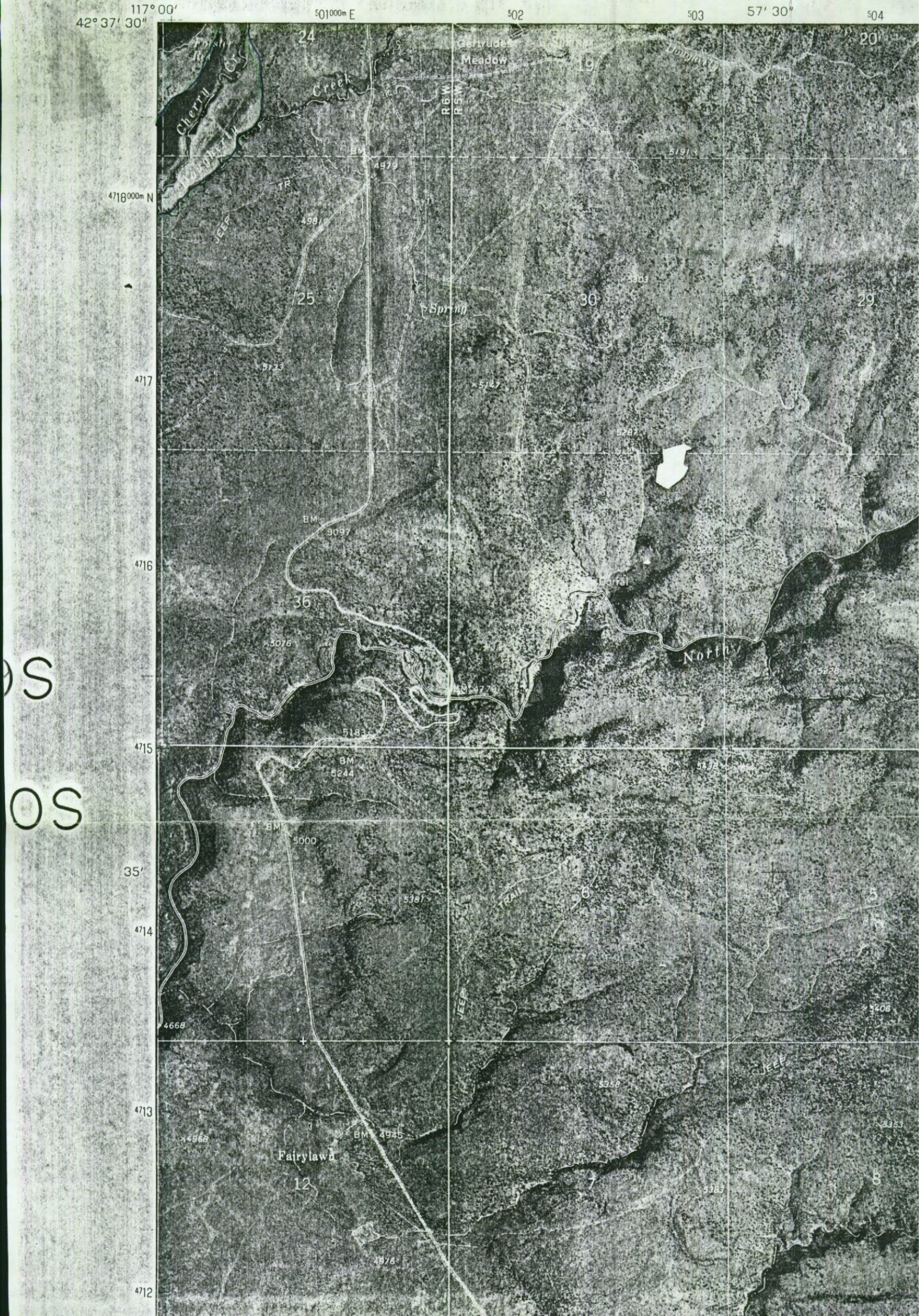


R6W R5W

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



4727

4726

4725

4724

40'

