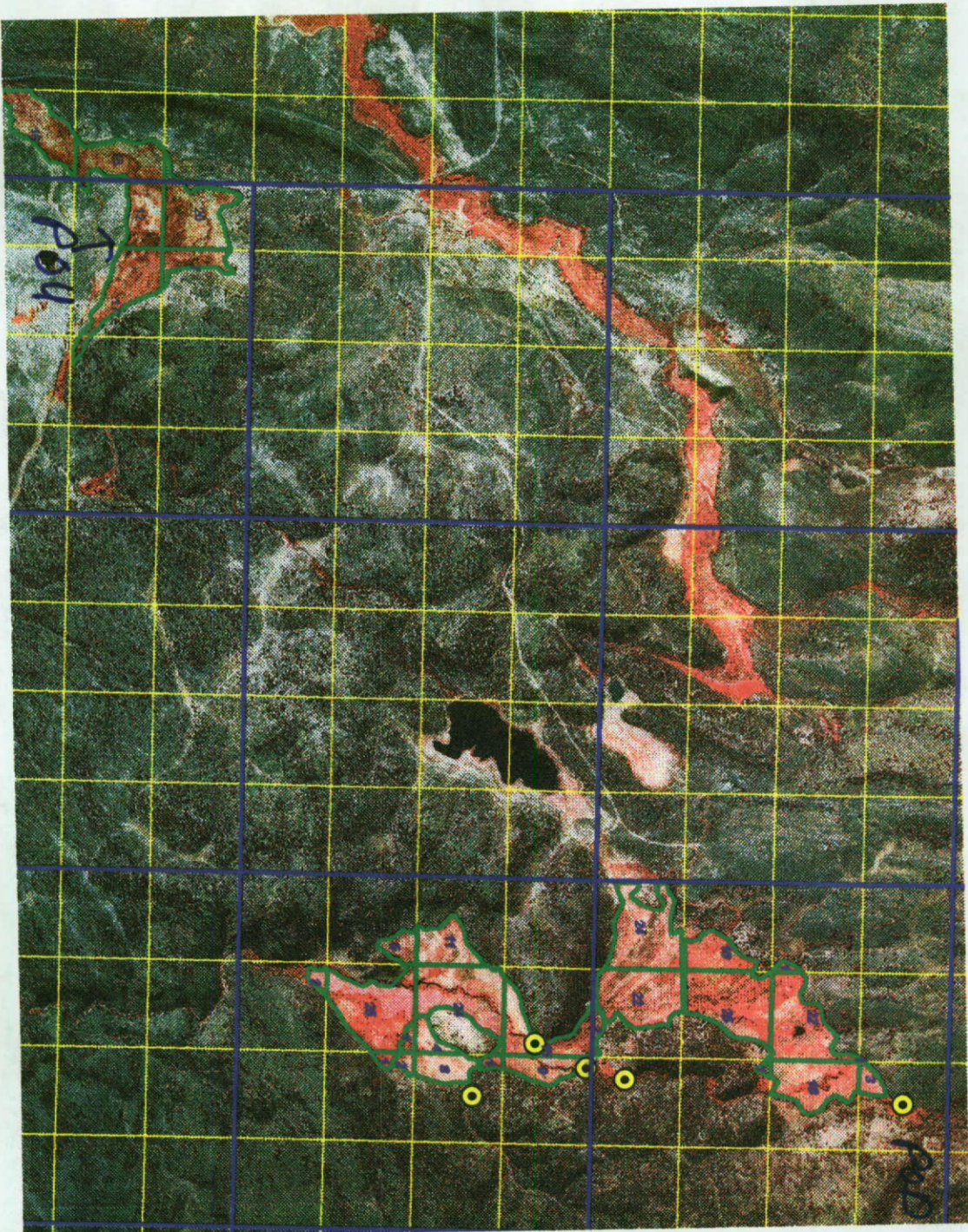
By T. H. BARNETT
Deputy State Reclamation Engineer

IDAHO DEPARTMENT OF WATER RESOURCES

TO9S, R05W, S19
T09S, R06W, S24



1987 NAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-010019 & 55-02012B

OWNER(S) : JAMES ANDERSON

Prepared by: Mel Schulte

Date: 2/4/1998

0 0.25 0.5 0.75 1 1.25 Miles



TOTAL ACRES = 90

See Map dated 4-3-98 for changes to this map

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: A55-02012B
Date Received: 12/16/1988
Receipt No: W001649
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES P ANDERSON 541-586-2685
Address: PO BOX 231
JORDAN VALLEY OR 97910
AND
Name: SHARON E MIKESELL 208-278-3798
Address: 4385 SANDHOLLOW
NEW PLYMOUTH ID 83655
2. Date of Priority: SEP 9, 1909
3. Source: JUNIPER CREEK Trib. to: OWYHEE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	05W	9	NW	NE			OWYHEE
5. Description of diverting works:
CONCRETE DIVERSION DAM.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.050		
STOCKWATER	01/01	12/31	0.120		
7. Total Quantity Appropriated is:
4.170 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 317.5 Acre Feet Per Annum.
9. Non-irrigation uses:
500 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	05W	19	SW	NE		IRR	5.0
			NE	NW		IRR	3.0
			NW	NW		IRR	30.0
			SW	NW		IRR	35.0
			SE	NW		IRR	18.0
			NW	SE		IRR	2.0
						Section Acres	93.0
	06W	24	NE	NE		IRR	4.0
			SE	NE		IRR	20.0
			NE	SE		IRR	10.0
						Section Acres	34.0
						Total Acres	127.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A55-10019

14. Remarks:

OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)
OWNERSHIP CHANGE 4/2/1998 ADDED SHARON MIKESELL AS AN OWNER. MTS

15. Basis of Claim: LICENSE

Water Right Number: 5224

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
IDAHO DEPARTMENT OF WATER RESOURCES**

*** NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: 455-10022, - 02012B, - 10019, - 02122
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: James P. Anderson
P.O. Box 231, Jordan Valley OR 97919
- * 4. New Owner/Claimant(s): Sharon E. Mikesell
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 4385 Sandhill Hwy
City, State and ZIP Code: New Plymouth, ID 83655
New Telephone Number: (208) 278-3798
5. Date you acquired the property: 1967 - undivided 1/2 interest
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s): Sharon E. Mikesell

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

* This change adds Sharon E. Mikesell as an owner. It does not replace the former owner/claimant.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

THIS INDENTURE, Made the 12th day of December, in the year of our Lord one thousand nine hundred and sixty-six, between JEFF ANDERSON and GERTRUDE C. ANDERSON, husband and wife,

of the County of _____, State of _____, the parties of the first part, and SHARON ANDERSON, daughter of Grantors, of the County of _____, State of _____, the party of the second part. Witnesseth:

That the said parties of the first part, for and in consideration of the duty which the said parties of the first part has and bears unto the said party of the second part, as also for the better maintenance, support, protection, and livelihood of the said party of the second part, do by these presents give, grant, alien, and confirm unto the said party of the second part, and to her heirs and assigns forever, all of the following described real estate, situated in _____ County of Owyhee, State of Idaho, to-wit:

An undivided one-half interest in and to:

W $\frac{1}{2}$ NE $\frac{1}{2}$, Section 17, Township 9 South, Range 5 West, B.M.;

Lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{2}$, in Section 19, Township

9 South, Range 5 West, B.M. SE $\frac{1}{4}$ NE $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24,

Township 9 South, Range 5 West, B.M., Lots 1, 2, 3, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$,

E $\frac{1}{2}$ NE $\frac{1}{2}$ in Section 30, Township 9 South, Range 5 West, B.M.

With all and singular the tenements, hereditaments, and appurtenances thereunto belonging, reversion and remainder and

CERTIFICATION OF VITAL RECORD

071045

I.D. TAG NO.

