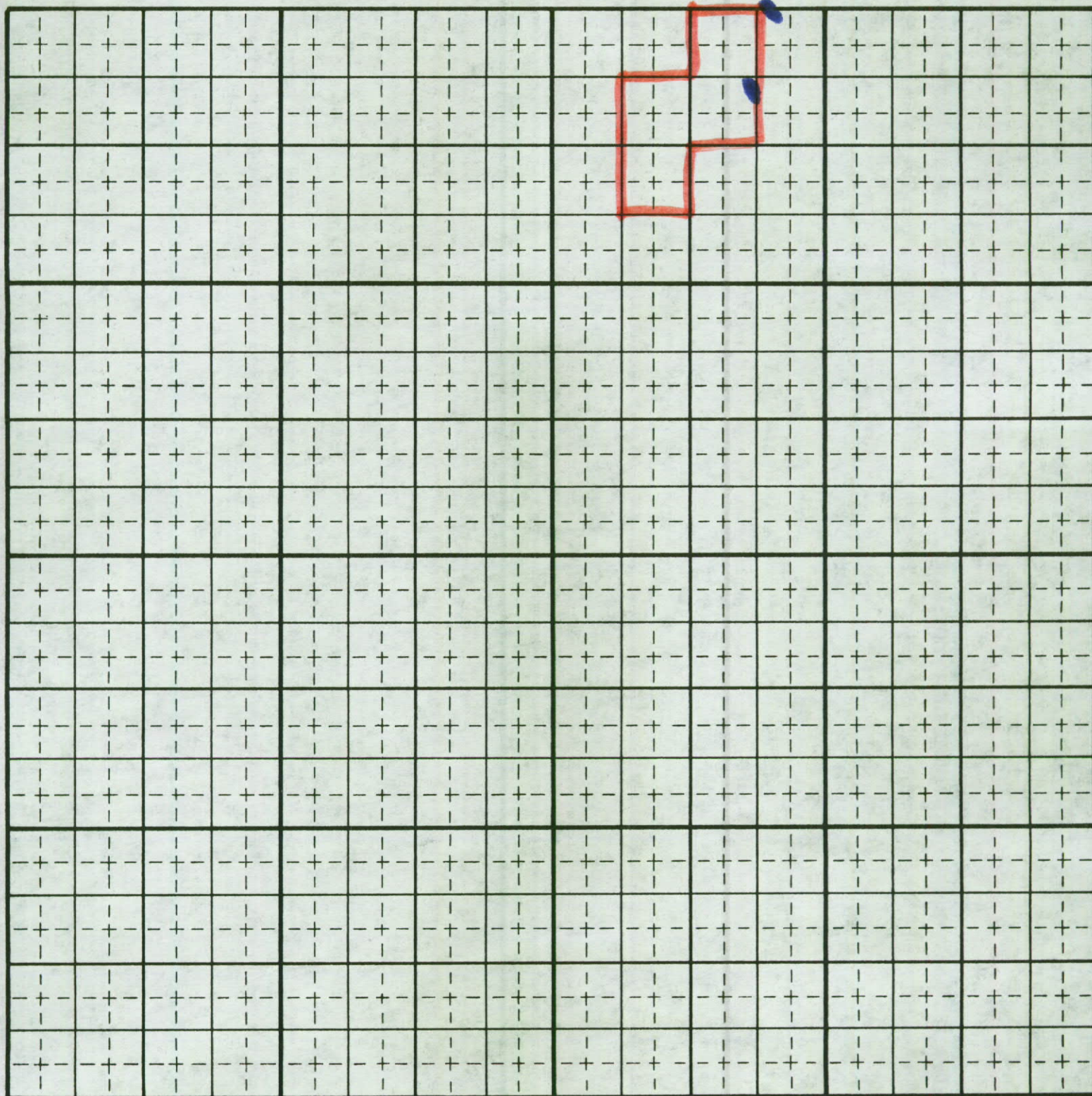


Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

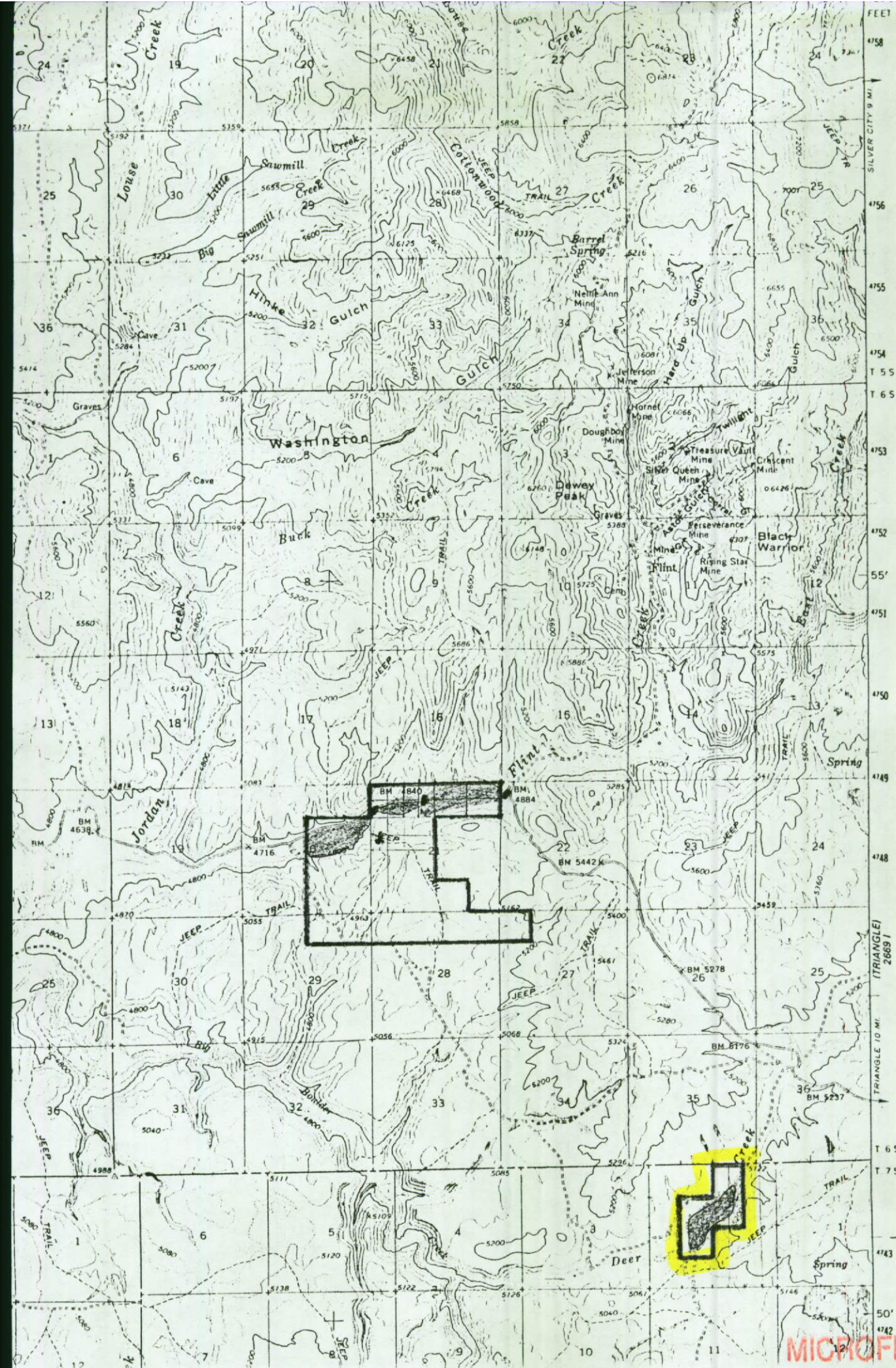
Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

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Copies: White-State, Yellow-Claimant