4723

4722

360 000
FEET

4721

4720

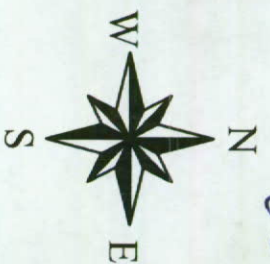


POINT WHITE
OK. FORD ROAD
RESERVOIR
17.50 DIVERSION
FROM RESERVOIR

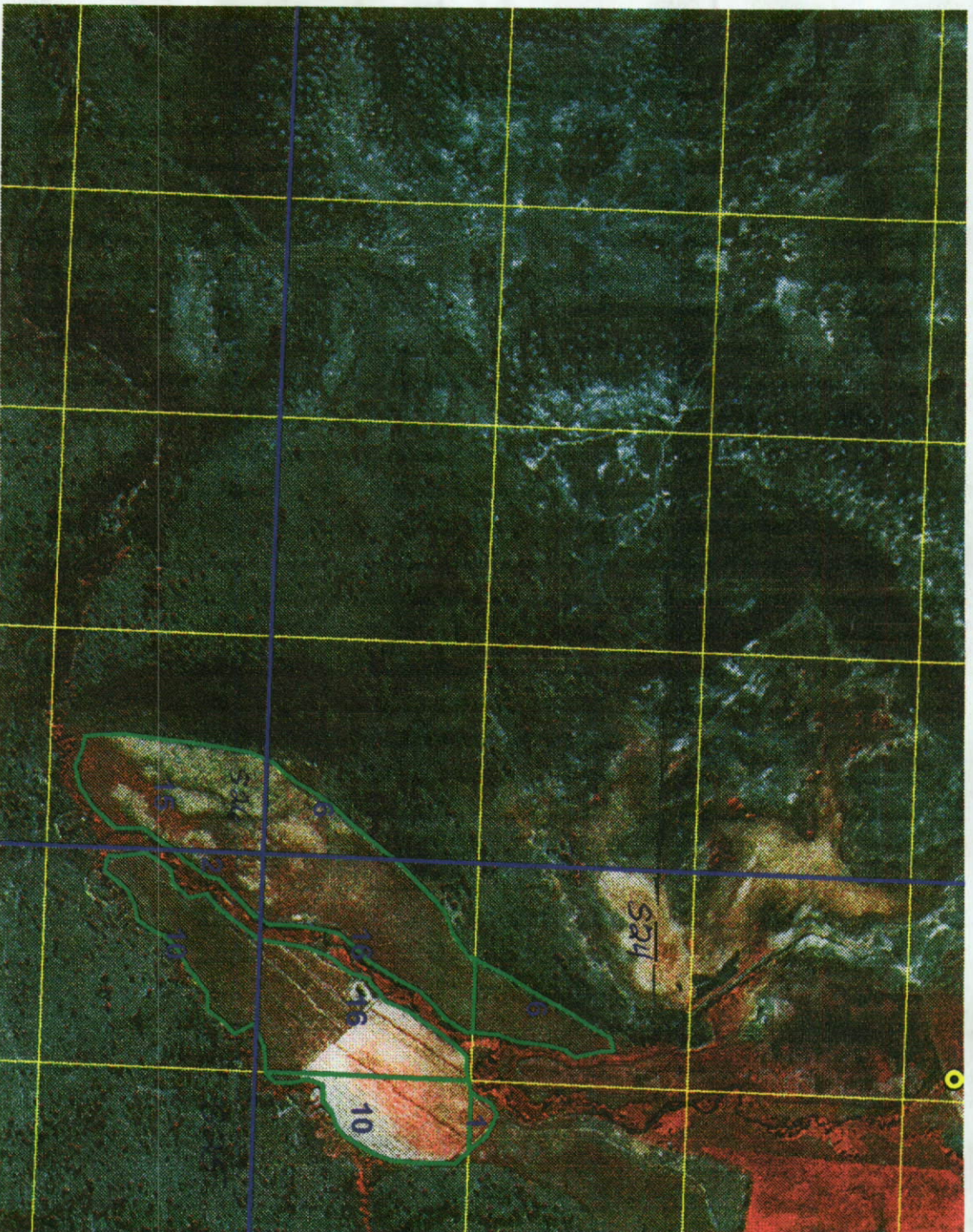
IDAHO DEPARTMENT OF WATER RESOURCES

T09S, R06W, S23, 24, 25 & 26

6a



1987 NAAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

 1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-04059

OWNER(S): CHARLES DOUGAL

Prepared by: Mel Schulte

Date: 2/7/1998

TOTAL ACRES = 80





8-4-93 LRW

Diversion site in Cherry cr for Forster Reservoir.



8-4-93 LRW

Ditch from POD in Cherry cr. to headgate to diversion to Forster Reservoir.



8-4-93
L.R.W.



Diversion site from Cherry Cr. + diversion to storage to Forster reservoir.



Standing on dam at Forster res.
Ditch to place of use.

8-4-93 LRW



8-4-93 LRW

Mannings site of ditch to place of use from Forster reservoir.

LAUREL, CO

LAUREL
OWNERS
V. 12



R 6 W
R 5 W

Gettysburg
Meadow

Donnerstag

A55-4059

T95

R6W

30

29

55-20

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: A55-04059

Date Received: 11/09/1988

Receipt No: 400(333)(6/149)

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES G. DOUGAL 208-583-2303
Address: C/O CLIFFS IDAHO STAGE
JORDAN VALLEY, OR 97910

OR

Name: FRANKIE C. DOUGAL 208-583-2303
Address: C/O CLIFFS IDAHO STAGE
JORDAN VALLEY, OR 97910

2. Date of Priority: JUL 01, 1910