98-9M

Local File Number

OREGON DEPARTMENT OF HUMAN RESOURCES

HEALTH DIVISION

CENTER FOR HEALTH STATISTICS

CERTIFICATE OF DEATH

136

State File Number

1. DECEDENT'S NAME James Pickens ANDERSON		2. SEX Male		3. DATE OF DEATH (Month, Day, Year) February 26, 1998	
4. SOCIAL SECURITY NUMBER 544-66-7178		5. AGE Last Birthday (Years) 44		6. BIRTHPLACE (City and State or Foreign Country) Boise, Idaho	
7. DATE OF BIRTH (Month, Day, Year) August 14, 1953		8. PLACE OF DEATH (Check only one) ☐ HOSPITAL ☐ Inpatient ☐ ER/Outpatient ☐ DCA ☐ OTHER ☐ Nursing Home ☐ Decedent's Home ☒ Other (Specify):			
9. FACILITY NAME (If not institution, give street and number) S. Fork of Owyhee River 1/2 Mile N. of Antelope Creek		10. CITY, TOWN, OR LOCATION OF DEATH Jordan Valley		11. COUNTY OF DEATH Malheur	
12. DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired.) Rancher		13. KIND OF BUSINESS/INDUSTRY Cattle		14. MARITAL STATUS - Married ☒ Never Married ☐ Widowed ☐ Divorced (Specify):	
15. RESIDENCE - STATE Oregon		16. CITY, TOWN, OR LOCATION Jordan Valley		17. STREET AND NUMBER 1245 Danner Road	
18. INSIDE CITY LIMITS? ☐ Yes ☒ No		19. ZIP CODE 97910		20. WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes - If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☐ No ☒ Yes	
21. RACE American Indian ☐ Black ☐ White ☒ Other (Specify):		22. DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary/Secondary (10-12) College (1-4 or 5-)			
23. FATHER - NAME first, middle, last Jeff Anderson		24. MOTHER - NAME first, middle, maiden Gertrude Maher		25. INFORMANT - NAME and relationship to decedent Sheryl Anderson, Wife	
26. METHOD OF DISPOSITION ☐ Mausoleum ☒ Burial ☐ Cremation ☐ Removal from State ☐ Donation ☐ Other (Specify):		27. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) Jordan Valley Cemetery		28. LOCATION - City or Town, State Jordan Valley, Oregon	
29. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>[Signature]</i>		30. LICENSE NUMBER (If Licensee) 00-3623		31. NAME, ADDRESS AND ZIP OF FACILITY Persons-Flahiff Funeral Chapel 415 12th Ave. South, Nampa, ID 83651	
32. DATE FILED (Month, Day, Year) March 5, 1998		33. REGISTRAR'S SIGNATURE <i>[Signature]</i>		34. DID HOSPITAL REPRESENTATIVE MAKE REQUEST FOR ANATOMICAL GIFT CONSENT? ☐ YES ☒ NO ☐ NA	
35. WAS GIFT MADE? ☐ YES ☒ NO ☐ NA					

TO BE COMPLETED BY CERTIFYING PHYSICIAN		TO BE COMPLETED ONLY BY MEDICAL EXAMINER	
36. TIME OF DEATH M		37. DATE PRONOUNCED DEAD (Month, Day, Year, Hour) March 3-3-98 Noon	
38. WAS MEDICAL EXAMINER NOTIFIED? ☐ Yes ☒ No		39. On the basis of examination and/or investigation, in my opinion death occurred at the time, date, place and due to the cause(s) and manner stated. <i>[Signature]</i>	
40. DATE SIGNED (Month, Day, Year) March 5, 1998		41. DATE SIGNED (Month, Day, Year) 3-5-98	
42. NAME, TITLE, ADDRESS AND ZIP OF CERTIFYING MEDICAL EXAMINER (Type or Print) Morris Smith M.D., 351 S.W. 9th Street, Ontario, Oregon 97914		43. COUNTY Malheur	
44. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)			
45. IMMEDIATE CAUSE (ENTER ONLY ONE CAUSE PER LINE FOR 1a, 1b, AND 1c) Do not enter mode of dying, e.g. Cardiac or Respiratory Arrest.		Interval between onset and death	
1a. Truck wheel crushing		None	
1b. DUE TO, OR AS A CONSEQUENCE OF:		Interval between onset and death	
1c. DUE TO, OR AS A CONSEQUENCE OF:		Interval between onset and death	
46. OTHER SIGNIFICANT CONDITIONS - Conditions contributing to death but not resulting in the underlying cause given in PART I.		47. Did tobacco use contribute to the death? ☐ Yes ☒ Probably ☐ No ☒ Unknown	
48. MANNER OF DEATH ☒ Natural ☐ Pending Investigation ☐ Accidental ☐ Undetermined ☐ Suicide ☐ Legal Intervention ☐ Homicide ☐ Other		49. AUTOPSY ☐ Yes ☒ No	
50. DATE OF INJURY (Month, Day, Year) 2/26/98		51. TIME OF INJURY 11:00 AM	
52. PLACE OF INJURY - At home (farm, street, factory, office, building, etc.) (Specify) Owyhee River		53. INJURY AT WORK? ☐ Yes ☒ No	
54. DESCRIBE HOW INJURY OCCURRED Tree limb broke in River		55. LOCATION (Street and Number or Rural Route Number, City or Town, State) S Fork Owyhee River	

ORIGINAL VITAL STATISTICS COPY

45-2 Rev 12/94

THIS IS A TRUE AND EXACT REPRODUCTION OF THE DOCUMENT OFFICIALLY REGISTERED AT THE OFFICE OF THE MALHEUR COUNTY REGISTRAR.

DATE ISSUED

March 18, 1998

Ruth Skinner
COUNTY REGISTRAR
MALHEUR COUNTY, OREGON

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: A55-02012B

Date Received: 12-16-88

Receipt No: W1649

Received By: RH LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES P. ANDERSON 503-586-2685
Address: P.O. BOX 231
JORDAN VALLEY, OR 97910
2. Date of Priority: SEP 09, 1909
3. Source: JUNIPER CREEK Trib. to: OWYHEE RIVER, NORTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09S | 05W | 9 | NW | NE | | | OWYHEE |
5. Description of diverting works:
CONCRETE DIVERSION DAM.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.050 | | |
| STOCKWATER | 01/01 | 12/31 | 0.120 | | |
7. Total Quantity Appropriated is:
4.170 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 317.5 Acre Feet Per Annum.
9. Non-irrigation uses:
500 HEAD RANGE CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	05W	19	SW	NE		IRR	5.0
			NE	NW		IRR	3.0

A55-02012B

Page 1

Date: 12/16/88

MICROFILMED
SEP 29 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	05W	19	NW	NW		IRR	30.0
			SW	NW		IRR	35.0
			SE	NW		IRR	18.0
			NW	SE		IRR	2.0
						Section Acres	93.0
	06W	24	NE	NE		IRR	4.0
			SE	NE		IRR	20.0
			NE	SE		IRR	10.0
						Section Acres	34.0
						Total Acres	127.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A55-10019

14. Remarks:
OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)

15. Basis of Claim: LICENSE
Water Right Number: 5224

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: 3

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): *Jim Anderson* Date: *12/16/88*

Date: _____

State of Idaho)
County of ADA) SS.

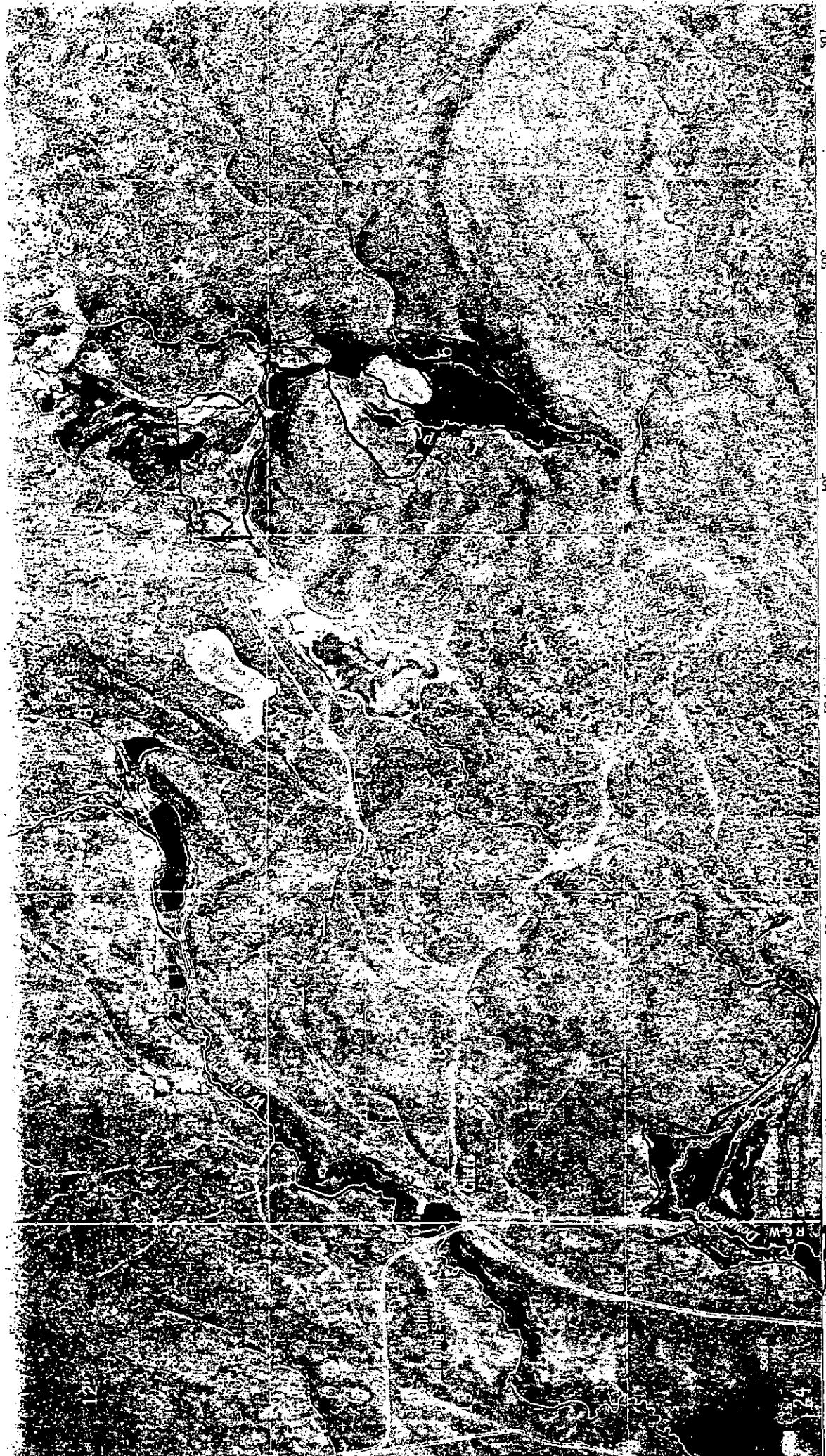
Subscribed and sworn (or affirmed) before me this 16 day
of Dec. 19 88