SEP 29 1992



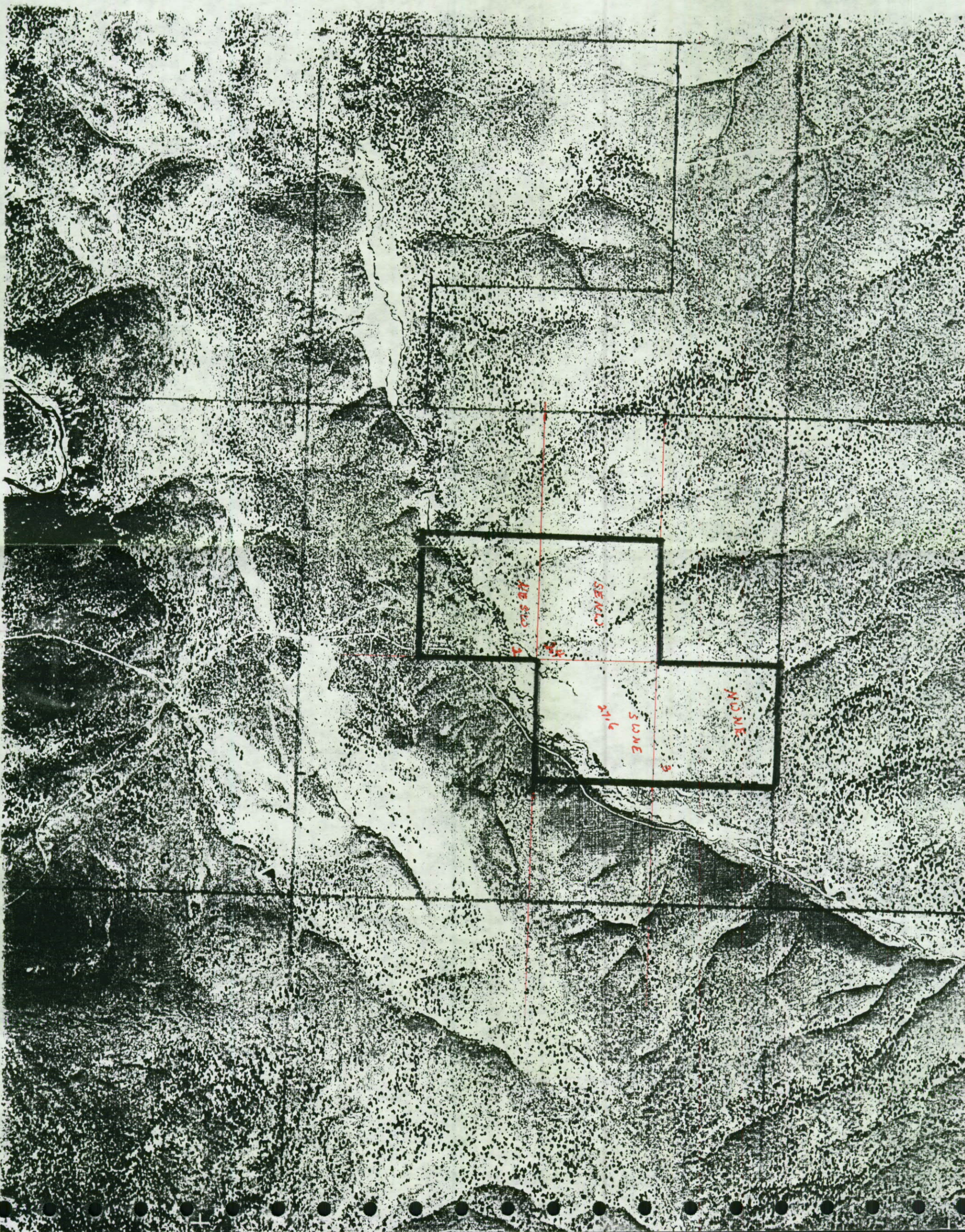
65
SPRING FOR HOUSE
SUBSOL
21 65 HW

A55-D4001

T75
R4W

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SEP 20 1992



NONE

SENI

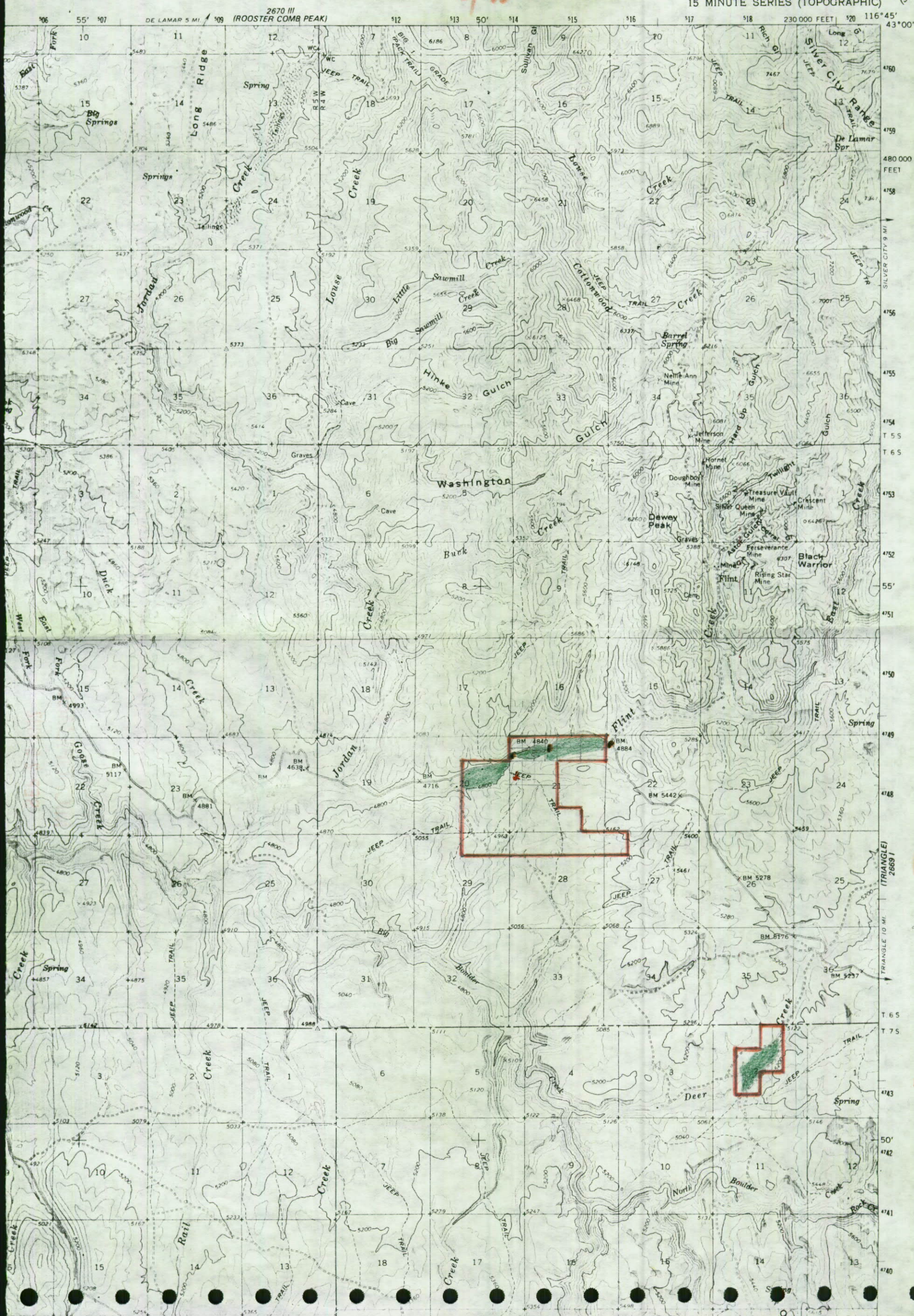
SENI

SENI
pile

FLINT CREEK QUADRANGLE
IDAHO-OWYHEE CO.
15 MINUTE SERIES (TOPOGRAPHIC)

2670 III
(SILVER CITY)

4W



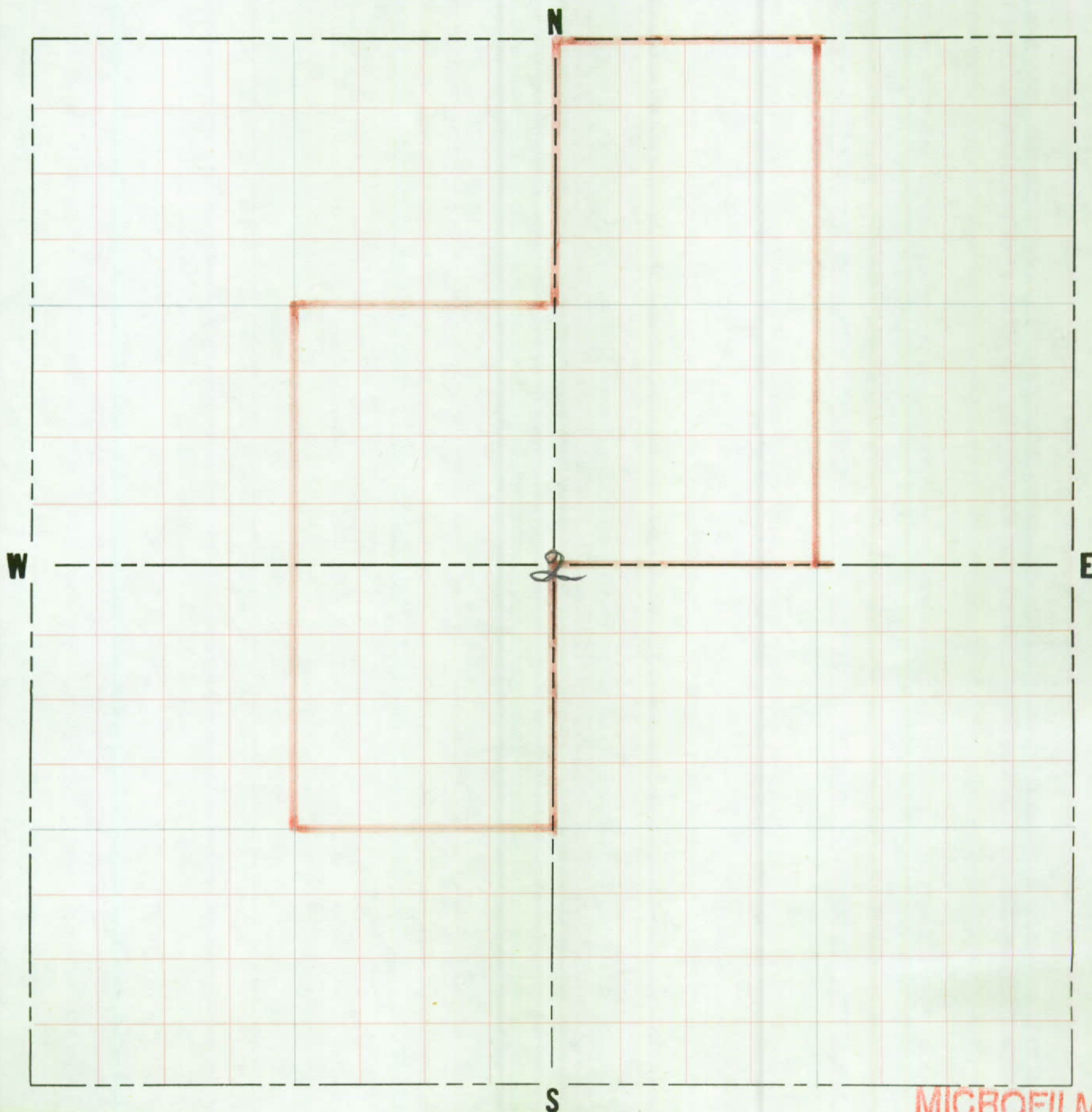
65

Spring for New
SW 1/4 NW 1/4
21 65 4W

75

SECTION 2 75 4W

SCALE FOR QUARTER SECTION { Each side large blue squares= 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. 1 Inch { Each side small red squares=2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER SECTION, 200 Ft. = 1 Inch { Each side large blue squares= 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
Each side small red squares=1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE

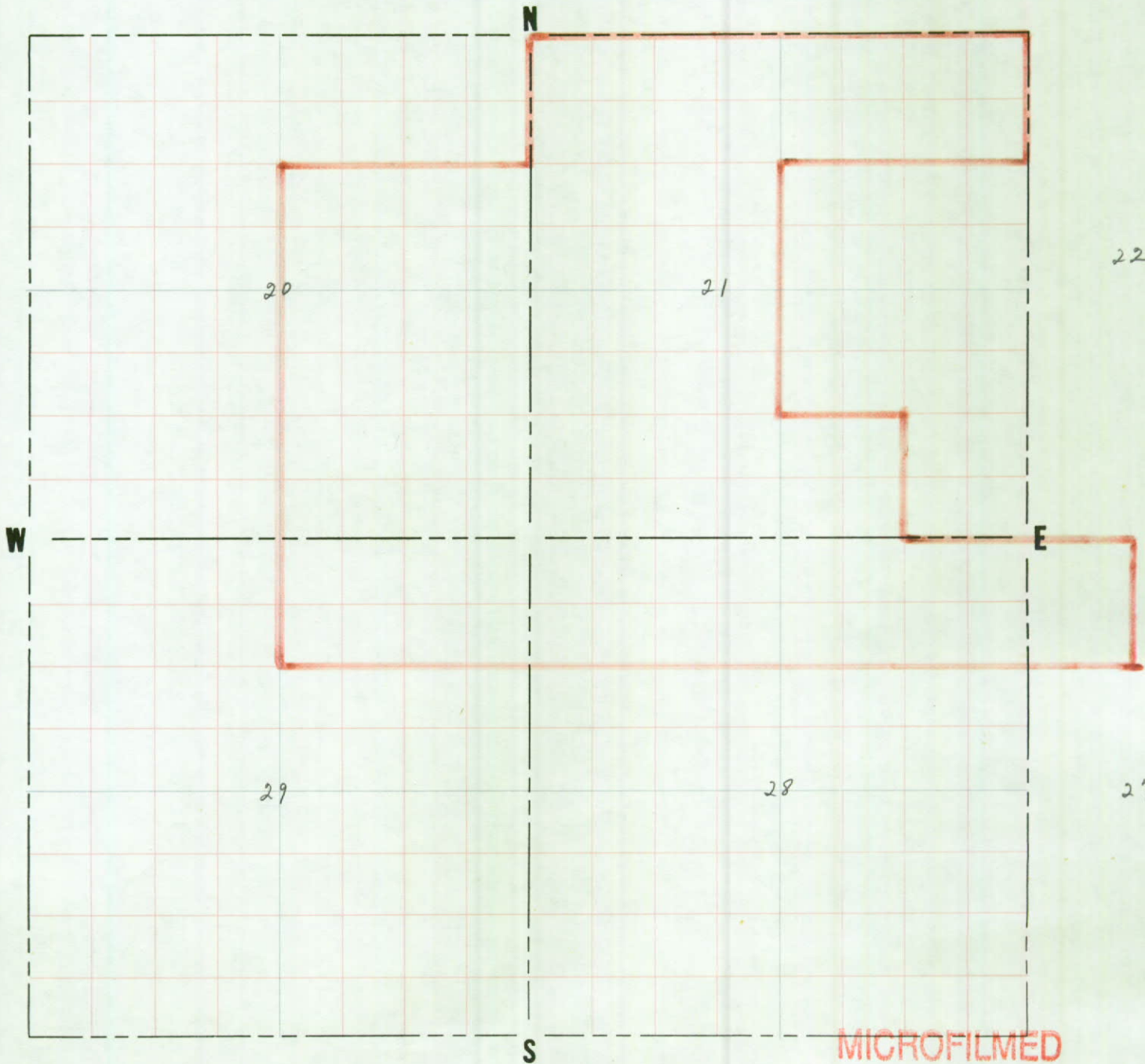
Copyright, 1967, James Hamilton Adair, Flint, Michigan

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SEP 29 1992

65 4W

SCALE FOR QUARTER SECTION { Each side large blue squares= 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. 1 Inch { Each side small red squares=2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER SECTION, { Each side large blue squares= 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
200 Ft.= 1 Inch { Each side small red squares=1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

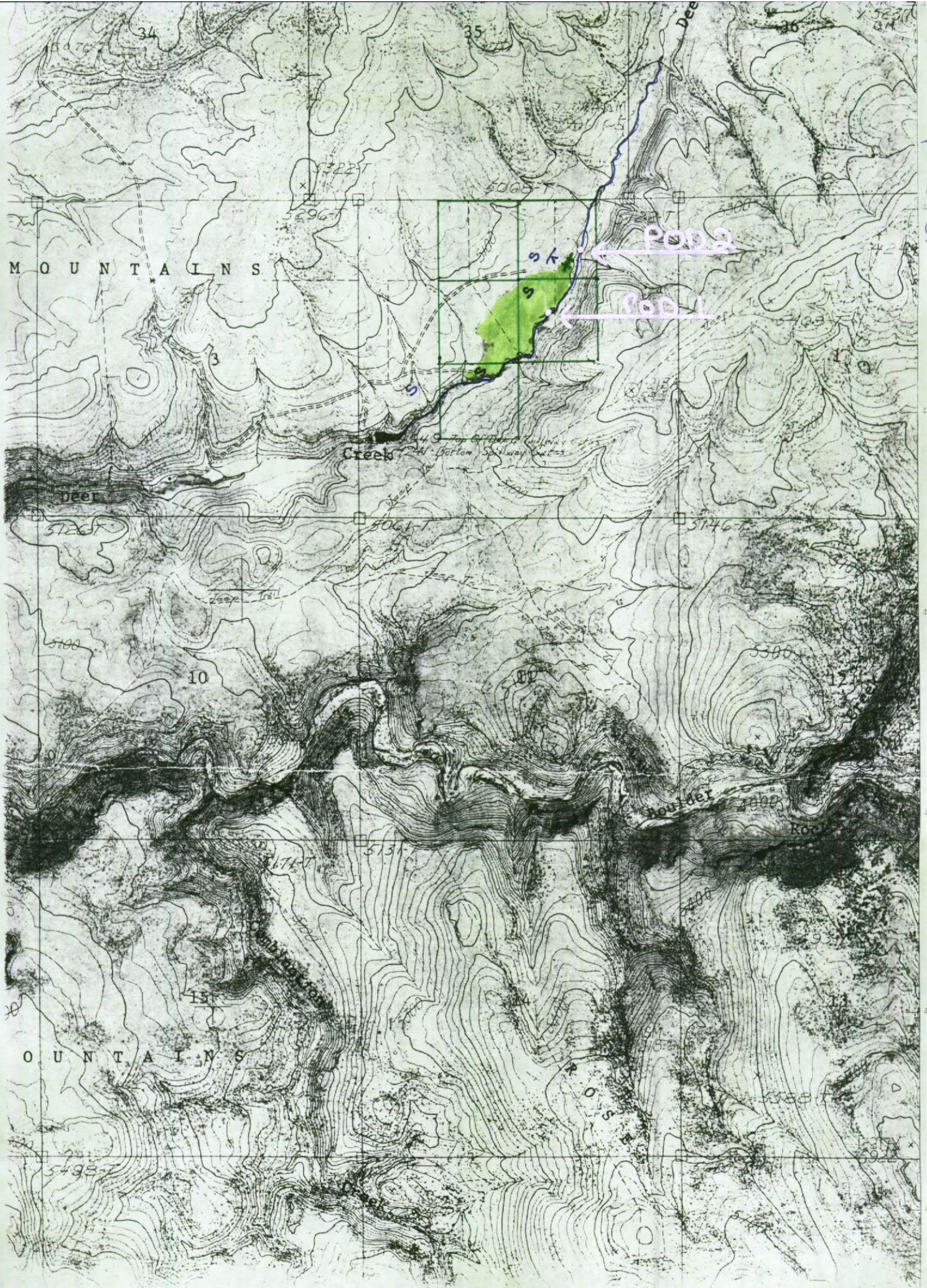
PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE

Copyright, 1967, James Hamilton Adair, Flint, Michigan

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SEP 29 1992



4a

T7S

R4W

S.2

50'

442

4141

4140

4139

AA54

A55-4001 E. Bahem

Range No 4 West of the Boise Meridian, Idaho.