3. Source: CHERRY CREEK Trib. to: OWHYEE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	06W	1	SW	SE			OWHYEE
		24	NW	NW			OWHYEE

5. Description of diverting works:
DITCH, RESERVOIR & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.980		
STOCKWATER	01/01	12/31	0.070		
DIVERSION TO STORAGE	01/01	12/31	1.980		
IRRIGATION STORAGE	01/01	12/31			300.00
IRRIGATION FROM STORAGE	04/15	10/15			300.00

7. Total Quantity Appropriated is:
2.050 C.F.S. (and/or) 300.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 HEAD RANGE.

A55-04059

Page

1

Date: 11/09/88

MICROFILMED
SEP 29 1992

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
09S	06W	24	NW	NW		IRR	15.0
			SW	NW		IRR	15.0
			NW	SW		IRR	7.0
			SW	SW		IRR	30.0
			SE	SW		IRR	5.0
					Section Acres	72.0	
		25	NW	NW		IRR	15.0
					Section Acres	15.0	
		26	NE	NE		IRR	12.0
					Section Acres	12.0	
					Total Acres	99.0	

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:

POINTS OF RE-DIVERSION ARE THE NWSW, S. 24 AND THE SWNW, S. 1, TWP. 9S, RGE. 6W. THE 30 ACRES IN THE NWNW, SWNW, S. 24 LISTED ON THIS CLAIM ARE IRRIGATED WITH WATER FROM THE DOUGAL RESERVOIR AND NOT FROM THE FOLAND RESERVOIR, THEREFORE, THE POINT OF DIVERSION AND POINT OF RE-DIVERSION HAS BEEN ADDED TO THIS CLAIM FOR THE DOUGAL RESESRVOIR SINCE THE SOURCE IS THE SAME(CHERRY CK.). CLAIM NO. 55-2017 COVERS DOUGAL RESERVOIR.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