Linda Warner
Notary Public

Seal

Residing at Boise ID

My Commission Expires Dec. 8, 1994



9S R5W SEC 19
9S R6W SEC 24

MICROFILMED
SEP 29 1992

Geological Survey
with the Soil Conservation Service
Prepared from 1:80,000-scale
aerial photograph taken August 7, 1979
1000-foot grid ticks
system, west zone
Universal Transverse Mercator grid ticks
North American datum
filmed by optical scanning
Mismatched image occurs use the
position for map point



6/6

659

16

UNCLASSIFIED

County, Owyhee
Stream, Juniper Creek
Amount 6.6 sec. ft.
Use, Irrigation
Priority 9/9/09

STATE OF IDAHO

Water License No. 5224

WHEREAS, On the 9th day of September, A.D. 1909

Ambrose A. Maher, Mrs. Joseph Lessman and George Ewing, of Jordan Valley, County of Malheur, State of Oregon, duly made application (No. 7473) to me for a permit to use 6.6 cubic feet per second of the waters of

JUNIPER CREEK

County of Owyhee, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 20th day of September, A.D. 1909, Permit No. 5224 was issued to said applicants for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 20th day of September, A.D. 1912, and for the application to beneficial use of said water on or before the 20th day of September, A.D. 1916, and,

WHEREAS, On the 20th day of September, A.D. 1912,

Ambrose A. Maher, Mrs. Joseph Lessman and George Ewing, the holders of said permit, duly made proof of the completion of adequate works for the diversion of 6.6 cubic feet per second of said waters, as evidenced by my Certificate No. 5224, dated September 28, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 6.6 cubic feet per second of said water, with date of priority of September 9, 1909, and

WHEREAS, On the 7th day of July, A.D. 1913, Ambrose A. Maher transferred to Gertrude C. Maher a one-tenth interest in and to his right under said permit, and,

WHEREAS, On the 20th day of September, A.D. 1913,

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing, the holders of said permit, duly made proof of the application to beneficial use of 6.6 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

Ambrose A. Maher, Gertrude C. Maher, Mrs. Joseph Lessman and George Ewing, of Jordan Valley, County of Malheur, State of Oregon, the holders and owners of said Permit No. 5224, a perpetual right, dating from September 9, 1909, to the use of 6.6 cubic feet per second of the waters of JUNIPER CREEK

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about the center of the NE $\frac{1}{4}$ of Sec. 9, T. 9 S., R. 5 W. B. M., and conducted to and upon 473 acres, divided as follows: 36 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 31 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 28 A. in NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 38 A. in SE $\frac{1}{4}$ of SW $\frac{1}{4}$, 28 A. in SW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 9, T. 9 S., R. 5 W. B. M., 35 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 28 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, in Sec. 17, T. 9 S., R. 5 W. B. M., 15 A. in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, 12 A. in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 29 A. in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 35 A. in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 27 A. in NE $\frac{1}{4}$ of NW $\frac{1}{4}$, 26 A. in NW $\frac{1}{4}$ of NW $\frac{1}{4}$, 29 A. in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, 22 A. in SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 19, T. 9 S., R. 5 W. B. M., 29 A. in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 A. in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 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 1st day of November, A.D. nineteen hundred and thirteen.

(Seal)

F. P. KING,

State Engineer

MICROFILMED

SEP 28 1955
2012

55-10019

55-020128

James Anderson

(208) 278-3798

Sharon Mikesell

Box 4385

Sand Hollow

New Plymouth, Id. 83655

3-18-98 - Per call to Mrs Mikesell

She owns a $\frac{1}{2}$ interest in the land with her brother, Jim Anderson. She will obtain copies of deed(s) and then call back for an appointment. She will file a change of ownership to add her name to claims and may amend 455-10019 to add "Stockwater". Jim Anderson's community interest will distribute to his wife, Cheryl(?).

Anderson

55-2012B

1. P.O.D. Has P.O.D. ever been changed?
When?

2. Be sure & look at entire system.
Any points of redirection? From
Anderson reservoir?

3. Change in P.O.C. When did
change occur?

1-27-95 ~~Not doing conveyance loss~~ Claimant hasn't requested
it.

4. Will need conveyance loss & / or excessive
flow. Be sure & locate ditch
Figure conveyance from P.O.D. to Anderson/Stanford headgate

5. This license has never been for
storage.

6. Anderson res. is listed for storage of
260 AF.

7. When was this dam built?
This ^{licensed} no storage right on it.

On Storage claim - may want to add stockwater

pic. 1-22012

#3 Cement dam was put in at a later date $\approx$ 1953-1954.
cement headgate in ditch which takes H_2O (lift) to Stanford &
right ditch to Anderson res. where it subs out onto
pasture land & goes under culvert at road to
the reservoir.

Also a stock pond which catches w.w. from large
field.

2 questions for Anderson (503) 586-2685

1. Is there ever any H_2O in Dougherty cr.?
2. If so, do they want to file a claim on it.
3. Are they using Dougherty cr. as ditch for the
irr. of their land on N. side.
4. If so - how many take outs are there?

AJ0749NP
No. R55-020128

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/03/98
PAGE: 1

OWNER
CODE
C JAMES P ANDERSON
PO BOX 231
JORDAN VALLEY OR 97910
(541) 586-2685

C SHARON E MIKESELL
4385 SANDHOLLOW
NEW PLYMOUTH ID 83655
(208) 278-3798

NAME & ADDRESS

PRIORITY
DATE 09/09/1909

WATER USE
IRRIGATION
STOCKWATER

USE PERIOD
FROM 04-15 10-15
TO 01-01 12-31

DIVERSION
RATE 2.05 CFS
0.12 CFS

DIVERSION
VOLUME

TOTAL DIVERSION: 2.17 CFS

Water Source: JUNIPER CREEK Tributary to: ONYHEE RIVER, NORTH FORK Stage: LICENSE
ONYHEE County

Point(s) of Diversion: T09S R05W S09 NWNE

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
T	R	S	NE	SE	NE	SE	NE	SE	SE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
09S 05W 19	01	08	01-20	02-13	20	02	02	65.5	37.0
09S 06W 24	21	08	01-20	02-13	20	02	02	65.5	37.0
								TOTAL ACRES	102.5

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: ONYHEE

Other Rights: 55-10019

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A55-02012A A55-02012B A55-02012C A55-02012D A55-04111 A55-10019 A55-10220 R55-10220

Other Water Rights Listing Overlapping Place(s) of Use:
A55-02012B A55-02122 R55-02122

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- H03 - IRRIGATION PERIOD OF USE IS CURRENTLY ON APPEAL TO THE IDAHO SUPREME COURT. THE SRBA COURT RULED "IRRIGATION SEASON" IS

Conditions of Approval:

- ADEQUATE AND APPROPRIATE TO DESCRIBE THE PERIOD OF USE.
- APPELLANTS ARGUE A SPECIFIC CALENDAR DESCRIPTION IS NECESSARY
- TO DESCRIBE THE PERIOD OF USE FOR A WATER RIGHT. IF THE IDAHO
- SUPREME COURT OVERTURNS THE DECISION OF THE SRBA COURT ON USING
- "IRRIGATION SEASON" THE SPECIFIC CALENDAR DESCRIPTION SHOWN MAY
- BE USED.

H04 - POSSIBLE ALTERNATIVE PERIOD OF USE 04/15 10/15

SEE EXPLANATORY MATERIAL BELOW.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-10019 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 358.8 AF.

GEN BASED ON A 1979 ORTHOPHOTO MAP, A 1987 MAPP PHOTO AND A FIELD
EXAM ON 9/3/1992, THE REMAINDER OF THIS RIGHT AND THE BASE RIGHT
55-02012 HAS BEEN FORFEITED FOR NON USE FROM 1979 TO 1992.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 55-02012A, 55-02012D, 55-10220 &
55-10019.
STOCKWATER, 500 RANGE CATTLE.