A55-04001
E. Bohem

46

T7S, R4W, Sec. 2

Sec 33

Sec 34

Sec 35

Sec 36

RETRACED

8070

7969

589.32 W.

8030

589.20 W.

RET.

5.89.33 M. 40.3 5.89.01 W. 40.4 5.89.21 M. 40.6 5.89.37 W. 40.3 39.58 40.11 40.15 40.15 40.25





8-12-93

Diversion no. 1 in SWNE, Section 2. Brush + stick dam



8-12-93

From POD 1 ditch to pond to ditch (2.2' wide x 0.4' deep)

A55-04001

56

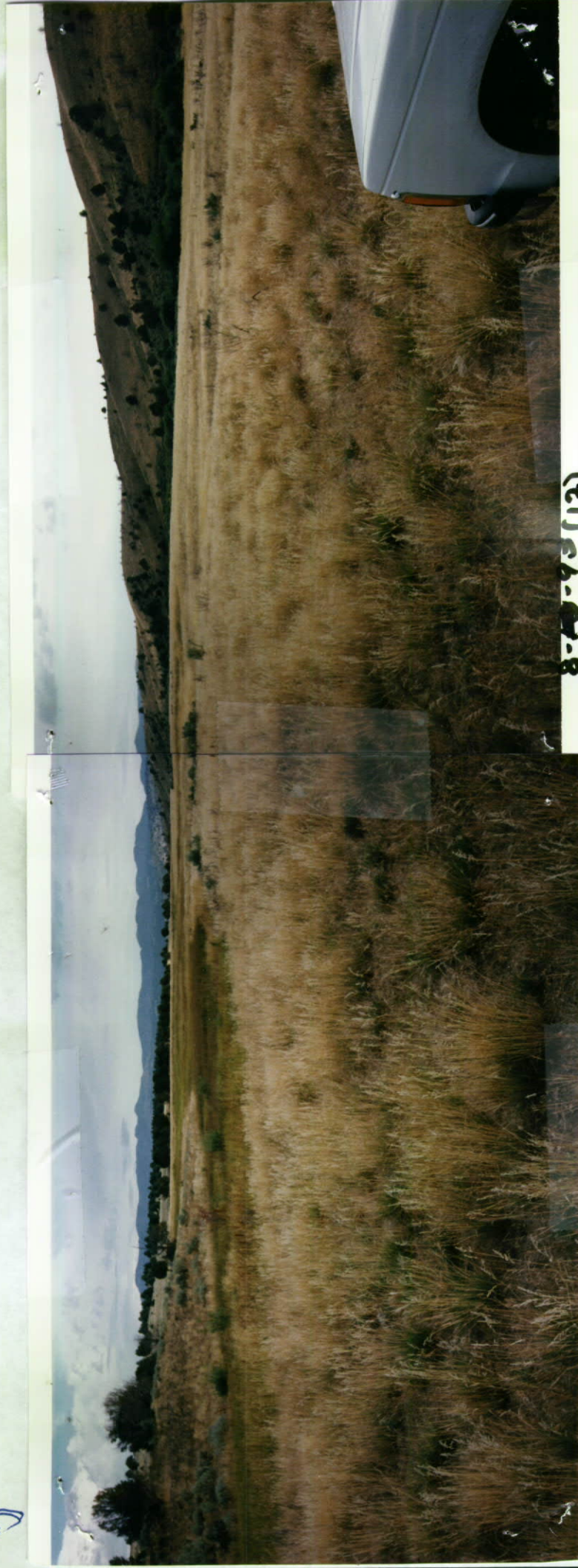


Ditch from pond to place of use.



Diversion no. 2, gravel & rock dam & ditch to place of use.

A55-04001



8-10-93 (12)

Place of use from Deer creek, looking northeasterly from southwestern tip from west to east.

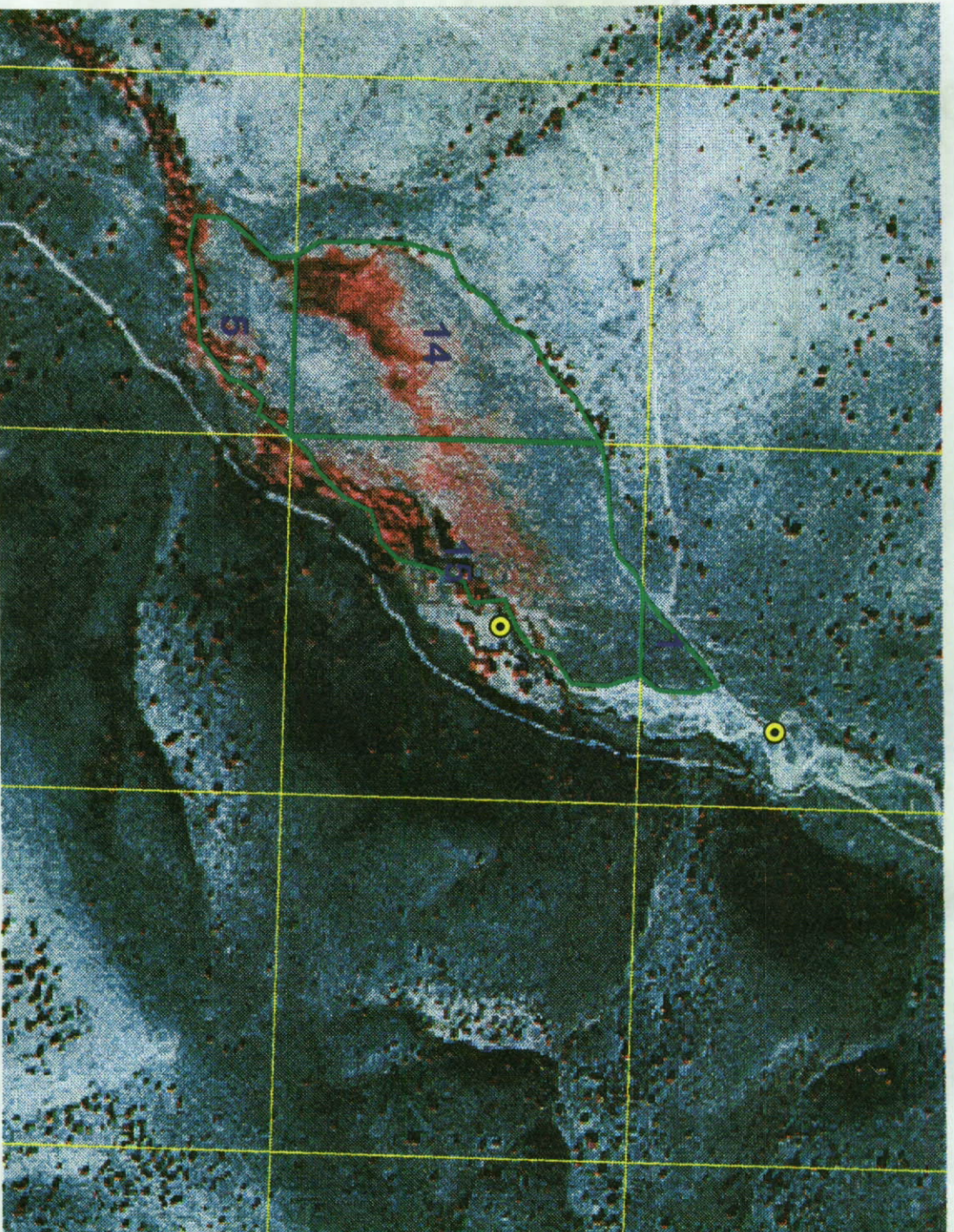
Fig. 3 of 3

IDAHO DEPARTMENT OF WATER RESOURCES

T07S, R04W, S2



1987 NAAPP PHOTO



SECTION LINES

POD

PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04001

OWNER(S): ERNIE BAHEM

Prepared by: Mel Schulte

Date: 2/4/1998

0.2 0.4 0.6 0.8 Miles
TOTAL ACRES = 35

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: **A55-04001**
Date Received: 12/ 2/1988
Receipt No: C003726
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: ERNIE BAHM 208-495-2301
Address: PO BOX 73
MURPHY ID 83650

2. Date of Priority: APR 1, 1953

3. Source: DEER CREEK Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	04W	2	NW	NE	NE		OWYHEE
			NE	SW	NE		OWYHEE

5. Description of diverting works:
DAM, TRACTOR POWERED PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	04W	2	NW	NE		IRR	3.0
			SW	NE		IRR	27.6
			SE	NW		IRR	2.4
			NE	SW		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	35.0
					Total Acres	35.0

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:
NONE

14. Remarks:
ADDRESS CHANGED PER CLAIMANT INFORMATION. 8/14/97 LH

15. Basis of Claim: STATUTORY CLAIM



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

August 6, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ERNIE BAHAM

PO BOX 73

~~MELBA ID 83641~~ *Munphy Id 83650*

RECEIVED

AUG 13 1997

Re: Snake River Basin Adjudication (SRBA)

Water Right No. 55-10015

Change of Address

Water Rights Nos. A55-04001, A55-04002 & A55-10274 show correct address.

Department of Water Resources

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

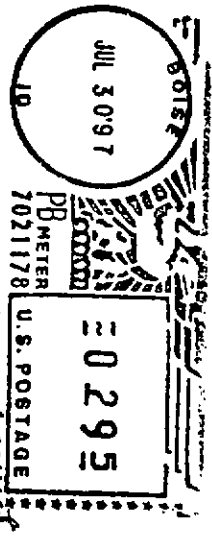
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 3370
Boise, Idaho 83720-0098

T.O. 12X.15
Murphy, Id. 83350



RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



collected
A55-04001 = R record correct
A55-04002 = R record correct
A55-10274 = R record correct
\$15/97

IMPORTANT WATER RIGHT INFORMATION

55-10015
ERNIE BAHEM
HC 79 BOX 100 THE D
WATER ID-28641

RECEIVED

AUG 04 1997

Department of Water Resources

83720/0098

CT

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: A55-04001
Date Received: 12/02/1988
Receipt No: C003726
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERNIE BAHM 208-896-4710
Address: HC 79, BOX 106 1/2 D
MELBA, ID 83641

2. Date of Priority: APR 01, 1953

3. Source: DEER CREEK Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	04W	2	NW	NE	NE		OWYHEE
			NE	SW	NE		OWYHEE

5. Description of diverting works:
DAM, TRACTOR POWERED PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	04W	2	NW	NE		IRR	3.0
			SW	NE		IRR	27.6
			SE	NW		IRR	2.4

A55-04001

Page 1

Date: 12/05/88

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SEP 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	04W	2	NE	SW		IRR	2.0

Section Acres 35.0

Total Acres 35.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 _____

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 A55-04001
Date Received 12-2-88
Receipt Number 0003726 ct

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ERNIE BAHAM Phone (208) 896 4710

Mailing Address HC 79 Box 106 1/2 D MELBA IDAHO Zip 83641

2. Date of Priority (Only one (1) per claim) April 1953

3. Source of water supply (a) DEER CR
which is tributary to (b) BOULDER CR

4. a. Location of existing point of diversion is: Township 7S Range 4W Section 2,
NW 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: NE SW NE 2 7S 4W

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

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

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DIRT dam + Sprinkler Pump
From Creek Tractor PTO supplies power for pump

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SEP 29 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For 1/RR1 irrigation purposes from 4-1 to 11-1 amount .70 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Total consumptive use claimed is 87.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
75	4W	2		3	276					2.4	2								35

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (☒)

14. Remarks:

Last Name _____ Ident No. _____

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Copies: White - State, Yellow - Claimant
SEP 29 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