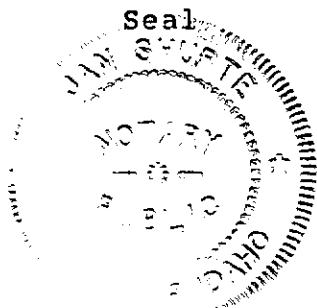
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Frankie C Dougal Date: Nov 9th

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of November 19 88 Jan Thute
Notary Public



Residing at Meridian ID
My Commission Expires 9-14-94

R6W R5W

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

117° 00' 502 503 57' 30" 504
42° 37' 30" 501000m E



4727

28

4726

4725

4724

40'

4723

4722

360 000
FEET

4721

4720



TOTAL DIVERSION: 1.98 CFS 135.00 AFA

DAYHEE County

NE 1000' NW 1000'

TOTAL ACRES	82.0
-------------	------

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
N08 - SHALL NOT EXCEED 13,000 GALLONS PER DAY.
N08 - THE QUANTITY OF WATER DECREEED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Objection Filed Date:

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

Comments: Date: 02/15/1995 User-ID: LERNER Subject: COPIED FROM REMARKS

POINTS OF RE-DIVERSION ARE THE NWSM, S. 24 AND THE SUNU, S. 1,
TWP. 9S, RGE. 6W. THE 30 ACRES IN THE MUNU, SUNU, S. 24 LISTED
ON THIS CLAIM ARE IRRIGATED WITH WATER FROM THE DOUGAL RESERVOIR
AND NOT FROM THE FOLAND RESERVOIR, THEREFORE, THE POINT OF DIVER-
SION AND POINT OF RE-DIVERSION HAS BEEN ADDED TO THIS CLAIM FOR
THE DOUGAL RESERVOIR SINCE THE SOURCE IS THE SAME(CHERRY CK.).
CLAIM NO. 55-2017 COVERS DOUGAL RESERVOIR.

Date: 12/30/1997 User-ID: MSCHULTE Subject: RESERVOIR NAME
THE STORAGE RESERVOIR FOR THIS RIGHT IS FOLAND RESERVOIR BUT IS
ALSO NAMED FORESTER RESERVOIR ON USGS MAPS.

Audit: 02/27/98 LHARRIS

RECEIVED

MAR 13 1998

WATER RESOURCES
WESTERN REGION**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:

Water right number: *53-04059.*

Charles G. Dougal

Frankie C. Dougal

C/O Cliffs Idaho Stage.

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):
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: March 13 - 98

SIGNATURE: *Charles G. Dougal or*

Please print your name: *Frankie C. Dougal*

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

A55-04059

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*	<u>5-4-93a</u>	<u>OK</u>	<u>Y</u>	<u>Y</u> <u>Rec'd.</u> <u>2-13-95</u>		
PL. OF DIV.	<u>8-4-93</u>	<u>1,4,5</u>	<u>Y</u>	<u>Y</u> <u>Rec'd.</u> <u>2-13-95</u>		DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE	<u>2. Wderna</u>					
PL. OF USE		<u>1,4,5</u>				FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AP		<u>Dept. reservoir std. capacity</u>				
CONSUMPTIVE USE		<u>Dept. std.</u>				
NATURE OF USE		<u>1,4,5,6</u>		<u>Y</u> <u>Rec'd.</u> <u>2-13-95</u>		
PERIOD OF USE		<u>Dept. std.</u>				
BASIS OF CLAIM	<u>STAT. CLAIM</u>					
REMARKS	<u>1</u>					

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 claimed.

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

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

COMMENTS:

Must be examined due to basis - tw) 5/11/93
Need claimant contact for: 1) Evidence of priority 2) PBD location 3) Stockwater
Storage? 4) Any live flow usage?
Stockwater from reservoir ~ 100 head year round.

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

DATE OF PHOTO

1974 & 1979

IDWR ID NO.

882 & 8853 ☒ ☐

☐ TOPOGRAPHIC

DATE FIELD CHECKED

IDWR ID NO.