Dates: Exam Made Date: 09/03/1992 Verified Date: 04/03/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: A
Presumption Flag:

Comments: Date: 01/27/1995 User-ID: LUERNER Subject: COPIED FROM REMARKS
OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)

Date: 03/04/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) H03 H04 ADDED IF NOT ALREADY PART
OF RECORD THRU

Date: 04/03/1998 User-ID: MSCHULTE Subject: NOTICE OF ERROR
A NOTICE OF ERROR WAS FILED 4/1/1998 WHICH RESULTED IN AN
INCREASE OF 12.5 ACRES TO THE PLACE OF USE AND CORRESPONDING
CHANGES TO THE DIVERSION RATE RECOMMENDATION.

Audit: 04/03/98 MSCHULTE

AJ0749NP
No. R55-020128

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/27/98
PAGE: 2

=====

Objection Filed Date:

Dates: Exam Made Date: 09/03/1992 Verified Date:

Misc: Water District Number: Field Inspection Flag: A
Presumption Flag:

Comments: Date: 01/27/1995 User-ID: LVERNER Subject: COPIED FROM REMARKS
OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)

Audit: 02/27/98 LHARRIS

AJ0749NP
No. R55-02012B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/19/97
PAGE: 1

OWNER
CODE
C JAMES P ANDERSON
PO BOX 231
JORDAN VALLEY OR 97910
(503) 586-2685

PRIORITY
DATE
09/09/1909

WATER USE
IRRIGATION
STOCKWATER

DIVERSION
RATE
1.80 CFS
0.12 CFS
1.92 CFS

DIVERSION
VOLUME

Water Source: JUNIPER CREEK
Tributary to: OMYHEE RIVER, NORTH FORK
Stage: LICENSE
OMYHEE County

Point(s) of Diversion: T09S R05W S09 NWNE

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
T	R	S	E	T	R	S	E
09S 05W 19	02	02	02	02	02	02	02
09S 06W 24	02	02	02	02	02	02	02
SUM		SUM		SUM		SUM	
37.0		37.0		37.0		37.0	
58		58		58		58	
33.0		33.0		33.0		33.0	
90.0		90.0		90.0		90.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: OMYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A55-02012A A55-02012B A55-02012C A55-02012D A55-04111 A55-10019 A55-10220 R55-02012A R55-02012D R55-10220

Other Water Rights Listing Overlapping Place(s) of Use:
A55-02012B

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 55-10019 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 315 AF.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 55-02012A, 55-02012D, 55-10220, 10019
STOCKWATER, 500 RANGE CATTLE.

Dates: Exam Made Date: 09/03/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: A
Presumption Flag:

Comments: Date: 01/27/1995 User-ID: LWERNER Subject: COPIED FROM REMARKS

C03 & C05 H05 & H08

AJ0749NP
No. R55-020128

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/19/97
PAGE: 2

Comments: Date: 01/27/1995 User-ID: LWERNER Subject: COPIED FROM REMARKS
OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)

Audit: 12/19/97 MSCHULTE

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

A55-02013B

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	N	9-3-92	6	N			
PT. OF DIV.	Y	L. Werner	1, 4, 5	Y			
SOURCE	N		6				
PL. OF USE	Y		1, 4, 5				
DIV. AMOUNT CFS/AF	Y			Y			
CONSUMPTIVE USE			Dept. Std.				
NATURE OF USE	Y		1, 4, 5	Chg. D Y to S.			
PERIOD OF USE	Y		Dept. Std.				
BASIS OF CLAIM	Lic.		L				
REMARKS	Y						

VERIFICATION CODES

TOPO MAP/ORTHO PHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 * OTHER (SEE COMMENTS) = 6 Same as licensed.

**IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
 SUBMITTED - YES ___ NO ___

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
 CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Claimant indicated on claim that this is a Boundary use right for storage but
 claimant has not responded to my request for information. RDD. 1-27-93

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

COPY INCLUDED
IN FILE?

(☒) ORTHOPHOTOQUAD

1979

IDWR ID NO. BB3

Y(☐) N(☐) Page 5a

() TOPOGRAPHIC

(☒) ~~MAP~~ GIS maps

DATE FIELD CHECKED

IDWR ID NO.

Y(☐) N(☐)

() ASCS AERIAL PHOTO

DATE OF PHOTO

IDWR ID NO.

Y(☐) N(☐) Pages 5b & c

() ASCS COLOR SLIDE

DATE OF PHOTO

IDWR ID NO.

Y(☐) N(☐)

() BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

IDWR ID NO.

Y(☐) N(☐)

() TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF PHOTO

IDWR ID NO.

Y(☐) N(☐)

() SCS SOIL SURVEY MAP

DATE OF SURVEY

IDWR ID NO.

Y(☐) N(☐)

() SUBDIVISION PLAT MAP

DATE ISSUED

IDWR ID NO.

Y(☐) N(☐)

(☒) OTHER

GIS table

DATE OF MAP

IDWR ID NO.

Y(☐) N(☐)

(☒) OTHER

New to file

DATE 4-2-98

IDWR ID NO.

Y(☐) N(☐) 5d

() OTHER

DATE

IDWR ID NO.

Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION PAGES

NOTES

() LICENSING FIELD EXAM

DATE OF FIELD EXAM

IDWR ID NO.

Y(☐) N(☐)

() WATER RIGHT LICENSE

DATE LICENSE SIGNED

IDWR ID NO.

Y(☐) N(☐)

() IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

IDWR ID NO.

Y(☐) N(☐)

() SYSTEM DESCRIPTION

DATE DRAWN

IDWR ID NO.

Y(☐) N(☐)

(☒) PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

IDWR ID NO.

Y(☐) N(☐)

() SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

IDWR ID NO.

Y(☐) N(☐)

() HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

IDWR ID NO.

Y(☐) N(☐)

() CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

IDWR ID NO.

Y(☐) N(☐)

(☒) FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

IDWR ID NO.

Y(☐) N(☐)

(☒) OTHER

split claims summary

DATE 1-2-1996

IDWR ID NO.

Y(☐) N(☐)

() OTHER

DATE

IDWR ID NO.

Y(☐) N(☐)

March 6, 1998

**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 30, 1998

Water right number: 55-02012B

JAMES P ANDERSON
PO BOX 231
JORDAN VALLEY OR 97910

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): *Add irrigation in SENE S24, SE NW NWSE S19, No BLM Land*
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:

☐ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 4-1-98

SIGNATURE: Sharon E. Mikosell

Please print your name: Sharon E Mikosell

MEMORANDUM TO FILES

TO: A55-02012B, -10019, -10022, -02122
FROM: MEL SCHULTE *MS*
DATE: APRIL 2, 1998

RE: OWNERSHIP CHANGES, NOTICES OF ERROR, BLM LAND, AMENDING CLAIM A55-10019.

On April 1, 1998 during a meeting in our office the above referenced items were discussed with Sharon Mikesell, Sheryl Anderson and Gertrude Anderson.

An ownership change supported by a 1967 Gift Deed was filed by Sharon E. Mikesell which indicates she owns an undivided one-half interest in the land appurtenant to the above claims. Her ownership was orally confirmed by Sheryl Anderson, widow of James Anderson, and Gertrude C. Anderson, mother of James Anderson and a grantor in the 1967 Gift Deed.

The second ownership issue discussed relates to the death of James Anderson on 2/26/1998. I informed them we would leave his name on the claims until a probate of his estate is opened in Idaho and we are provided with estate documentation. We will then add an estate designation to James Anderson's name. Sheryl indicated she would not have an opportunity to start a probate until some time in May 1998.

Based on Sharon Mikesell's ownership interest, I allowed her to amend claim A55-10019 by adding a stockwater component. The circumstances relating to the use of water for stock on the Anderson ranch justifies this amendment.

We reviewed the place of use for all of the claims and based on their collective knowledge of how the irrigation systems are used they found several small changes to make in the final recommendations. They also agreed with our findings that the NENE, Section 24 is BLM land and they do not want it included in their recommended claims. They don't think there has been any irrigation of this land in the past which they said should be supported by the location of the delivery ditch.

I informed them that Jim Anderson failed to file an SRBA claim for license 55-02122 which provided for irrigation in the SW 1/4, S19. Gertrude Anderson recognized this license as the Amy Maher right and said they have not irrigated that land for many, many years. They agreed there was no intention to resume the use of this right. When I informed them this water right will be lost, they agreed there was no need to file a claim and did not object to losing the right.

MTS

09:03:25
05/23/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A55-02012B

LAST: ANDERSON
ADDRESS: P.O. BOX 231
CITY: JORDAN VALLEY
PHONE NUMBER: 503-586-2685

FIRST: JAMES P.