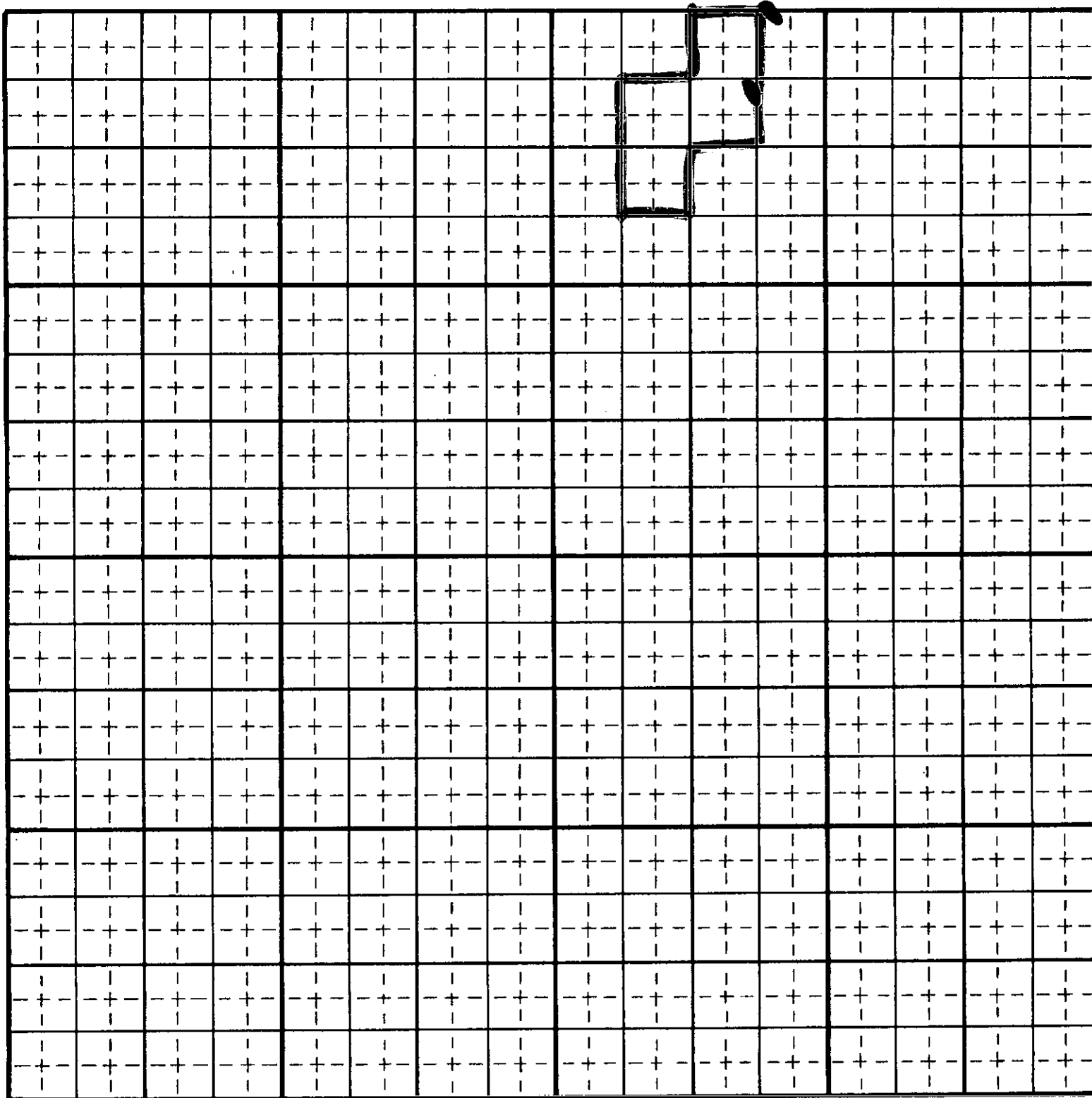
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

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Copies: White State, Yellow Claimant

SEP 29 1992

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

Decree _____

If applicable provide IDWR Water Right Number 55-4001

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Ernie Behm Date 12-2-88

Date _____

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

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____ of _____

Title _____

Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of December 19 88

Notary Public Carter Fritschle

Residing at _____

Carter Fritschle, Notary Public

Residing at Eagle, Idaho

My Commission Expires _____

My commission Expires March 21, 1994

Please Print Name

17. Notice of Appearance

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

Signature _____

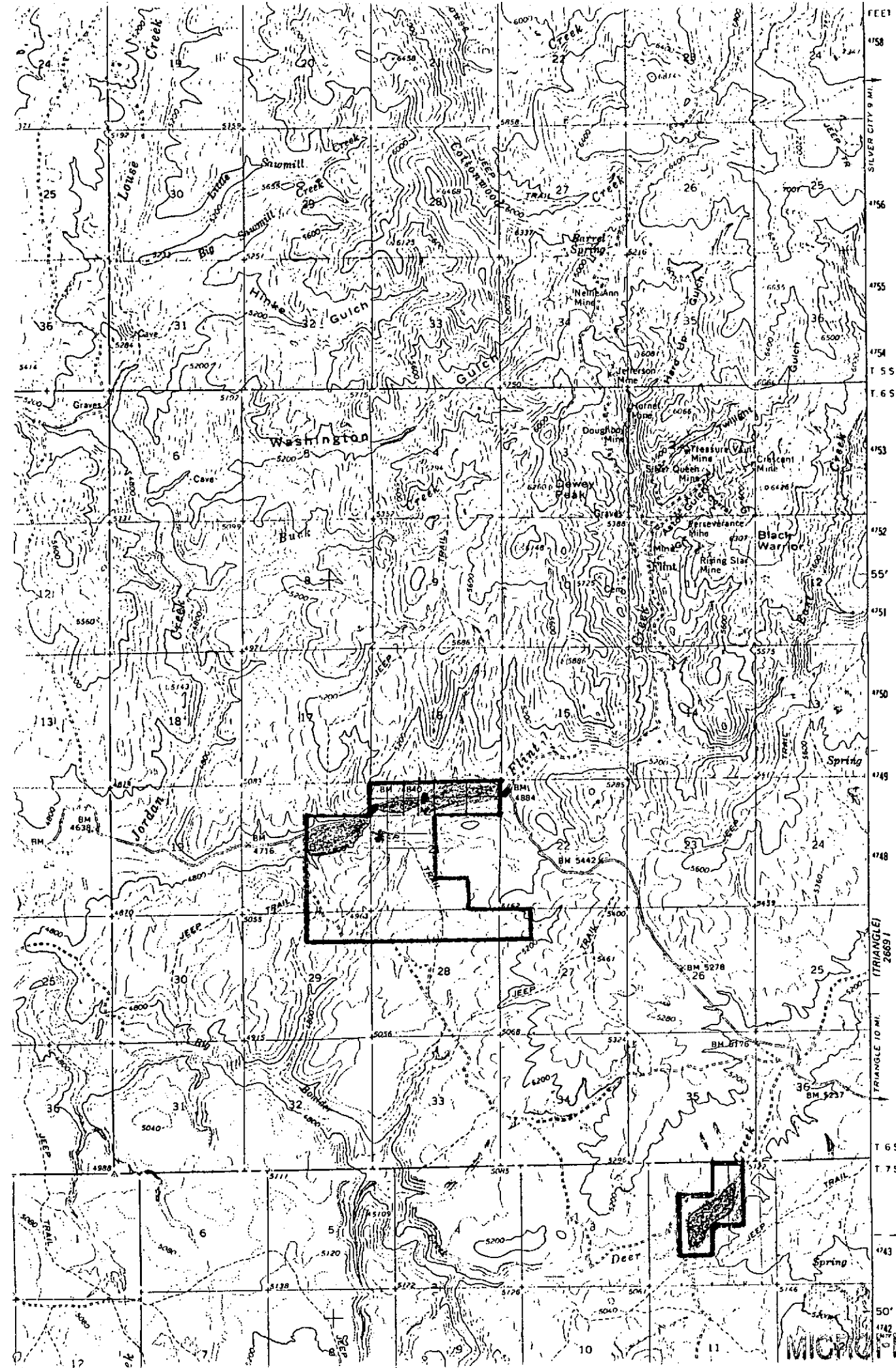
Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-Slate, Yellow-Claimant

SEP 29 1992



65
Spring Hill House
7030 NW
21 65 HW

A55-D4001

T75
R4W

MICROFILMED

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Bahen CLAIM IDENT. NO. A55-04001DATE RECEIVED 12-2-88 CK # _____ AMOUNT \$ 274 YES NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. ☒ YES ☐ NO

3. (a) Is a source entered? ☒ YES ☐ NO

(b) Is a tributary to entered? (if required) N/A ☒ YES ☐ NO

4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO

5. Is there a description of the diverting works? ☒ YES ☐ NO

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO

Is the period of use included? ☒ YES ☐ NO

Is a quantity claimed for each use? ☒ YES ☐ NO

7. Is a total quantity claimed entered? ☒ YES ☐ NO

8. If required is a consumptive use entered? N/A ☒ YES ☐ NO

Is the consumptive use correct? N/A ☒ YES ☐ NO

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒ YES ☐ NO

10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO

11. Is (are) the county(ies) entered? ☒ YES ☐ NO

12. Is the ownership of p.u. checked? ☒ YES ☐ NO

13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒ YES ☐ NO

15. Is the basis of the claim indicated? ☒ YES ☐ NO

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO

Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO

Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO

Is the fee enclosed correct? Exempt ☒ YES ☐ NO

If this claim is based on an existing water right, has the identification number been entered? N/A ☒ YES ☐ NO

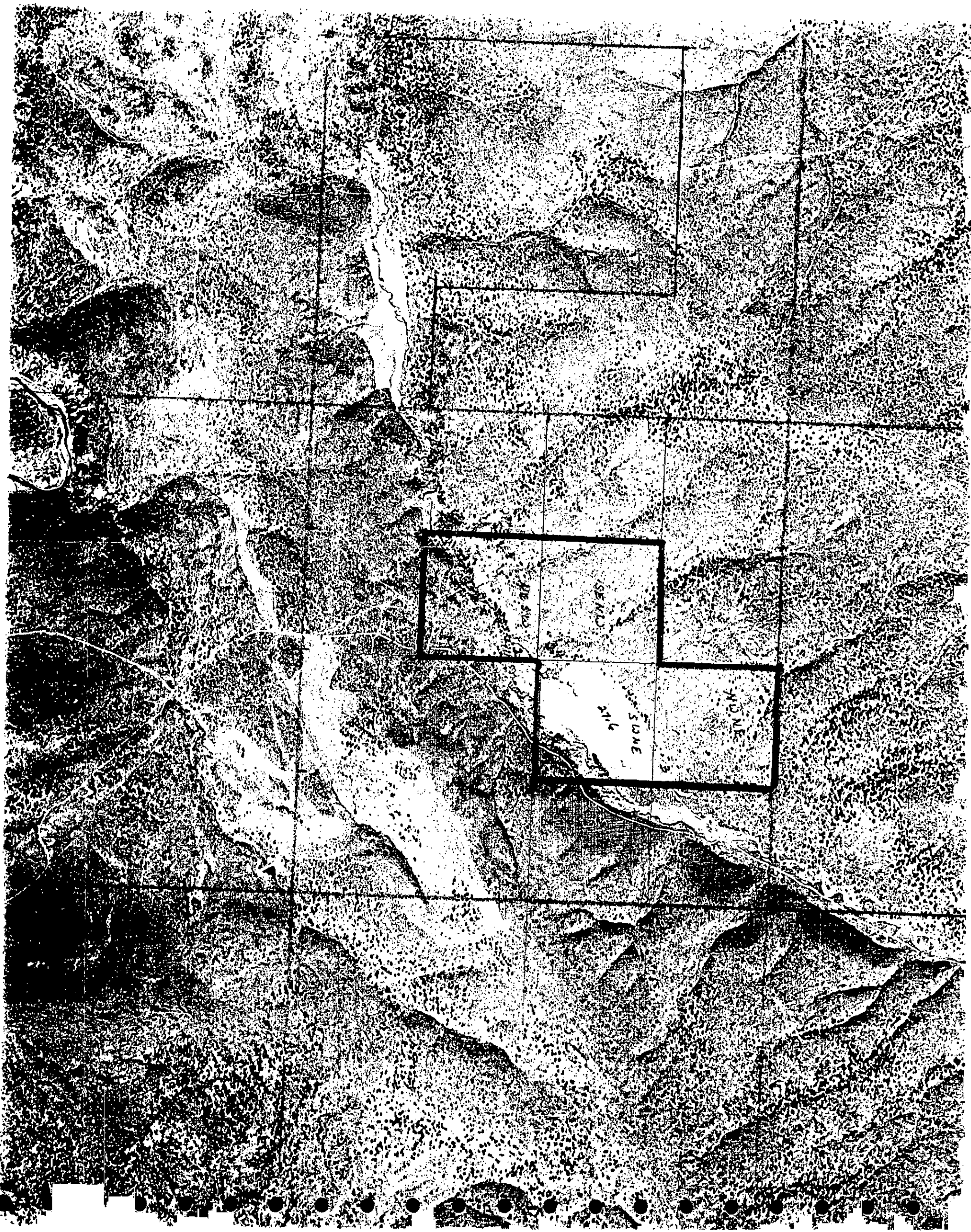
Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: CT

Comments: _____

MICROFILMED

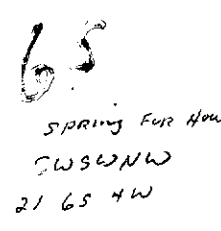
SEP 29 1988



Handwritten text within a grid box, oriented vertically and upside down relative to the page's orientation. The text is written in a cursive, handwritten style.