☐ ☐

☒ MAP

DATE OF PHOTO

7-31-87

IDWR ID NO.

883 SW ☐ ☒

☒ ~~ASCS AERIAL PHOTO~~ *GIS map*

DATE OF PHOTO

2-7-98

IDWR ID NO.

Page 6a ☐ ☒

☐ ASCS COLOR SLIDE

DATE OF PHOTO

☐

IDWR ID NO.

☐ ☐

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

☐

IDWR ID NO.

☐ ☐

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

☐

IDWR ID NO.

☐ ☐

☐ SCS SOIL SURVEY MAP

DATE ISSUED

☐

IDWR ID NO.

☐ ☐

☐ SUBDIVISION PLAT MAP

DATE OF MAP

☐

IDWR ID NO.

☐ ☐

☐ OTHER

DATE

☐

IDWR ID NO.

☐ ☐

☐ OTHER

DATE

☐

IDWR ID NO.

☐ ☐

☐ OTHER

DATE

☐

IDWR ID NO.

☐ ☐

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐

IDWR ID NO.

☐

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐

IDWR ID NO.

☐

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☐

IDWR ID NO.

☐

☐ SYSTEM DESCRIPTION

DATE DRAIN

☐

IDWR ID NO.

☐

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

8-4-93

3

☐

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐

IDWR ID NO.

☐

☐ HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

☐

IDWR ID NO.

☐

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☐

IDWR ID NO.

☐

☒ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

8-4-93

6

☐

☒ OTHER *Priority evidence*

DATE 11-10-1917a

2-13-95

2

☐

☒ OTHER *Dam Summary sheet*

DATE 2-22-93

☐

IDWR ID NO.

☐

*Deed & affidavit
storage capacity &
completion date*

LAST: DOUGAL
ADDRESS: C/O CLIFFS IDAHO STAGE
CITY: JORDAN VALLEY
PHONE NUMBER: 208-583-2303
FIRST: CHARLES G.
STATE: OR ZIP: 97910

OWNER CODE: C

LAST: DOUGAL
ADDRESS: C/O CLIFFS IDAHO STAGE
CITY: JORDAN VALLEY
PHONE NUMBER: 208-583-2303
FIRST: FRANKIE C.
STATE: OR ZIP: 97910

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
Y EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

POINTS OF RE-DIVERSION ARE THE NWSW, S. 24 AND THE SWNW, S. 1,
TWP. 9S, RGE. 6W. THE 30 ACRES IN THE NWNW, SWNW, S. 24 LISTED
ON THIS CLAIM ARE IRRIGATED WITH WATER FROM THE DOUGAL RESERVOIR
AND NOT FROM THE FOLAND RESERVOIR, THEREFORE, THE POINT OF DIVER-
SION AND POINT OF RE-DIVERSION HAS BEEN ADDED TO THIS CLAIM FOR
THE DOUGAL RESERVOIR SINCE THE SOURCE IS THE SAME (CHERRY CK.).
CLAIM NO. 55-2017 COVERS DOUGAL RESERVOIR.

CONTACT PERSON: Frankie Charles Dorsey PHONE NUMBER: () - -
DATE OF FIELD EXAM: 8/4/93 APPOINTMENT MADE: Y () N () TIME: : A () P ()
ACCOMPANIED BY: Ray Walker - CR Agent PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Claimant did not accompany me to the POD on this exam. I was
with a "housewife" from Brunswick whom on 5-4-93. It was for sure
on that day to get to this area. I did, however, discuss the POD
location during 5-4 exam as this could be seen from road & on
map).

A. AJ CLAIM: # A55-04059 PRIORITY DATE: 07-01-1910 STAGE: S
B. WR RECORD: # 55-04059 PRIORITY DATE: 07-01-1910 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(X) N()
IF YES EXPLAIN.