STATE: OR ZIP: 97910

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE
Y

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: OTHER PARTS OF 55-02012 ARE OWNED BY LOWERY AND STANFORD.
THIS IS A BENEFICIAL USE USE STORAGE RIGHT FOR JUNIPER CREEK
DAM (GERTRUDE ANDERSON DAM)

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Gertrude Anderson

PHONE NUMBER: () - -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y () N ()

TIME: : A () P ()

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

See phone conversation memo

A. AJ CLAIM: # A55-02012B PRIORITY DATE: 09-09-1909 STAGE: L
B. WR RECORD: # 55-02012 PRIORITY DATE: 09-09-1909 STAGE: L

C. FIELD EXAM REQUIRED? FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

REMARKS:

RECOMMENDED PRIORITY DATE:

09-09-1909

REVIEWED BY

Anda Woorer

DATE

12-19-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02012B	09S	05W	9		NW	NE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX

A55-02012A - 42. NONE

A55-02082 - "D"

A55-04111 - "D"

A55-10019 - "D"

A55-02012

A55-02082A

A55-02082B

A55-02165

A55-10220

"D" = Disallowed

SOURCE: JUNIPER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02012	09S	05W	9		NE	NE		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX

R PREFIX

NONE

NONE

SOURCE: JUNIPER CREEK

TRIB: OWYHEE RIVER, NORTH FORK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DUE TO SOURCE DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
				Y	
				N	

WR RECORDS IN SAME 40 ACRE TRACT

55-02082A

55-02082B

55-02165

55-04111

55-04111

55-04111

55-04111

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REMARKS:

Field exam rpt of 9-5-13 says POD in NE NE Sec. 9
Field exam rpt. of 9-23-12 says POD in SW NE Sec. 9
Lumise issued on 11-1-13 says POD is somewhere around center of NE 1/4 of Sec. 9.
POD found where indicated below

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
9S	5W	9	—	NW	NE	OWY.

SOURCE: JUNIPER CREEK

TRIB: OWYHEE RIVER, NORTH FORK

REVIEWED BY: Linda Wanner

DATE: 12-19-94

System Description:

Cement dam in NW NW NE, Sec. 9, T9S, R5W. Water conveyed by dirt ditch
a 3/4 mile to a cement headgate located in NE SE SE Sec. 8. At this point water
taken by ditch that subs out into a field & is caught up in catch basin & run
through a 20" culvert which runs under road & into Anderson reservoir.
From the outflow point in SE SE NW, Sec. 17, water conveyed by dirt ditch
to POD. Flood irrigation.

* Claimant has not responded to my claimant contact letter dated 12-20-94
asking for more info. relating to conversion system & Dougherty creeks inclusion.
So, I am recommending claimant as above because: Claimant, i.e. Gertrude, did not
show me any injection pits. into Dougherty cr. For conveyance, 1987 Napp shows
this ditch (from reservoir) as running parallel to D.C., not into it, & it is not
licensed w/any injection points

Rights diverted @ NW NW NE, S9, T5, SW: R55-02012A
-02012B
-02012D
-10220
-10019.

A. ROOT WATER RIGHT NUMBERS: A55-02012A
A55-02012B

B. POU LISTING				AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
TWP	RNG	SEC	1/4 1/4 LOT NAME					
09S	05W	19	NW NW ANDERSON, JAMES P. ANDERSON, JAMES P.	A55-02012B / 30.0 A55-10019 / 30.0	- -		<i>lie</i>	
09S	05W	19	NE NW ANDERSON, JAMES P. NE NW ANDERSON, JAMES P.	A55-02012B / 3.0 A55-10019 / 3.0	- -	17.0	26	21 20
09S	05W	19	SW NW ANDERSON, JAMES P. SW NW ANDERSON, JAMES P.	A55-02012B / 35.0 A55-10019 / 35.0	- -		27	28 7
09S	05W	19	SE NW ANDERSON, JAMES P. SE NW ANDERSON, JAMES P.	A55-02012B / 18.0 A55-10019 / 18.0	- -	26.0	22	12
09S	05W	19	SW NE ANDERSON, JAMES P. SW NE ANDERSON, JAMES P.	A55-02012B / 5.0 A55-10019 / 5.0	- -	2.0	29	13 17
09S	05W	19	NW SE ANDERSON, JAMES P. NW SE ANDERSON, JAMES P.	A55-02012B / 2.0 A55-10019 / 2.0	- -	7.0	35	2
09S	06W	24	NE NE ANDERSON, JAMES P. NE NE ANDERSON, JAMES P.	A55-02012B / 4.0 A55-10019 / 4.0	- -	1.0	0	X 0
09S	06W	24	SE NE ANDERSON, JAMES P. SE NE ANDERSON, JAMES P.	A55-02012B / 20.0 A55-10019 / 20.0	- -	15.0	29	BLM 30
09S	06W	24	NE SE ANDERSON, JAMES P. NE SE ANDERSON, JAMES P.	A55-02012B / 10.0 A55-10019 / 10.0	- -	21.0	25	15 16
TOTAL ACRES				127.00		89.00		90 40

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER
DUE TO POU DISCREPANCY? (Y/N) Y

Does recommend all based on GIS calculation. MTS 2-9-98
** See GIS table for changes made 4-3-98*

** 102.5*

A55-02012B 5a
T95, R5W BB3

P6D

55'

306

16

20

20

Cabin 3 (C)

20

20

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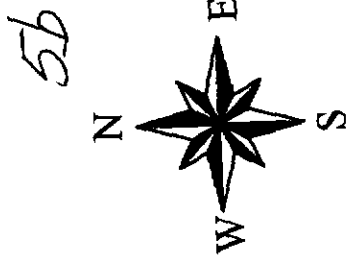
20