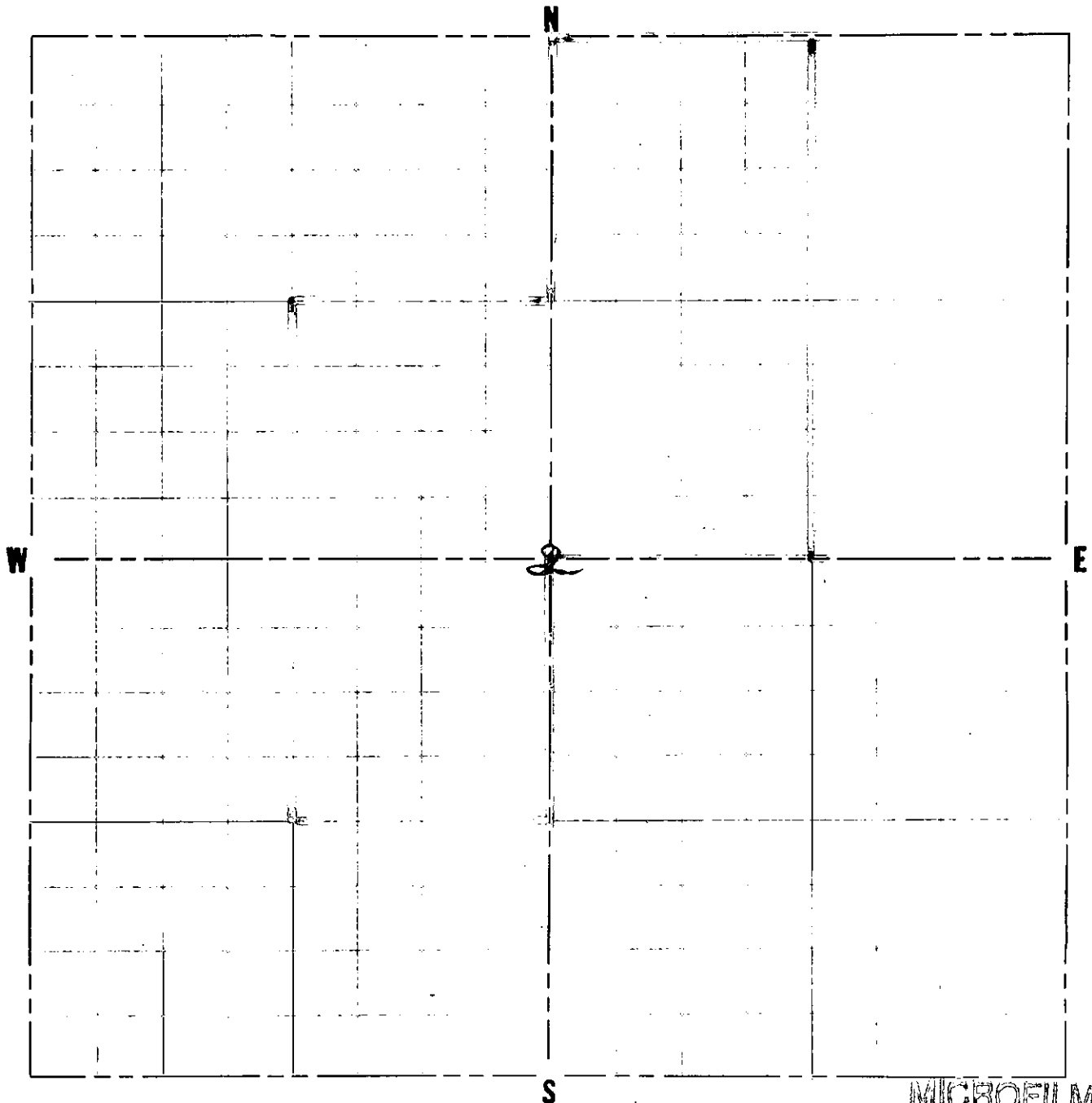
W. 5th	W. 6th	W. 7th
W. 8th	W. 9th	W. 10th

2670 H
SILVER CITY



Section 2 7S 4W

SCALE FOR QUARTER SECTION { Each side large blue squares= 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. 1 Inch { Each side small red squares=2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER SECTION, { Each side large blue squares= 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
200 Ft.= 1 Inch { Each side small red squares=1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE

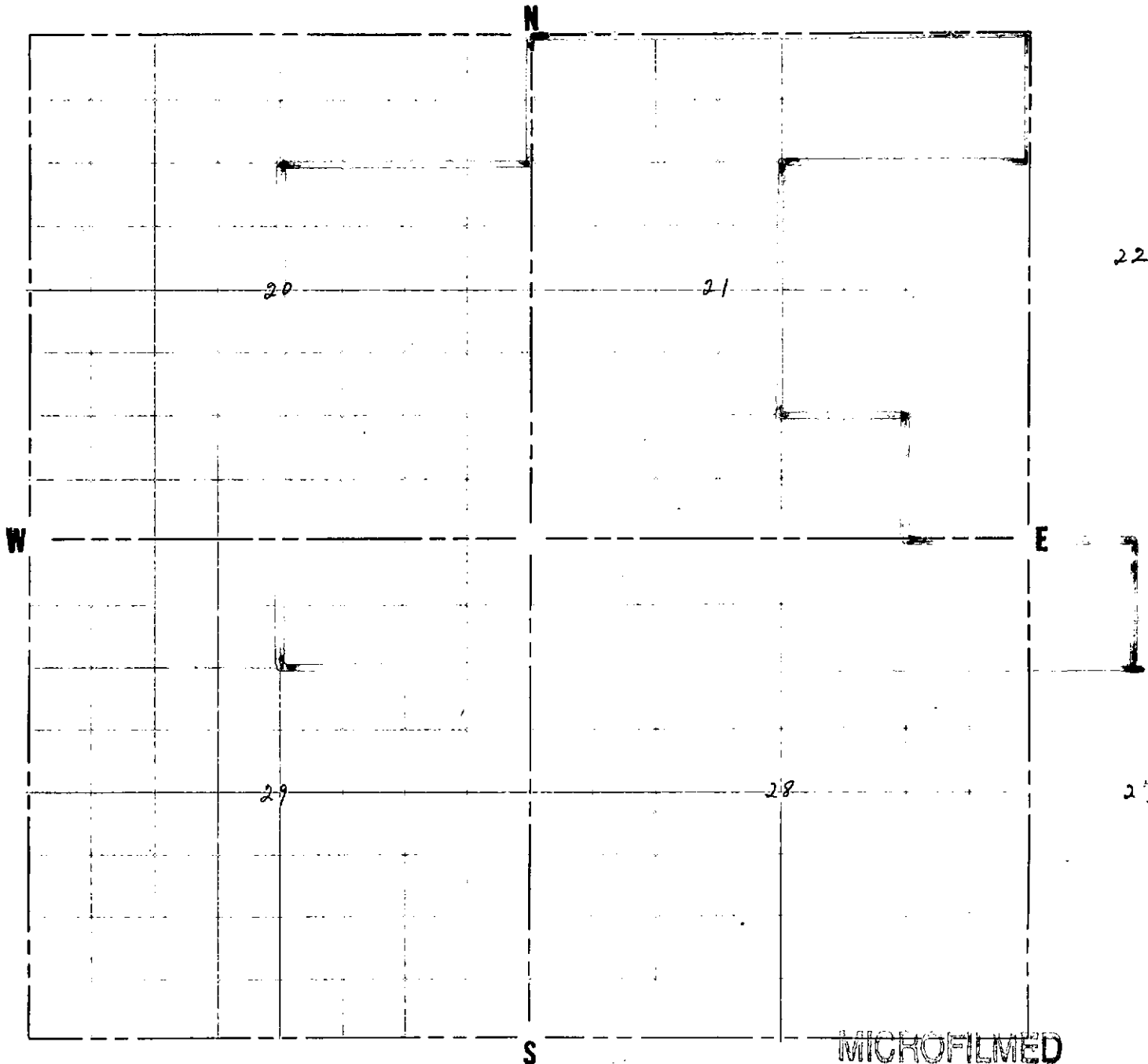
Copyright, 1967, James Hamilton Adair, Flint, Michigan

MICROFILMED

SEP 29 1992

6S 4W

SCALE FOR QUARTER SECTION { Each side large blue squares= 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. 1 Inch { Each side small red squares=2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER SECTION, { Each side large blue squares= 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
200 Ft.= 1 Inch { Each side small red squares=1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.

PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE

Copyright, 1957, James Hamilton Adair, Flint, Michigan

SEP 29 1992

Identification No. _____
Claim No. 554001
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

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.

(Please refer to the instructions on the back of this form)

1. Name of claimant Ernie Bahem
post office address Jordan Valley, Oregon
2. The point of diversion is in NW 1/4 of NE 1/4 Section 2 Township 7S
Range 4W B.M. located on Deer Creek
(name of source)

tributary to Boulder Creek in Owyhee County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

April 1953 amount: 70 c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from April 1 to November 1 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)

4. Description of diverting works

a. Surface water diversion dam and/or headgate: material is composed of _____
length is _____ feet; height is _____ feet;
width at bottom is _____ feet, with at top is _____ feet; explain any increase in diversion capacity since structure was built _____ Originally dirt dam, changed to sprinkler irrigation with pump from creek - tractor PTO supplies power for pump

b. Underground water diverting works is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

_____; if so, give dates and explain.

- THE UNIVERSITY OF CHICAGO**

ing date and dimensions if possible.

- d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

If feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

5. a. Where water is used for irrigation, describe area irrigated by 40 acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 160

Explain any significant increase in area irrigated since first use. Give dates and acreages if known. _____

interests in the ditch are (if known)

name of town supplied _____

8. Where water is used for other purposes not directly connected give the nature of use, the extent of use

30. Sales and quantities

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

County of _____

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

sworn to before me this

26

day of.

1971

Notary Public

Residing at:

My commission expires

2-18-74

For Department Use Only

Received by RL Date 11-26-71

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by 103 Date 2-6-71

Fee received by Date 11-26-71 Fe

71
Fee \$ 10 -- # 8534

Approved for publication by

Published in Oreha Nugget Dates 12-16, 12-23-21

AJ0749NP
No. R55-04001

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

DATE: 02/26/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERNIE BAHM PO BOX 73 MURPHY ID 83650 (208) 495-2301	04/15/1953	IRRIGATION	04-15 10-15	0.70 CFS	
TOTAL DIVERSION:					0.70 CFS	

Water Source: DEER CREEK

Tributary to: BIG BOULDER CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

TOTS ROAD S02 Lot02(NENE)

SWNE

OWYHEE County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac	: SUM
07S 04W 2	: 01 15	: 14	: 05	: 35.0	
TOTAL ACRES					35.0

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
55-10274 A55-04001

Other Water Rights Listing Overlapping Place(s) of Use:
A55-04001

Dates: Exam Made Date: 08/12/1993

Verified Date:

Objection filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 02/26/98 MSCHULTE

AJ0749NP
No. R55-04001

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

DATE: 12/29/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERNIE BAHEN PO BOX 73 MURPHY ID 83650 (208) 495-2301	04/15/1993	IRRIGATION	04-15 10-15	0.66 cfs	20
TOTAL DIVERSION:					0.66 cfs	

Water Source: DEER CREEK

Tributary to: BOULDER CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

TOTS R04W S02 Lot02(NWNE)

SHNE

OWYHEE County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac					
07S 04W 2 :	1	43	14	83	33.0
TOTAL ACRES					33.0

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

55-10274 A55-04001

Other Water Rights Listing Overlapping Place(s) of Use:

A55-04001

Dates: Exam Made Date: 08/12/1993

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 12/29/97 MSCHULTE

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

1979

IDWR ID NO. 4454

COPY INCLUDED
IN FILE?

() TOPOGRAPHIC

DATE FIELD CHECKED

1979

IDWR ID NO.

Page 4a

() MAP G-15

DATE OF PHOTO

2-4-1998

IDWR ID NO.

Page 5d

() ASCS AERIAL PHOTO

DATE OF PHOTO

1979

IDWR ID NO.

Page 5d

() ASCS COLOR SLIDE

DATE OF PHOTO

1979

IDWR ID NO.

Page 5d

() BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

1979

IDWR ID NO.

Page 5d

() TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

1979

IDWR ID NO.

Page 4b

() SCS SOIL SURVEY MAP

DATE ISSUED

1979

IDWR ID NO.

Page 4b

() SUBDIVISION PLAT MAP

DATE OF MAP

1979

IDWR ID NO.

Page 4c

() OTHER Applicant

DATE

8-27-93

IDWR ID NO.

Page 4c

() OTHER

DATE

1979

IDWR ID NO.

Page 4c

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

() LICENSING FIELD EXAM

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

1979

IDWR ID NO.

Page 4c

() WATER RIGHT LICENSE

DATE LICENSE SIGNED

1979

IDWR ID NO.

Page 4c

() IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

1979

IDWR ID NO.

Page 4c

() SYSTEM DESCRIPTION

DATE DRAWN

1979

IDWR ID NO.

Page 4c

() PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

8-12-93

IDWR ID NO.

Page 5a-c

() SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

1979

IDWR ID NO.

Page 5a-c

() HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

1979

IDWR ID NO.

Page 5a-c

() CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

1979

IDWR ID NO.

Page 5a-c

() FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

8-12-93

IDWR ID NO.

Page 7a-c

() OTHER

DATE

1979

IDWR ID NO.

Page 7a-c

() OTHER

DATE

1979

IDWR ID NO.