REMARKS: Evidence of priority has not been submitted. Documents from the
Apt of Interior, Boston to David sub. IAKA C. have co. sub. I
documentation relating to 255-2433 made reference to a separate
but not sub. date of a survey of David's creek. At first it
appeared that this license may be for David's creek but there is no
evidence to support this.
I am able to find out about sub. was completed in 1916. I learned
submitted by David's is a warranty due to support this.

RECOMMENDED PRIORITY DATE: 4-15-1916

~~07-01-1910~~

REVIEWED BY Amelia Jones

DATE 2-13-95

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-04059	09S	06W	24		NW	NW		OWYHEE
A55-04059	09S	06W	1		SW	SE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A55-02017 NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: CHERRY CREEK

TRIB: OWYHEE RIVER, NORTH FORK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-04059	09S	06W	24		NW	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: CHERRY CREEK

TRIB: OWYHEE RIVER, NORTH FORK

C. FIELD EXAM REQUIRED?

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

Y
N

DATABASE

FIELD EXAMINER

REMARKS:

Need claimant contact. See my note on pg 2. 1-27-95, 2REV
Claimant was in my office today & resubmitted the documents. Not recommended on pg 5.
JW

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:		1/4		LOT	COUNTY
TWP.	RGE.	SEC.			
9S	6W	24			OWY
			NW	NW	
SOURCE: CHERRY CREEK					
REVIEWED BY <u>Linda Lerner</u>					
DATE: <u>2-13-95</u>					
TRIB: OHWEE RIVER, NORTH FORK					

A. ROOT WATER RIGHT NUMBERS: A55-04059

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	06W	26	NE	NE		DOUGAL, CHARLES G.	A55-04059 /12.0	55-04059 /12.0	16.0	14	14 1/5
09S	06W	25	NW	NW		DOUGAL, CHARLES G.	A55-04059 /15.0	55-04059 /15.0	22.0	11	14 1/3
			NW	NW		FOLAND, ALFRED O.		55-02433 / 6.0			4 6
09S	06W	24	SW	SW		DOUGAL, CHARLES G.	A55-04059 /15.0	55-04059 /15.0	18.0	4	4 6
09S	06W	24	SW	SW		DOUGAL, CHARLES G.	A55-04059 /15.0	55-04059 /15.0	21.0		0
09S	06W	24	NW	NW		DOUGAL, CHARLES G.	A55-04059 /16.0	55-02017B /16.0	19.0	6	6 6
			NW	NW		PRINCE ALBERT HARDESTRY					
09S	06W	24	SW	SW		DOUGAL, CHARLES G.	A55-04059 /30.0	55-04059 /30.0	32.0	37	37 3/4
09S	06W	24	SE	SE		DOUGAL, CHARLES G.	A55-04059 / 5.0	55-04059 / 5.0	23.0		
			SE	SE		DOUGAL, CHARLES G.	A55-02017 / 3.0				
			SE	SE		DOUGAL, CHARLES G.	A55-02433 / 6.0				
			SE	SE		PRINCE ALBERT HARDESTRY		55-02017B / 3.0			
			NE	NE							
			SW	SW							
						TOTAL ACRES	A55-04059	99.00	99.00	151.00	80 37 82

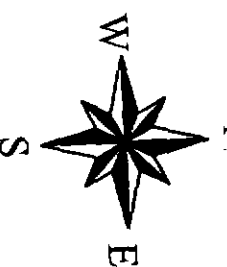
ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