Creek

Creek

4979

IDAHO DEPARTMENT OF WATER RESOURCES
T09S, R05W, S19
T09S, R06W, S24



1987 NAPP PHOTO

SECTION LINES



POD



POU



1/4 1/4 LINES

ACRES

6

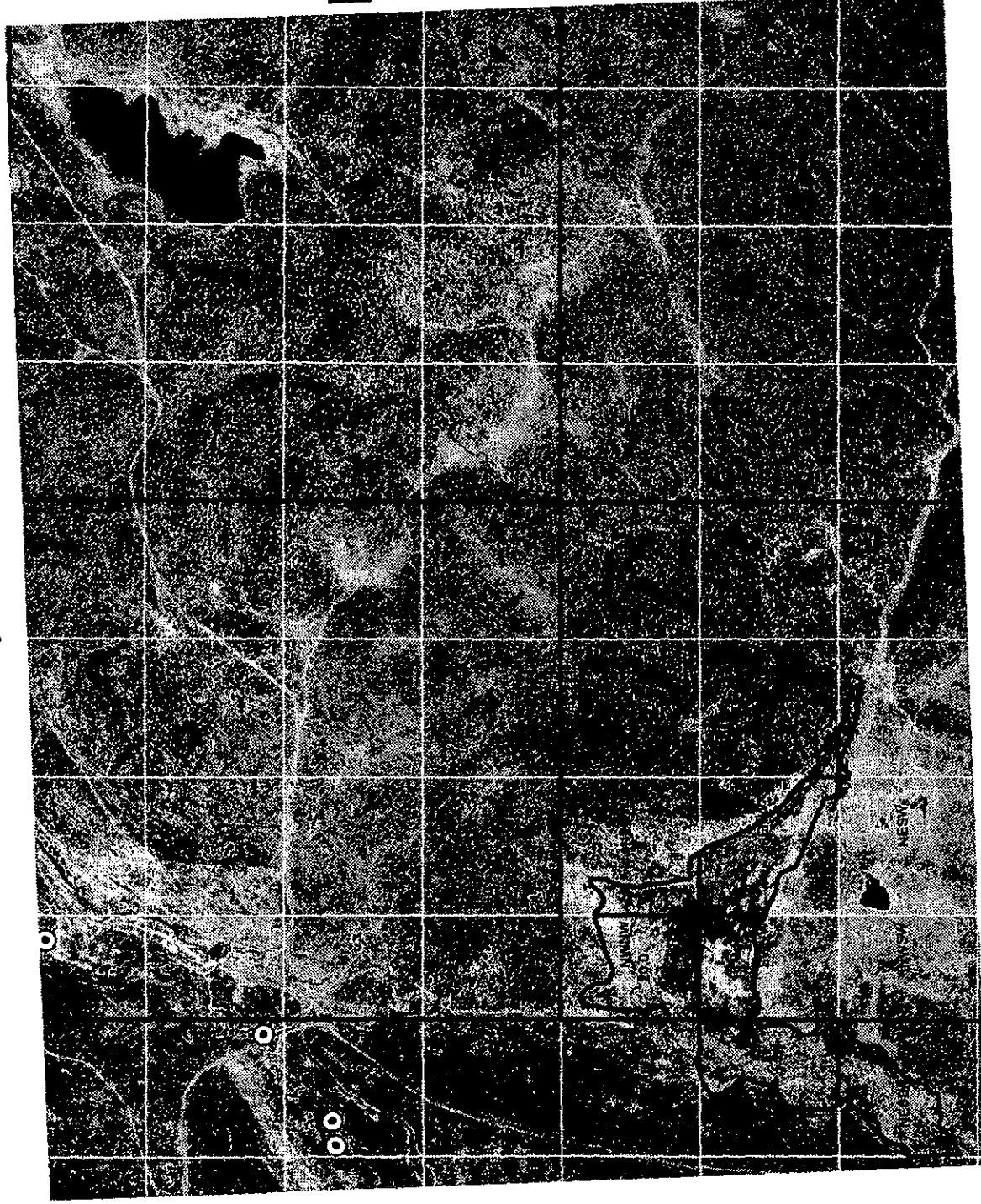
CLAIM(S) : 55-10019 & 55-02012B

OWNER(S): JAMES ANDERSON

Prepared by: Mel Schulte

Date: 4/3/1998

TOTAL ACRES = 102.5



1 Miles

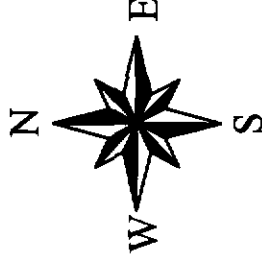


IDAHO DEPARTMENT OF WATER RESOURCES

T09S, R05W, S19

T09S, R06W, S24

5a



1987 NAPP PHOTO

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-10019 & 55-02012B

OWNER(S): JAMES ANDERSON

Prepared by: Mel Schulte

Date: 4/3/1998

TOTAL ACRES = 102.5



1 Miles

0.25

0.5

0.75

5d

WESTERN REGION

CLAIM NUMBERS A55-02012B 2A55-10019

AGENT MS DATE 4-3-98

TOTAL ACRES FROM RECOMMENDATION 102.5

GEOGRAPHIC INFO SYSTEM ACRES 102.5

READY FOR DECREE ✓ (YES) SENT FOR DECREE (YES)

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	95	5W	19.			1.6		8	20	13.5	20	.2					2.2			65.5
GIS			24.				21									16				37
																				102.5
RECOM																				
GIS																				

POLYGON CREATED ON 80 3

POLYGON # (137) () () () () UPDATED BY

ATTRIBUTES OF B55-POU.SHP (137) () () () () ()

ATTRIBUTES OF B55-POD.SHP () () () () () ()

B55-DBPOU.DBF UPDATED BY

B55-DBPOD.DBF UPDATED BY

GIS polygon 137 = 101 acres after combining

MEMORANDUM

To: Files R55-02012A, -02012B, 02012C, 02012D

From: Mel Schulte

Date: January 2, 1996

Re: SPLIT TREE FOR RIGHT 55-02012 BASED ON ADJUDICATION
RECOMMENDATIONS

<u>RIGHT NO.</u>	<u>CLAIMANT</u>	<u>DIV. RATE</u>	<u>ACRES IRRIGATED</u>
L55-02012	MAHER, ETAL	6.60 CFS IRR.+ DOM	473 AC.
R55-02012A	STANFORD	.96 CFS IRR .07 CFS STOCKWATER	48 AC
R55-02012B	ANDERSON	2.05 CFS IRR .12 CFS STOCKWATER	102.5 AC
R55-02012C	FMHA	DISALLOWED-RECOMMENDED AS R55-02012A	
R55-02012D	LU RANCH/ LOWERY	1.62 CFS IRR .09 CFS STOCKWATER	81 AC
"R" RECORD TOTALS		4.63 CFS IRR .28 CFS STOCKWATER 4.91 CFS	231.5 ACRES

Re: SUMMARY OF CLAIMS FILED ON LIC 55-02012

<u>CLAIM NO.</u>	<u>CLAIMANT</u>	<u>DIV. RATE</u>	<u>ACRES CLAIMED</u>
A55-02012	SPLIT RIGHT	6.60 CFS	
A55-02012A*	STANFORD	1.02 CFS IRR. .07 CFS STOCKWATER	51 AC
A55-02012B	ANDERSON	4.05 CFS IRR .12 CFS STOCKWATER	127 AC
A55-02012C*	FMHA	1.02 CFS IRR .07 CFS STOCKWATER	51 AC
A55-02012D	LU RANCH/	1.62 CFS IRR .09 CFS STOCKWATER	81 AC
TOTALS CLAIMED		7.71 CFS IRR .35 CFS STOCKWATER 8.06 CFS	310 AC

* DUPLICATE CLAIMS ON SAME PORTION OF RIGHT

PRESUMPTION FLAG:

REMARKS:

Change in POU. Suspected irr. in this area than as licensed
Presumption = C

RECOMMENDATIONS:

TOTAL ACRES:

90

REVIEWED BY:

Anda K. Jensen
M. J. Phyllis

DATE:

12-19-94
2-9-98

A. AJ CLAIMED USES:

PURPOSES
A55-02012B IRRIGATION
A55-02012B STOCKWATER

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

DIVERSION QUANTITY

4.050 CFS
.120 CFS
4.170 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES
55-02012 IRRIGATION
55-02012 DOMESTIC

MONTH/DAY
FROM
TO
FROM
TO

DIVERSION QUANTITY

6.600 CFS
6.600 CFS
6.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER

Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

Explain in remarks, below.

REMARKS:

Over season of use = 4-15 to 12-15. Claim supports a change in nature of use from domestic to stock. Domestic was issued at 0.014 cfs/acre. Claimed at 0.03 cfs/acre plus specified on separate Q for stock.

Y() N(X)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 4.170 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 6.600 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

FLOW MEASUREMENT

MEASUREMENT METHOD *Manning's eq. mont. done* SEE ATTACHED CALCULATIONS.
but did not use results not his claim based on

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A55-10019

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-02012B	JUNIPER CREEK	ANDERSON, JAMES P.	4.170	0.032		
A55-10019	JUNIPER CREEK	ANDERSON, JAMES P.	6.600	0.051	260.00	2.04

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

MANNING EQUATION CHANNEL CAPACITY RESULTS

8a
12-19-1994

File Number: A5502012B

Claimant: ANDERSON

Channel measured: JUNIPER CREEK DITCH

Date of measurement: 9/3/92

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 106 feet.

The upstream and downstream rod readings are 5.45 and 6.93 feet.

The channel cross section is 3.87 ft-sq.

The wetted perimeter is 6.40 feet.

The hydraulic radius is 0.61 feet.

The slope is 0.0140

The roughness coefficient is 0.0550

The flow velocity is 2.292 ft/sec.

The rate of flow is 8.88 cfs.

CROSS SECTION NUMBER 1

86

For File Number A5502012B for the JUNIPER CREEK DITCH

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.42	0.42	0.40
3	0.68	0.68	2.00
4	0.89	0.89	4.00
5	0.92	0.92	6.00
6	0.49	0.49	7.60
7	0.00	0.00	8.30

The area for this cross section is 5.64 square feet
and the wetted perimeter is 8.72 feet.

MANNING EQUATION - DATA COLLECTION

8d

Claim Number(s): A55-

Name of Claimant(s): Anderson

Name of Ditch, Canal, or Stream: Juniper a. ditch

Date of Measurement: 9/3/92 Data Collected By: L. Werner

Measurement Location: SW 1/4 NE 1/4 Section 19 T9S R5W

Cross Section Data

Basis: high water mark ☒ maximum capacity ()

Note: minimum of five depth or rod readings; first and last must be equal or zero

depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>0</u>	<u>0</u>	7. <u>0</u>	<u>0</u>
2. <u>.42</u>	<u>.4</u>	8. <u>.75</u>	<u>.6</u>
3. <u>.68</u>	<u>2.0</u>	9. <u>.76</u>	<u>2.0</u>
4. <u>.89</u>	<u>4.0</u>	10. <u>.59</u>	<u>3.0</u>
5. <u>.92</u>	<u>6.0</u>	11. <u>0</u>	<u>3.2</u>
6. <u>.49</u>	<u>7.6</u>	12. <u></u>	<u></u>
<u>0</u>	<u>8.3</u>		

Slope Data

Basis: high water mark () channel bottom () land surface ()

Level Readings:	upstream	downstream	
upper stadia	<u>5.78</u>	<u>7.13</u>	
center	<u>5.45</u>	<u>6.93</u>	
lower stadia	<u>5.12</u>	<u>6.73</u>	channel length
stadia difference	<u>(66' + 40) x 100 = 106'</u>		

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes ()

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	✓	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010		(2)
fine gravel	.024		(3)		.015	✓	(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
				SURFACE IRREGULARITY			
smooth	.000		(1)	low	.005		(1)
minor	.005	✓	(2)		.010	✓	(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
			high	.030		(6)	
				.040		(7)	
				.050		(8)	
			very high	.060		(9)	
				.075		(10)	
				.100		(11)	
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000		(1)	minor	1.00	✓	(1)
occasional	.005	✓	(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 90 x 0.02 CFS/ACRE = 1.8 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 317.5 AF/A

ACRES 90 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 = N/A

TOTAL CONSUMPTIVE USE 225 AF/A

3. IRRIGATION DIVERSION VOLUME N/A

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

E07 or F05: Other rig lts w/ same POD = So far: 55-2012A, B, D, 10019, 10220

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
Irrigation	4-15 10-15	1.8		225.0
Stockwater	1-1 12-31	0.12		N/A
		1.92		225.0

TOTAL FOR THIS RIGHT

REVIEWED BY:

David Warner

DATE:

1-26-95



9-3-92 LRW

Diversion - Section 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$



9-3-92 LRW

Headgate where water is taken S.E. to Stanfords &
S.W. to Andersons



9-3-92 LRW

Culvert on east side of road at inflow to reservoir.