Page 7a-c

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		L. Werner	N	Affidavit	L. Werner	L. Werner	
SOURCE		Y	8-12-93	N	4.5	1-10-94	1-10-94	
PLACE OF USE	Y			N	4.5			
DIV. AMOUNT CFS/VOLUME				Y	4.5			
CONSUMPTIVE USE	-			Y	5			
PURPOSES				N	Dept Std.			
PERIOD OF USE				Y				
BASIS OF CLAIM				N				
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 MAP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

* Claimant contact for forest usage of diversion.
Also Stockwater claim A55-10274 does not include the p.o.u. in SENW. See 2 ITS

Added on
1-10-94
LRW

LAST: BAHAM FIRST: ERNIE
ADDRESS: HC 79, BOX 106 1/2 D
CITY: MELBA STATE: ID ZIP: 83641
PHONE NUMBER: 208-896-4710

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
N EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

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

6-10-93 - Called & left message.

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A55-04001 & A55-04002

NAME OF CONTACT Bahem, Erni

PHONE NO. Work = 495-2817 ADJ. AGENT Linda

DATE SET FOR EXAM 8-12 - 9:00

LOCATION Triangle route - B Blue house
on right.

PO Box 73

Murphy 23650

Diverting at full rates? _____

Type of measuring devices? _____

Places to make measurements? Ditch mouth

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 Works at assessors office in
Murphy at courthouse

Sand

A. AJ CLAIM: # A55-04001

PRIORITY DATE: 04-01-1953

STAGE: S

B. WR RECORD: # 55-04001

PRIORITY DATE: 04-01-1953

STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

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

IF YES EXPLAIN:

REMARKS:

Per affidavit submitted on 8-27-93, No contradictory information submitted at this time. 1-10-94 L.R.W.

RECOMMENDED PRIORITY DATE: Apr. 15, 1953
04-01-1953

REVIEWED BY *Jinda Warner*

DATE *8-13-93*

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-04001	07S	04W	2	NW	NE	NE		OWYHEE
A55-04001	07S	04W	2	NE	SW	NE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX
R PREFIX
NONE

NONE

SOURCE: DEER CREEK

TRIB: BOULDER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-04001	07S	04W	2		NW	NE		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX
R PREFIX

NONE

NONE

NONE

SOURCE: DEER CREEK

TRIB: BOULDER CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
NA

REMARKS:

Claimant said that the diversion points changed over time and 1952 well and claimant contact for verification.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4

* ~~7S~~ 400 2
* ~~7S~~ 400 2

=

100

NE

2

000/

SOURCE: DEER CREEK

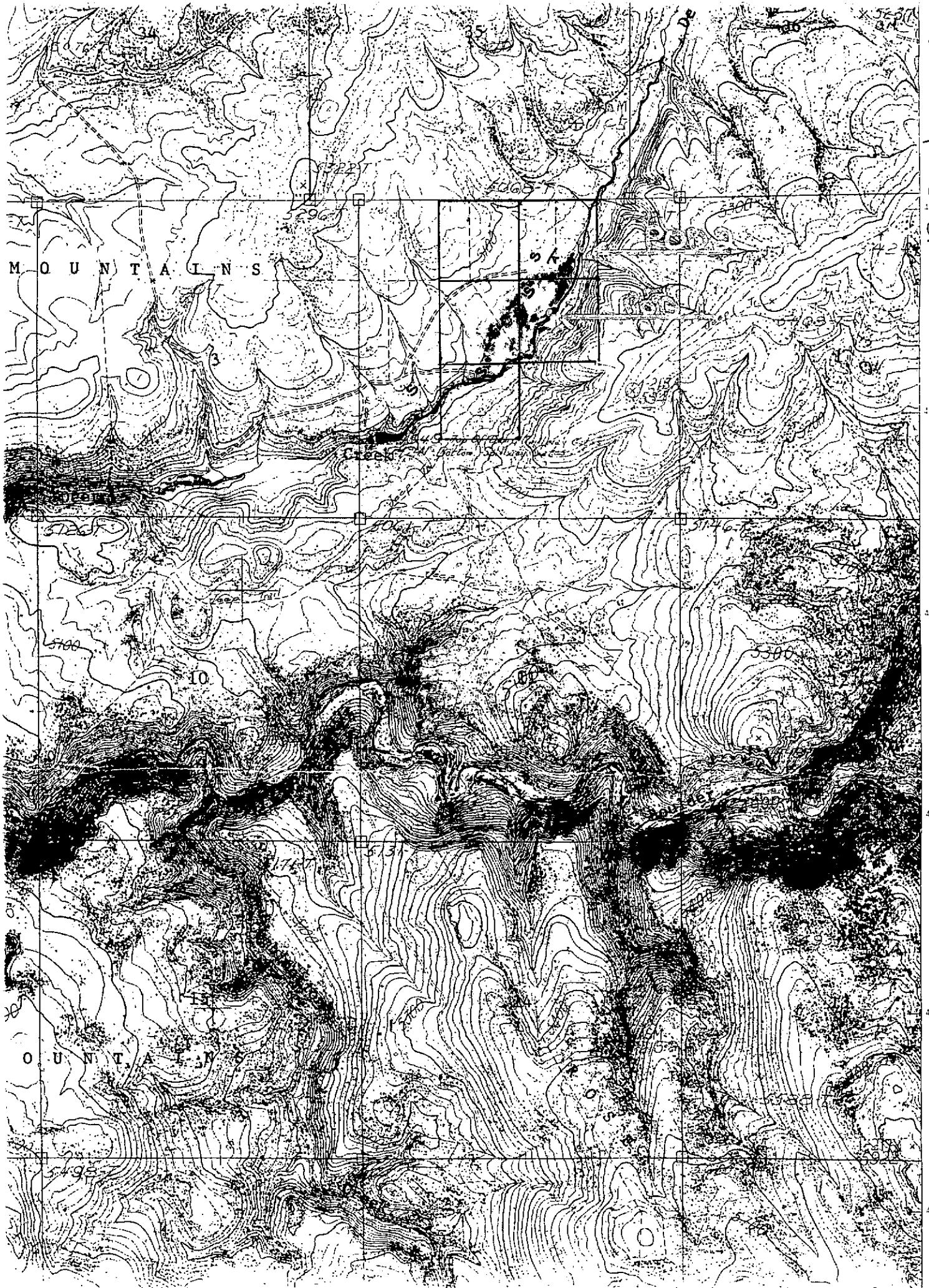
TRIB: BOULDER CREEK

REVIEWED BY: Linda Lerner

DATE: 8-13-93

* Recommendation subject to submitted of evidence of first usage from this diversion. According to map the source does not run through the NE 1/4 of section 2.

* Received 8-27-93 - 2 cu
1-10-94



4a

T7S

R4W

44

S.2

43

50'

42

4741

4740

4739

AA54

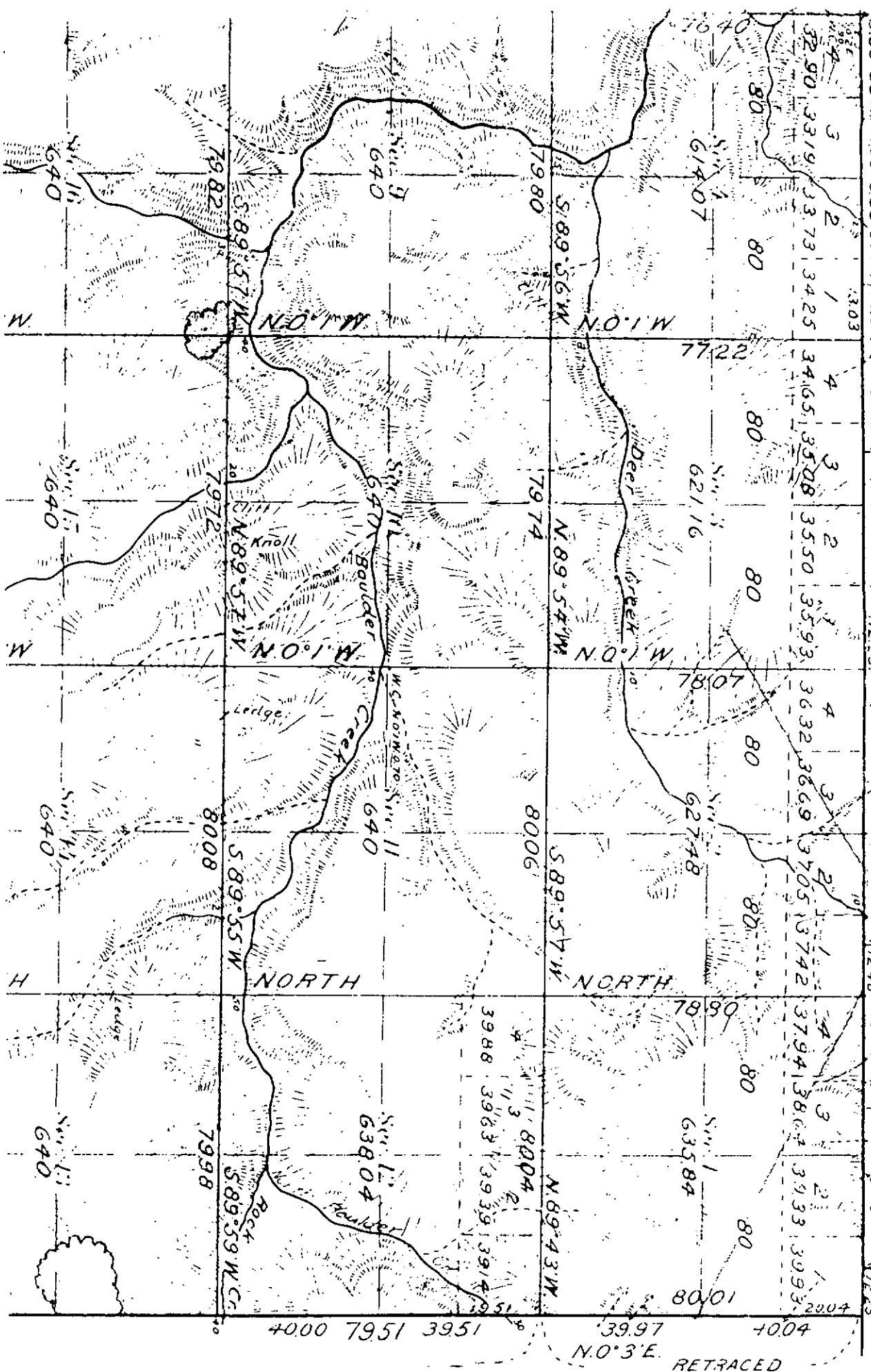
E. Bahem

A55-4001

49

Sec. 36

RET.
WEST



4c

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
A55-04001)
Deer Cr.)
)
State of Idaho)
County of OWYHEE)

AFFIDAVIT

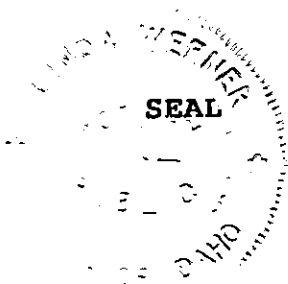
ERNIE BAHEM being first duly sworn,
deposes and says: I personally know that these
diversions have been used on DEER CR
since 1952

Ernie Bahem
(Signature)

Subscribed and sworn to before me this
day 27 of August, 1993.

Linda Werner
(Notary Public)

Residing at LINDA WERNER
RESIDING AT EAGLE, IDAHO
My Commission Expires MY COMMISSION EXPIRES DEC. 8, 1994



A. ROOT WATER RIGHT NUMBERS: A55-04001

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	04W	2	NW	NE		BAHEM, ERNIE	A55-04001 / 3.0	55-04001 / 40.0		3	3
07S	04W	2	SW	NE		BAHEM, ERNIE	A55-04001 / 27.6	55-04001 / 40.0		13	13
07S	04W	2	SE	NW		BAHEM, ERNIE	A55-04001 / 2.4	55-04001 / 40.0		14	14
07S	04W	2	NE	SW		BAHEM, ERNIE	A55-04001 / 2.0	55-04001 / 40.0		3	3
TOTAL ACRES							A55-04001	35.00		160.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER Y

Decree based on GIS calculations
MTS.

PRESUMPTION FLAG:

REMARKS:

Decree was during build team & on quad & 1987 Napp, land dot
grid to calculate bearings. A55-04001 submitted by claimant
shows 35 acres total. 27.6 of these acres are located in the SW 1/4 NE 1/4
however 0.9 quad more accurately shows these acres about between
the SW 1/4 NE 1/4 & SE 1/4 NW 1/4. Hand also contains a section in the middle which
lies on a big fully dug two parcels & not irrigated by ditch.