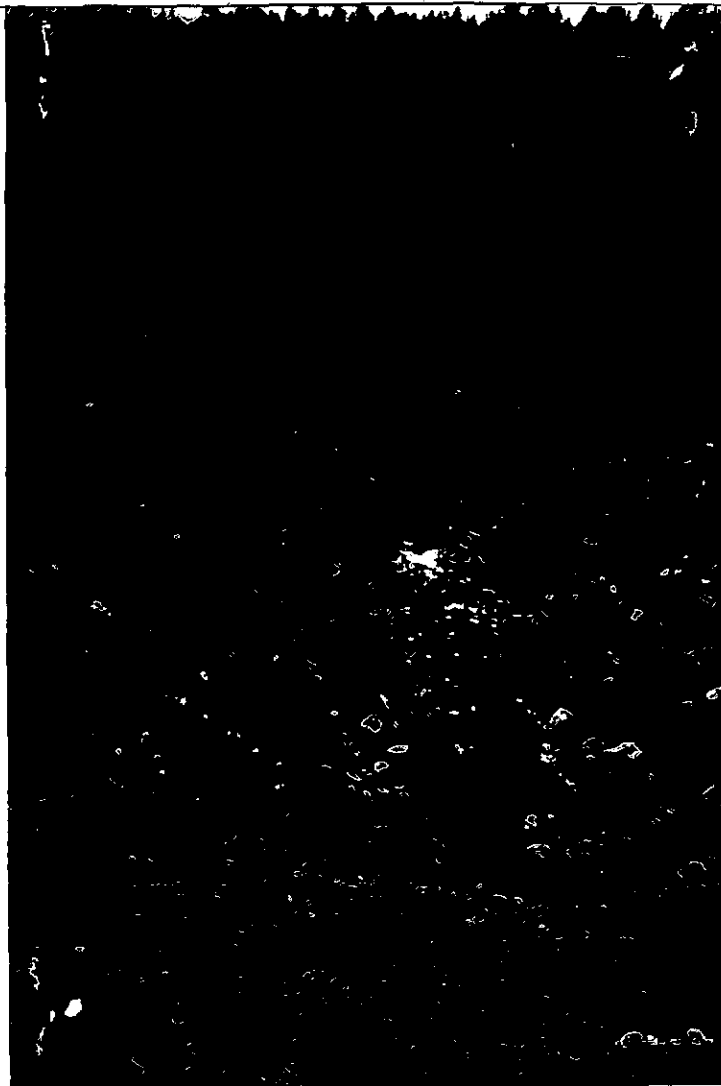
9-3-92 LRW

Sub-irr. field where water is caught up for collection
through culvert to reservoir.



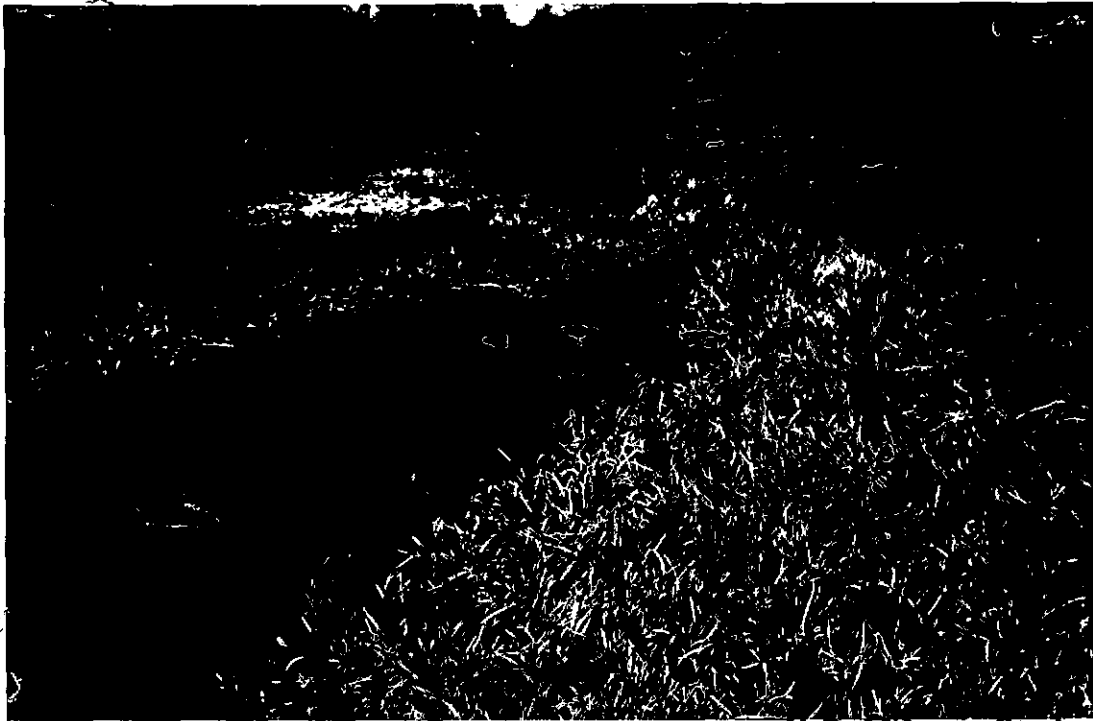
9-3-92 LRW

At N.E. corner of reservoir looking S.W.



097 06-5-6

Outflow from reservoir



4-3-92 LRW

Juniper creek ditch Manning site no. 2



4-3-92 LRW

Place of use- Section 19, SE 1/4 NW 1/4, looking N.W.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED (X)
NEEDS REVIEW ()
()
()
()

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-02012

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 6.600
EXAMINER

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-02012A	1.020	-	-	-	-
-	A55-02012B	4.170	-	-	55-02012	6.600
-						

TOTAL CFS 5.190

6.600

DIVERSION RATE REVIEW

DATABASE N

FIELD EXAMINER

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

REMARKS:

Anderson A55-02012B, 90 Acres found
See Attached Memo dated 1-2-1996 that reviews claims filed
and recommendations for right 55-02012 - # 119

AUTHENTICATION:

SIGNATURE: Linda Werner

DATE: 1-27-95

NAME OF FIELD EXAMINER: Linda Werner

TITLE: Sr. WR Agent

To: Files R55-02012A, -02012B, 02012C, 02012D

From: Mel Schulte

Date: January 2, 1996

Re: SPLIT TREE FOR RIGHT 55-02012 BASED ON ADJUDICATION
RECOMMENDATIONS

RIGHT NO.	CLAIMANT	DIV. RATE	ACRES IRRIGATED
-----------	----------	-----------	-----------------

L55-02012	MAHER, ETAL	6.60 CFS IRR. + DOM	473 AC.
R55-02012A	STANFORD	.92 CFS IRR	46 AC
R55-02012B	ANDERSON	1.80 CFS IRR	90 AC
R55-02012C	FMHA		
R55-02012D	LU RANCH/ LOWERY	1.62 CFS IRR .09 CFS STOCKWATER	81 AC
DISALLOWED-RECOMMENDED AS R55-02012A			
"R" RECORD TOTALS			
		4.34 CFS IRR	217 ACRES
		.28 CFS STOCKWATER	
		4.62 CFS	

Re: SUMMARY OF CLAIMS FILED ON LIC 55-02012

CLAIM NO.	CLAIMANT	DIV. RATE	ACRES CLAIMED
-----------	----------	-----------	---------------

A55-02012	SPLIT RIGHT	6.60 CFS	
A55-02012A*	STANFORD	1.02 CFS IRR. .07 CFS STOCKWATER	51 AC
A55-02012B	ANDERSON	4.05 CFS IRR .12 CFS STOCKWATER	127 AC
A55-02012C*	FMHA	1.02 CFS IRR .07 CFS STOCKWATER	51 AC
A55-02012D	LU RANCH/	1.62 CFS IRR .09 CFS STOCKWATER	81 AC
TOTALS CLAIMED			
		7.71 CFS IRR	310 AC
		.35 CFS STOCKWATER	
		8.06 CFS	

* DUPLICATE CLAIMS ON SAME PORTION OF RIGHT

MEMORANDUM

1/a

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MEMORANDUM

June 21, 1955

Subject: Mr. Permit No. 5224 - Waters of Juniper Creek
File:

The following Permits and Licenses are also on Juniper Creek:

License No. 1112 to Joseph Lawson

License No. 15607 to Ray E. Baker

Permit No. E-53 associated with Permit No. 1112

Permit No. E-174 associated with Permit No. 1112

Mr. Jeff Anderson had requested that State Reclamation Engineer, Edip, or someone representing him, come to his ranch on Juniper Creek on June 13 or 14 in order to look over the water situation and help the people using the waters of Juniper Creek to arrive at an equitable distribution of same. Mr. Falem was in the office on Monday, June 13, and looked up the records regarding Juniper Creek.