RECOMMENDATIONS:

TOTAL ACRES:

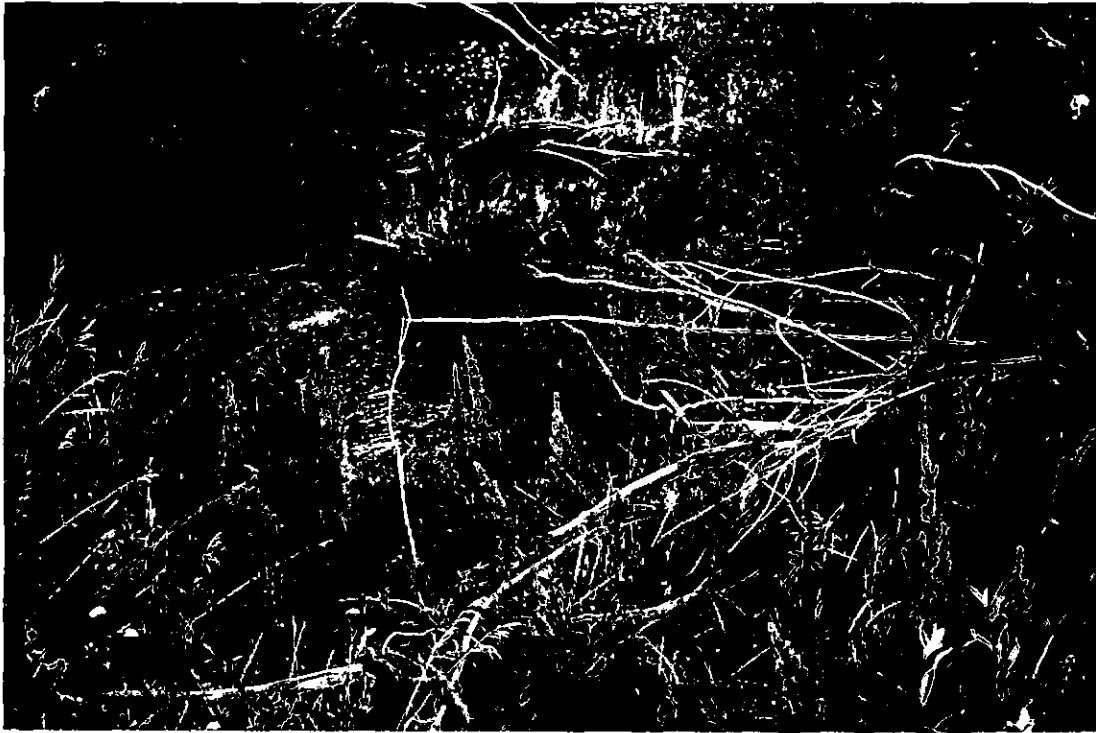
33.35

REVIEWED BY:

Linda Adams

DATE:

8-13-93



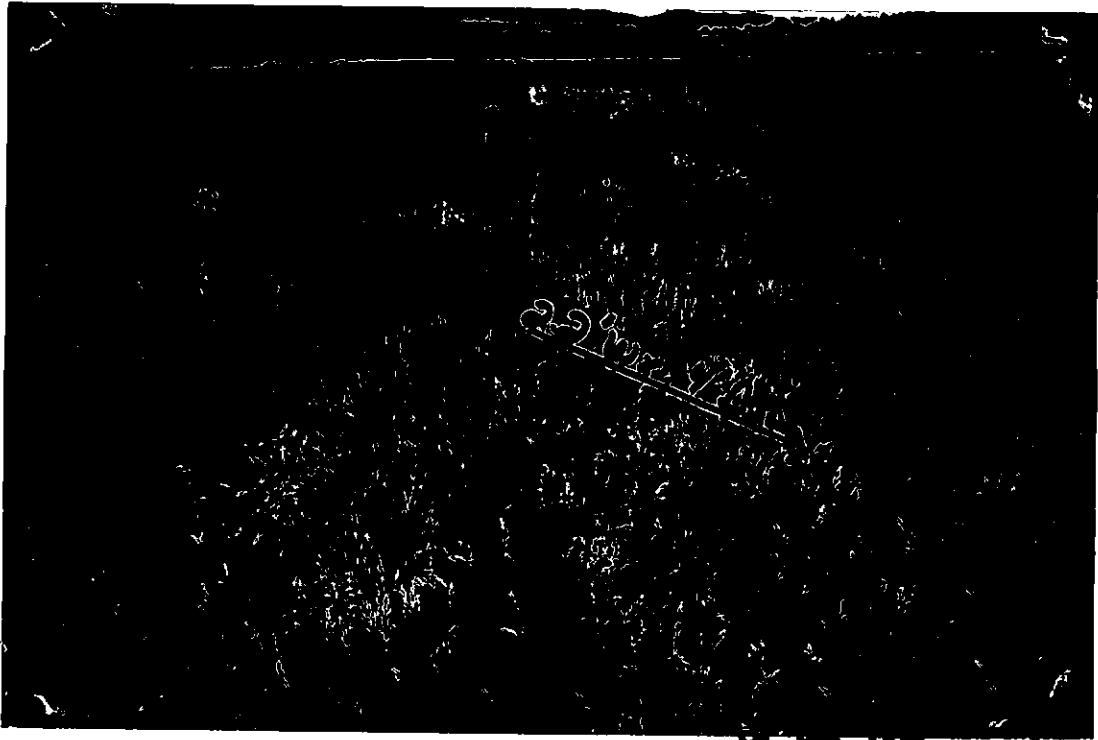
8-12-93

Diversion no. 1 in SWNE, Section 2. Brush + stick dam



8-12-93

From POD 1 ditch to pond to ditch (2.2' wide x 0.4' deep)

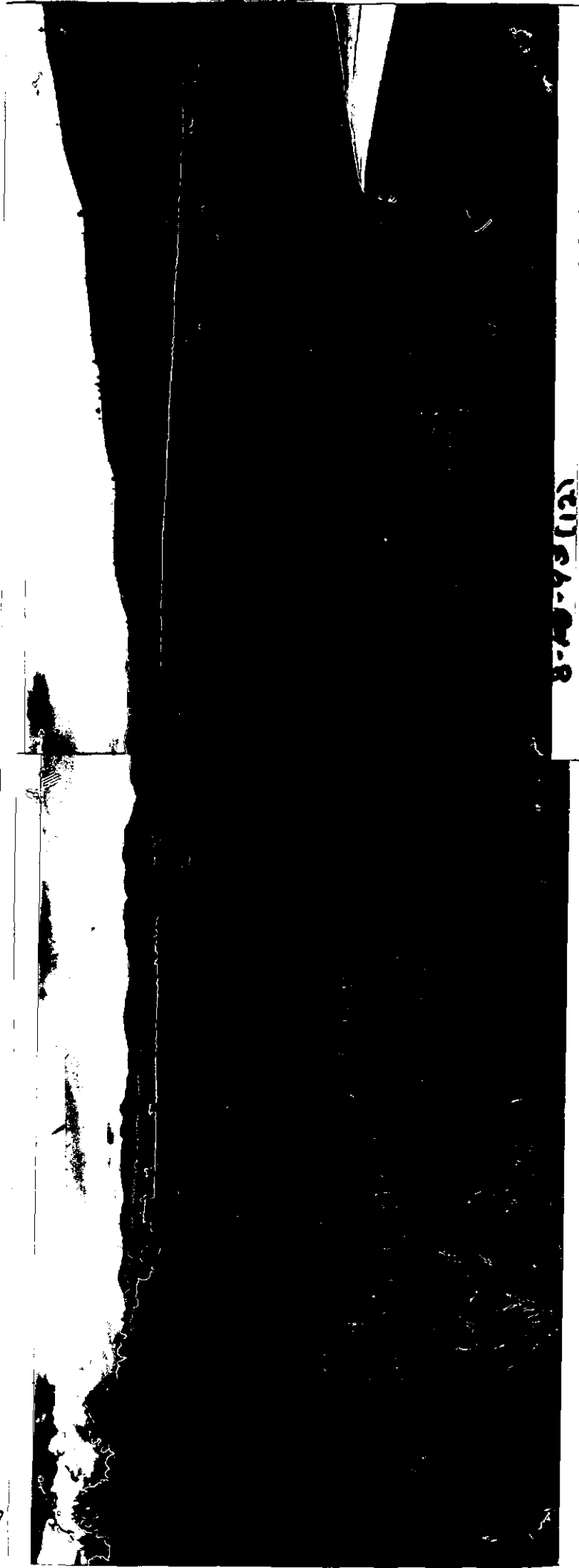


Ditch from pond to place of use.



Diversion no. 2, gravel & rock dam & ditch to place of use.

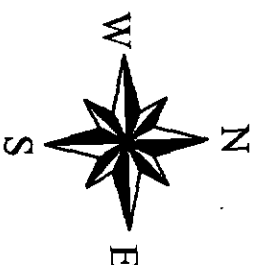
67
A55-04001



Place of use from Deer creek, looking northeasterly from southwestern tip from west to east.

IDAHO DEPARTMENT OF WATER RESOURCES

T07S, R04W, S2



1987 NAPP PHOTO



SECTION LINES

POD



PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04001

OWNER(S): ERNIE BAHENI

Prepared by: Mel Schulte

Date: 2/4/1998

0.8 Miles TOTAL ACRES = 35

A. AJ CLAIMED USES:

PURPOSES
A55-04001 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
.700 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.700 CFS

B. WR RECORDED USES:

PURPOSES
55-04001 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
.700 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.700 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N() Explain in remarks, below.

REMARKS:

4-15 to 10-15

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.700 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.700 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?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y X FIELD DATABASE EXAMINER

B. FLOW MEASUREMENT

MEASUREMENT METHOD Ditch Capacity (Mannings) SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-13-1993

79

File Number: A55-04001

Claimant: E. BAHAM

Channel measured: DITCH FROM POD 2 ON DEER CREEK

Date of measurement: 8/12/93

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 233 feet.

The upstream and downstream rod readings are 3.67 and 5.67 feet.

The channel cross section is 0.40 ft-sq.

The wetted perimeter is 1.97 feet.

The hydraulic radius is 0.21 feet.

The slope is 0.0086

The roughness coefficient is 0.0450

The flow velocity is 1.067 ft/sec.

The rate of flow is 0.43 cfs.

CROSS SECTION NUMBER 1

76

For File Number A55-04001 for the DITCH FROM POD 2 ON DEER CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.32	0.32	0.60
3	0.37	0.37	1.00
4	0.24	0.24	1.40
5	0.00	0.00	1.80

The area for this cross section is 0.40 square feet
and the wetted perimeter is 1.97 feet.

Claim Number(s): A55-04001Name of Claimant(s): Bahm, ErnieName of Ditch, Canal, or Stream: Ditch 2 from Deer CrDate of Measurement: 8-12 Data Collected By: JRWMeasurement Location: NW 1/4 NE 1/4 Section 2 T 7S R 4W

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. _____	_____
2. <u>.32</u>	<u>.6</u>	8. _____	_____
3. <u>.37</u>	<u>1.0</u>	9. _____	_____
4. <u>.24</u>	<u>1.4</u>	10. _____	_____
5. <u>0.18</u>	<u>2.18</u>	11. _____	_____
6. _____	_____	12. _____	_____

Slope Data

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

Level Readings:	upstream	downstream	
upper stadia	<u>4.39</u>	<u>6.11</u>	
center	<u>3.67</u>	<u>5.67</u>	
lower stadia	<u>2.95</u>	<u>5.22</u>	channel length
stadia difference	<u>(1.44 + .89)</u>		<u>x 100 = 233'</u>

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

Comments

Are maps and/or photos attached? yes()

1st ditch from Deer Cr $\approx$ same size as ditch #2.
2.2' wide x .4' deep

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				VEGETATION			
				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.

Found

1a. IRRIGATION RATE
ACRES 33 x 0.02 CFS/ACRE = 0.66 CFS
(Taken from P/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 87.5 AF/A

ACRES 33 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 82.5 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.)

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

Mannings result from ditch measured = 21.5 inches. Second ditch which measured roughly the same as first ditch was not measured. However, based on likeness to first ditch I my exam of this ditch I would recommend a full inch to the acre, as I believe the lower (second) ditch has a capacity similar of 20 inches.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	4-15 ~~04-01~~	10-15 ~~11-01~~	0.700 ~~0.66~~	EXAMINER ~~0.66~~ 1.70	EXAMINER 87.5 ~~82.5~~
TOTAL FOR THIS RIGHT			0.700 ~~0.66~~	1.70	87.5 ~~82.5~~

REVIEWED BY: Jinda Warner DATE: 8-13-93

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-04001 N/A
TOTAL DIVERSION RATE OF WR SPLITS 0.700

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-04001	0.700	-	-	55-04001	0.700
TOTAL CFS		0.700			0.700	

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 sheet attached? (Y/N)

DATABASE Y
FIELD EXAMINER _____

REMARKS:

AUTHENTICATION:

SIGNATURE: Linda Werner

NAME OF FIELD EXAMINER: Linda Werner

DATE: 8-13-93 & 1-10-94 - L.R.W.

TITLE: Sr. WR Agent

Ernie Bakom

A55-04001 & 04002
FIELD EXAM PHOTO INDEX SUMMARY

Date: 8-12

Roll No.: _____

Photographer: L. R. W

PHOTO NO.