On Tuesday, June 14, at approximately 10:00 A.M. I met Mr. Jeff Anderson at his place on Juniper Creek. A very short time thereafter, Mr. Falem and Mr. McKay drove up. Together the group of us went to the highest diversion on Juniper Creek and estimated the flow of water at the various headings.

The highest outlet, which was estimated to be carrying approximately 1 second foot of water. There was also estimated to be approximately 1 second foot of water getting through the dam at the main point of diversion where the large canal leading around to the West above the fields takes out from the stream. The waters carried by this canal and referred to in License No. 5224 were the only ones over which there was any discussion or controversy. Mr. Falem claimed that for the last ten years, to his knowledge, the waters had always been distributed in the same manner, namely, that after the storage season no water from the canal went either into storage or through to the lower place which is off stream from Juniper Creek. Jeff Anderson felt that he should have part of the waters flowing in the canal when there was volume in excess to that which was necessary to irrigate the McKay place which is now being farmed by Mr. Falem. An attempt was made to estimate the amount of water coming into the head of the canal. The cross sectional area of the head gate to the canal was 34" wide at the bottom and 27" wide at the top of the water. Water was flowing 1.67 feet deep through this. A check of the rate of flow by using a small dry willow stick 8" long by 1 1/2" in diameter and checked with a stop watch gave a current rate of 4 1/2" in 2 seconds, or a rate of 2" per second. This gave slightly over 8 cubic feet per second at the head of the canal. It was then measured with a portable 2" cippolletti weir downstream where the canal turns out side the fence between the McKay house and Juniper Creek. The amount of water was 250.

MEMORANDUM

Subject _____

File _____

The controversy was actually over the amount of water actually necessary to irrigate the McKay place and furnish the 165" at the head gate of Mr. Egan to fill the right under License No. 1332 which has priority over any other usage on Juniper Creek.

It was finally agreed as follows on a trial basis:

Allow enough out of the first ditch taken out below the canal head gate that being taken out at the highest head gate along the ditch to allow that water to flow down the ditch to the point of diversion for License No. 1332 to fill the right to said License, or 165".

Then when there is excess water in the stream so as there is excess water in the canal, divide the amount of water above the water provided under License on a fifty-fifty basis. And when there is not sufficient water to irrigate the McKay fields by rotation of the water then all the water passing onto Jeff Anderson's place should be cut off so that the full delivery is on McKay's place.

Additional Information Regarding Juniper Creek

McKay owns the farm the highest up stream on Juniper Creek and has a License No. 5224 for his land in Section 9, which along with land owned by Mr. Loosman on Juniper Creek totaled 151 inches. Anderson had a right under the same Permit for 312 acres off stream. He also encircled a high water right for storage in the Maher reservoir which was estimated to hold 500 acre feet on the Completion of Works. There is also a high water right for the Hardisty-Wilson reservoir which claims 176 acre feet of storage.

Mr. Egan claims the lands on Juniper Creek are gravelly and that a very large head of water is required for irrigation purposes. Mr. Anderson feels that the water used on Juniper Creek could be used more economically and allow part of that which is claimed under the above License to be delivered on to his pasture and hay land that lies off stream from Juniper Creek. Mr. McKay, who is one of the main parties interested, feels that probably more economical use of the water could be made of the water and some be sent on down to Mr. Anderson.

5224

By _____
Deputy State Reclamation Engineer

MEMORANDUM

DATE: 02-Jan-1992 16:10

TO: FILES A55-02012A, B, & C AND A55-02007

FROM: KAY WALKER

RE: SEASON OF USE

Pursuant to a visit from Michael Stanford this morning, there is an agreement in place which limits the season of use on some of these rights. The agreement is supposed to be in the Department's records and is in the names of L.R. Falen and Frank Maher. A search of the micro-film of the old files may result in the agreement surfacing and/or Mr. Stanford said that Mr. Falen had given him a copy of the agreement and he would try to locate it (or some water right numbers on it) and relay the information to me.

The agreement limited the season of use of Juniper Creek water to allow Mr. Falen a longer irrigation season than Maher's right. BE SURE TO CHECK FOR THIS AGREEMENT BEFORE RECOMMENDING THESE CLAIMS.

1-3-96 - No formal agreement in file or on micro-fiche. - the attached memo dated 6-21-1955 indicates an informal trial basis agreement between several users may have been used but is not substantiated.

MICROFILMED

SEP 29 1992

FIELD EXAM PHOTO INDEX SUMMARY

Date: 9-3-92

Roll No.: _____

Photographer: L. Wenner

PHOTO NO.	SUBJECT
1	POD
2	POD } jumper on stand
3	Headgate + orange dam -
4	Culvert - ~ 20" in amongst branches N. side of rd
5	pic. of small sub in field N. of road
6	Ditch from culvert + reservoir.
7	Outflow from reservoir (S side)
8	POD - Spring
9	POD - Spring
10	POU - spring looking back toward house. (east)
11	POU - close to house - spring
12	POD - Spring in wooden box used for house
13	POU - jumper on ditch by man. # 2
14	POU - just east of stock reservoir
15	New roll
16	P.O.U. - from clubhouse note all field - note the
17	location of ditches, high spots + sage brush.
18	I was standing on hill at road
19	
20	
21	
22	
23	
24	



State of Idaho DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

December 20, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

JAMES P ANDERSON
PO BOX 231
JORDAN VALLEY OR 97910

Dear Mr. Anderson:

SUBJECT: Notices of Claim to a Water Right numbered
A55-10019 and A55-10022

In the past, you submitted the above referenced claims in the Snake River Basin Adjudication. These claims were filed based on a "Beneficial Use". Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date".

Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water. Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement.

Please be advised that this is our second request for this information. Our first request was made on June 28, 1991. If no evidence is submitted, or we do not hear from you within the time limit below, your Notices of Claim cannot be recommended to the Court for decree.

Notice of Claim number A55-02012B

You also submitted the above numbered claim for irrigation and stockwater usage. This claim is based on a right which was originally licensed for irrigation and domestic usage. When you filed this claim in the Adjudication you changed the domestic usage to stockwater usage. When did the first stockwater usage occur? Where are the stock located and during what times of the year are they in that location?

Also, please send me specific information regarding your conveyance system. Is water being conveyed through Dougherty creek? Is the conveyance ditch manmade or a runoff stream? Has the Dougherty creek channel ever been altered?

Not Claimed

[illegible]

DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet For

SRBA Claim Verification Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Claim Verification Report(CVR)
☒ Copy of Adjudication Claim
☐ Copies of pertinent files(prev. rts., exams, etc.)
☐ Well Inspection Form (If Needed)
☒ Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
☐ Check (P.D.) ^{NO} & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.)
☒ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
☒ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl? NO
Type of Overlap? ☒ Add acres or uses to existing system
☒ Increase rate of flow or volume
☐ Other: _____
☒ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
☒ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Different source for same acres
☐ Other: _____
☐ Appointment Letter Sent? _____(initial & date)
☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed CVR Form
☒ Photographs of Point(s) of Diversion and Place of Use
☒ Completed map outlining Point(s) of Diversion and Place of Use

C. Review and Processing:

Claim No. submitted for weekly exam completed prog. report? ☒ Yes ☐ No
Exam completed date data entered on claim LRW 1-27-95 (initial & date)
Claim Verification Report completed LRW 1-27-95 (initial & date)
Was CVR spot-checked by Supervisor? ☐ Yes ☒ No _____ (initial & date)
R claim file created LRW 1-27-95 (initial & date)
Recommendations entered on R claim file 1-27-95 LRA (initial & date)

8-28-92 No answer @ 0910

1440

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A55-2012B, 10019, 10022

NAME OF CONTACT Mrs. Anderson (Mertude)

PHONE NO. (503) 586-2685 ADJ. AGENT Linda Warner

DATE SET FOR EXAM 9-3 Thurs. - am - 8:00 am

LOCATION Met me in J.V. at Post office parking lot. Mitsubishi.

Call her when I arrive - 2461

Diverting at full rates? _____

Type of measuring devices? _____

Places to make measurements? _____

Type of system? (pipeline, ditches) _____

How many laterals are used? _____

Length and size of mainline? _____

Size of Motor used for each P/D? _____

Estimate of depth to water? _____

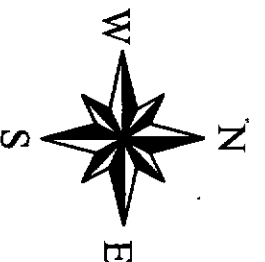
Pressure at well? _____

Pressure at sprinkler head? _____

COMMENTS Will have Mr. Anderson call me back by Tues., 9-1

IDAHO DEPARTMENT OF WATER RESOURCES

TO9S, R05W, S19
T09S, R06W, S24



1987 NAAPP PHOTO

SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-010019 & 55-02012B

OWNER(S) : JAMES ANDERSON

Prepared by: Mel Schulte

Date: 2/4/1998

TOTAL ACRES = 90

0 0.25 0.5 0.75 1 1.25 Miles



See Map dated 4-3-98 for changes to this map