SUBJECT

- | PHOTO NO. | SUBJECT |
|-----------|---|
| 1 | POU |
| 2 | POU } Deer cr. at east end of meadow looking west |
| 3 | POU } |
| 4 | POD' - sticks - Used since 1952 |
| 5 | ditch' to pond to ditch |
| 6 | ditch' from pond - 2.2' W - 4' deep |
| 7 | POD 2 - gravel dam & ditch Deer Cr. used since 1952 |
| 8 | POU - Flint cr. taken from road looking west |
| 9 | POD' - Flint cr. 2 headgates (18" concrete & orange dam |
| 10 | POD' - S. ditch @ manning |
| 11 | POU - Flint Cr. - Standing on upper level looking NW |
| 121 | POD 2 - Flint cr. ditch, board, orange dam |
| 132 | POD 3 - Flint cr. Rock ledge, wood headgate |
| 143 | |
| 154 | |
| 165 | |
| 176 | |
| 187 | |
| 188 | |
| 20 | |
| 21 | |
| 22 | |
| 23 | |
| 24 | |

NEW ROLL

Claimant Contact Checklist-Western Region
(claimant contact needed on highlighted items)

Ernie Bahem

Claim No. A55-04001

Name and Address

* 04002

<<1>> Suspected change in address or ownership

Priority

Claim based on Decree

<<2>> Priority claimed is later than decreed priority

<<3a>> Right covered by later decree*

Claim based on License

<<3b>> Right covered by later decree*

<<4>> Priority claimed is earlier than licensed priority*

<<4a>> Language for mandatory permit statute/groundwater

<<4b>> Language for mandatory permit statute/surface water

<<2>> Priority claimed is later than licensed priority

Claim based on Permit

<<5>> Permit has lapsed

<<4>> Priority claimed is earlier than permit priority

Claim based on Beneficial Use or Statutory Claim

<<3b>> Right covered by later decree*

Claim based on Posted Notice/subject to prior decree

<<6>> Right covered by prior adjudication

<<6a>> Priority claimed is the same as or earlier than notice

<<6b>> Priority claimed is later than notice

<<6c>> Right can be claimed although bound by prior decree

Claim based on Posted Notice

<<7>> Priority claimed is the same as or earlier than notice

<<8>> Priority claimed is later than notice

Source and Point of Diversion

<<9>> Date of change A55-04001 * 4002

<<9a>> Source

<<9b>> Point of diversion

<<9c>> Language for licenses or decrees

<<9d>> Language for beneficial use claims

Nature of Use, Amount of Each Use and Total Amount

Claim based on Decree or License

<<10>> Older decree, purposes not in decree

<<11>> Underclaimed right

<<12>> Date of change

<<12a>> Language for decree or license

<<13>> Verify change

<<14>> Injury from change*

<<15>> Verify current use

<<15a>> Language for amounts

<<15b>> Language for place of use — A55-4002

Stockwater usage year round. Does he divert to ditches in winter?

*Asterisked items are explained on CCL Information Checklist

Place of use on A55-10274

C.C.C. Pg. 1 of 2

Claim based on Beneficial Use

- <<12>> Date of change
- <<12b>> Language for beneficial use claims
- <<15>> Verify current use
- <<15a>> Language for amounts
- <<15b>> Language for place of use
- <<16>> Unclaimed portions of right found during exam
- <<16a>> Unclaimed use and/or amount
- <<16b>> Unclaimed place of use
- <<17>> Reasonableness of verified use*
- <<18>> Priority date of expansion*

Place of Use

Claim based on Decree or License

- <<15>> Verify current use
- <<15b>> Language for place of use (use with <<15>>)
- <<20>> Date of change
- <<20a>> Language for decree or license*
- <<20c>> Language for expansion under 1st Presumption or changes in use of stored water*

Claim based on Beneficial Use or Posted Notice

- <<15>> Verify current use
- <<15b>> Use with place of use (use with <<15>>)
- <<16>> Unclaimed portions of right found during exam A55-4002
- <<16b>> Language for place of use (use with <<16>>)
- <<20>> Date of change
- <<20b>> Language for beneficial use claims*

Any claims

- <<21>> Evidence of ownership at time of change*
- <<22>> Injury from change in place of use*
- <<22a>> Language for change of supplemental right*
- <<22b>> Additional language for supplemental right*

Partial or Total Forfeiture

Any claims

- <<23>> Resumption of use*

Miscellaneous

- <<Priority>> Proof of priority needed*
- <<Modify>> Standard modification letter*

***Asterisked items are explained on CCL Information Checklist**



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

ERNIE BAHAM
PO BOX 73
MURPHY ID 83650

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: August 19, 1993
RESPONSE DATE: September 20, 1993

RE: NOTICE OF CLAIM NO[S]: A55-04001 and A55-04002

Dear Mr. Bahem:

We are currently in the process of preparing the above referenced Notice(s) of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claims listed above. The following claims require the information or changes listed:

Claim No(s): A55-04001 and A55-04002, Deer creek and Flint creek

In our initial investigation of this claim(s) it appears that there has been a change in the point of diversion of the water from that which was shown on the original water right.

A change in the point of diversion of a water right can be recommended only if certain requirements are met. One requirement is that the change must have occurred prior to the commencement of this adjudication, November 19, 1987. The other requirement is that this change cannot result in an injury to other water rights.

Before your claim can be recommended to the court, you must provide the Department either with evidence that there has been no change or supply the date of change and some evidence tending to support that date. If the change was prior to November 19, 1987, then you must include the month, day and year. If the change occurred after November 19, 1987, then a specific date is not necessary and you need only support that the change occurred after November 19, 1987. An information sheet is enclosed that describes the types of evidence that can be submitted to support the date of change.

Types of evidence to submit can include statements from neighbors who knew of the change, relatives, watermasters, ditchriders, etc. If you go through ASCS office or SCS, they may have documentation of such a change. If none of the above can be found, your notarized statement that you made the change or witnessed it may satisfy this requirement.

Page 2
8/19/93

If the requested information is not received, then your claim showing the new point of diversion will be disallowed and no recommendation made.

Claim No(s): A55-04002 (Flint creek)

During our initial investigation of this claim the following unclaimed portions of your right were discovered:

Unclaimed Place of Use

T6S, R4W, Section 16, S1/2SE1/4 and Section 20, SE1/4NW1/4

These areas are shown on the ASCS map you submitted as a part of your property; however, on the ortho-photo quad maps these irrigated areas are shown in different sections. I am enclosing a map and have circled these areas in green with a question mark. Please send me a copy of your warranty deed so I can determine the ownership of these lands.

Stockwater usage

Our records indicate that you filed an additional claim for the stockwater usage on Deer creek. This is numbered A55-10274. You amended your claim on Flint creek (A55-04002) to include stockwater on a year round basis. Are you actually diverting water to your ditches during the non-irrigation season for stockwatering? If not, you may want to file another Notice of Claim for instream stockwatering to cover the stockwater usage during the winter from the creek. I can then recommend your existing claim to include stockwater at the irrigated places of use during the irrigation season.

I am also enclosing a map showing the found irrigated acreage from Deer creek, for your information. If you have any questions, be sure to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

- Claimant response received*
- 1. POA in question per ownership are not irr.*
 - 2. Stock incidental to irr.*
 - 3. He filed add. instream stock on Flint cr.*



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

May 20, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ERNIE BAHAM
HC 79 BOX 106 1/2D
MELBA ID 83641

RE: Claim(s) filed in the Snake River Basin Adjudication.

Dear Mr. Bahem;

The Department of Water Resources will be conducting beneficial use and water right claim verification examinations in your area beginning in June. An examination is needed to verify your water use in order to issue a water right license and/or decree.

Information on your permit or claim which may need to be verified includes source of water, type of usage, amount of water used, number of acres irrigated, and legal descriptions of the point of diversion and/or place of use.

In order to expedite these field examinations, which need to be completed this season, we request that you contact our office at 334-2190 within one week to make an appointment at a time convenient for you. The amount of time required to conduct these exams depends on the number of water rights you have filed. An approximate time can be given when you call for an appointment.

Although it is not mandatory that you accompany the field examiner, it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany the examiner it would be beneficial.

To make an appointment, or if you have any questions or problems with scheduling the exam verification, please contact me as soon as possible.

Sincerely,

Linda A. Werner

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

*Letter returned "not deliverable". Obtained
his work number & set up exam by phone.
L. R. W. 8-13-93*



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

May 22, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ERNIE BAHAM
HC 79 BOX 106 1/2 D
MELBA ID 83641

RE: Claims filed in the Snake River Basin Adjudication

Dear Claimants:

*CLAIM NO.'S - A55-04001
A55-04002*

The Department of Water Resources will be conducting beneficial use and water right claim verification examinations in your area beginning in June. An examination is needed to verify your water use in order to issue a water right license and/or decree.

Information on your permit or claim which may need to be verified includes source of water, type of usage, amount of water used, number of acres irrigated, and legal descriptions of the point of diversion and/or place of use.

In order to expedite these field examinations, which need to be completed this summer in your area, we request that you contact our office at (208)334-2190 within two weeks to make an appointment at a time convenient for you. The amount of time required to conduct these exams depends on the number of water rights you have filed. An approximate time can be given when you call for an appointment.

Although it is not mandatory that you accompany the field examiner, it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany the examiner it would be appreciated.

In some cases, the date of priority claimed also needs to be verified. Letters were sent to some claimants notifying them that evidence of the date of first use of their water right(s) was required. If you received one of these letters and have questions, we can address those during our examination.

To make an appointment, or if you have any questions or problems with scheduling the exam, please contact one of the following water resource agents:

LINDA WERNER KAY WALKER RON HOWERTON ROXANNE MCCARTHY

MICROFILMED

SEP 29 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705

Forward to 113
P.O. Box 113
Murphy 83050

per St. John
evidence not to be
priority 5-28-92

BOISE ID 83707 DCRI 20:20 05-22-92

MAY 1 3 16 92

FROM: ID 83707 DCRI 20:20 05-22-92

MICROFILMED
SEP 29 1992

September 24, 1991

State of Idaho
Department of Water Resources
Western Region, 2735 Airport Way
Bosie ID 83705

Dear Sirs,

Enclosed is the information requested for filing my water claims.

Flint Creek Place - Sections 20 & 21, Township 6 South, Range 4 West. This ranch was homesteaded in the 1880's. The patents were to George Birmingham October 5, 1906, John Howard July 20, 1910, John Forst March 11, 1898. My father purchased part of the place from Arthur Birmingham in 1937. James Liddle purchased the other part from Howard Birmingham in 1936, and was aquired by my father from James Liddle in 1955. I purchased the property in 1970 from my father and have continued to hay the meadows.

Deer Creek Place - Section 2, Township 7 South, Range 4 West. This was patented by Daniel Conners on August 28, 1919, and was irrigated and farmed until it was sold to John Liddle in the late 1940's, at which time it was used for sheep grazing. In 1953 James Liddle refenced it and resumed regular irrigating again. My father purchased the property in 1955 and started using a tractor powered take off pump and sprinkler pipe to irrigate.

If futher information is required to file my claims, please let me know as soon as possible.

Sincerely,


Ernie Bahem

MICROFILMED

SEP 29 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

A55-04001

ERNIE BAHAM

~~HC 79, BOX 106 1/2 D~~

~~PO Box 73~~

~~MELBA~~

murphy 83650 ID 83641

JUNE 28, 1991

RE: Claim No(s): A55-04001

A55-04002

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on a "Statutory Claim" or "Beneficial Use" of the water. 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" as shown on the enclosed print-out. Your claim(s) 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. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by August 1, 1991, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh

Enclosures

MICROFILMED

SEP 29 1991

AJ5807NP
(GD-117)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJ. LISTING OF WATER RIGHTS

DATE: 01/29/91
PAGE: 10

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD		MAXIMUM DIVERSION	STAGE
				FROM	TO		
A55-04001	ERNIE BAHM HC 79, BOX 106 1/2 D MELBA ID 83641	04/01/1953 IRRIGATION		04-01	11-01	0.70 CFS	STATUTORY CLAIM
						0.70 CFS TOTAL	
						0.00 AFA TOTAL	

SOURCE: DEER CREEK
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY: BOULDER CREEK

REMARKS:

POINT OF DIVERSION:
T07S R04W S02
NONE
NWNENE
NESWNE

PLACE OF USE: IRRIGATION
T07S R04W S02
35.0 ACRES TOTAL
NWNENE 3.0
SWNE 27.6
SENE 2.4
NESW 2.0

*Found old POB.
Ck. new POB's & POA.
Add stock - yr. round - 200 head
claimed on A55-10274
1-10-94 - Not necessary to add stock*

MICROFILMED
SEP 29 1992

Water Right Number - 55-04001 Prefix Translation: WATER RIGHT Old (D) Number -

Last Name - + First Name - + Address - +
*** C - CURRENT OWNER *** ERNIE
BAHEM 1 -
2 -
3 -
City - JORDAN VALLEY State - OR Zip -
Phone -

Priority Date - + 14 WESTERN +
04/01/1953
Source - +
DEER CREEK +
Statutory Claim
Tributary
BOULDER CREEK

Tw n Rng Sec Tract Lot Rflg County Point of Diversion Stream Index (Blank if no Index Code) Status
07S 04W 2 NW NE (73) OWYHEE

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.700

Total Div. Rate - + Total Div. Volume - + Total Div. Capacity - + Total Consumptive Use - + KW Usage - +
0.700

Tw n	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
07S	04W	2	NW NE		40.0	01	IRRIGATION	(73) OWYHEE
07S	04W	2	SW NE		40.0	01	IRRIGATION	(73) OWYHEE
07S	04W	2	SE NW		40.0	01	IRRIGATION	(73) OWYHEE
07S	04W	2	NE SW		40.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 160.0

Diversion Means -
Non-Irrigation Use -
Other Rights for Same Use -
Remarks -
No Remarks found.

Old Water Right Numbers -
No Old Water Right Numbers found.
Conditions of Approval -
No Conditions of Approval found.

MICROFILMED SEP 29 1992

Water right number - 55-04001

Prefix Translation: WATER RIGHT

Decree Plaintiff - - - +

Decree Defendant - - - +

Decree Date - +
00/00/0000

Comments - - - -
No Comments Found

Audit Fields - 01/21/85 04/30/88 CONVERT

Water Rights Dates and Flags Area - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Prottested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 01/21/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Microfilm Roll No	-	Presumption Flag	-

MICROFILMED
SEP 29 1992