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

Recommended acres are based on GIS calculations. MTS 5-10-98

IDAHO DEPARTMENT OF WATER RESOURCES

T09S, R06W, S23, 24, 25 & 26



1987 NAPP PHOTO

 SECTION LINES

◉ POD

 PLACE OF USE

1/4 1/4 LINES

6 ACRES

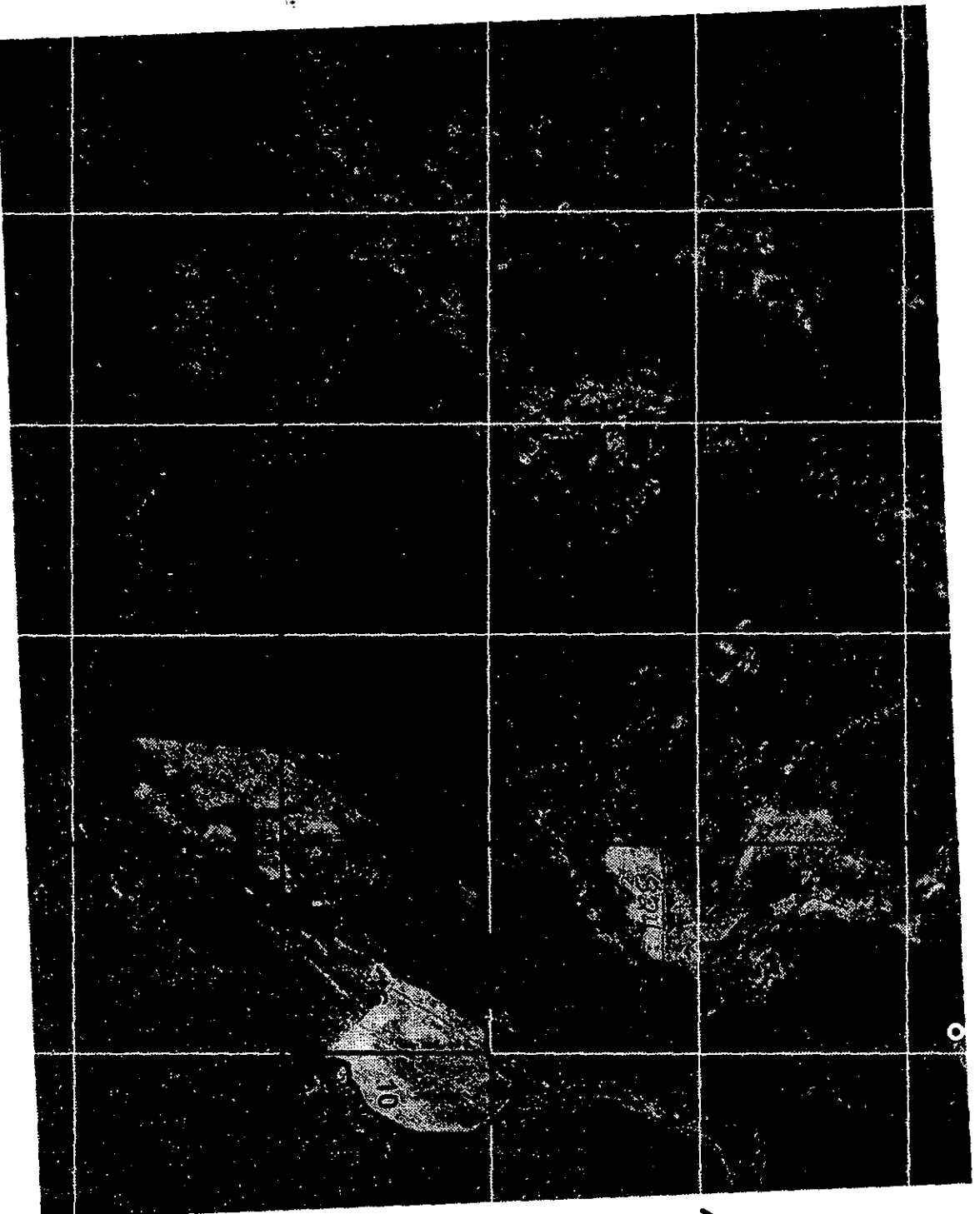
CLAIM(S) : 55-04059

OWNER(S) : CHARLES DOUGAL

Prepared by: Mel Schulte

Date: 2/7/1998

TOTAL ACRES = 80



PRESUMPTION FLAG:

REMARKS:

* Subject to submittal of evidence of priority. Returned on 2-13-95

RECOMMENDATIONS: *

TOTAL ACRES: 80

REVIEWED BY: Linda A. Danner

DATE: 1-24-95 + 2-13-95

A. AS CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
IRRIGATION	FROM 04-15 TO 10-15	1.980 CFS
STOCKWATER	FROM 01-01 TO 12-31	.070 CFS
DIVERSION TO STORAGE	FROM 01-01 TO 12-31	1.980 CFS
IRRIGATION FROM STORAGE	FROM 01-01 TO 12-31	300.00 AF/A
IRRIGATION FROM STORAGE	FROM 04-15 TO 10-15	300.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
IRRIGATION	FROM 04-15 TO 10-15	1.980 CFS
STOCKWATER	FROM 01-01 TO 12-31	.070 CFS
DIVERSION TO STORAGE	FROM 01-01 TO 12-31	1.980 CFS
IRRIGATION FROM STORAGE	FROM 01-01 TO 12-31	1.980 CFS
IRRIGATION FROM STORAGE	FROM 04-15 TO 10-15	2.050 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?	(Y/N)	DATABASE	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(☒)
Y(☒) N() Explain in remarks, below.

REMARKS:

Claimant said storage water is also stored for 100 head of stock on a year around basis.

Y () N ()

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

2.050 CFS
2.050 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

FIELD
DATABASE EXAMINER

B. MEASUREMENT METHOD *Mannings dry ditch meth o d* SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N () IF YES COMPLETE OVERLAP REVIEW.
OTHER RIGHTS LISTED IN CLAIM: NONE.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-04059	CHERRY CREEK	DOUGAL, CHARLES G.	2.050	0.020	300.00	3.03
A55-02017	CHERRY CREEK	DOUGAL, CHARLES G.	4.800	0.019		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-11-1993

File Number:

Claimant: C. DOUGAL

Channel measured: DIVERSION TO STORAGE FROM CHERRY CR TO FORSTER RES

Date of measurement: 8/4/93

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 216 feet.

The upstream and downstream rod readings are 6.54 and 6.77 feet.

The channel cross section is 7.90 ft-sq.

The wetted perimeter is 10.90 feet.

The hydraulic radius is 0.72 feet.

The slope is 0.0011

The roughness coefficient is 0.0350

The flow velocity is 1.121 ft/sec.

The rate of flow is 8.85 cfs.

Mann. 1
Pg. 1 of 3

CROSS SECTION NUMBER 1

For File Number for the
DIVERSION TO STORAGE FROM CHERRY CR TO FORSTER RES

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.47	0.47	1.00
3	0.65	0.65	2.00
4	0.85	0.85	3.00
5	0.94	0.94	4.00
6	0.98	0.98	5.00
7	1.06	1.06	6.00
8	0.90	0.90	7.00
9	0.96	0.96	8.00
10	0.87	0.87	9.00
11	0.00	0.00	10.50

The area for this cross section is 7.90 square feet
and the wetted perimeter is 10.90 feet.

Mann. 1

Pg. 2 of 3

MANNING EQUATION - DATA COLLECTION

Claim Number(s): _____

Name of Claimant(s): C. Dougal

Name of Ditch, Canal, or Stream: Ditch to Storage Tank Res. Cherry a

Date of Measurement: 8-4-93 Data Collected By: JRW

Measurement Location: SW1/4 NW1/4 Section 24 T9S R6W

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
RED 1.	<u>0</u>	<u>0</u>	7. <u>1.06</u>	<u>6.0</u>
2.	<u>.47</u>	<u>1.0</u>	8. <u>.90</u>	<u>7.0</u>
3.	<u>.65</u>	<u>2.0</u>	9. <u>.96</u>	<u>8.0</u>
4.	<u>.85</u>	<u>3.0</u>	10. <u>.87</u>	<u>9.0</u>
5.	<u>.94</u>	<u>4.0</u>	11. <u>0</u>	<u>10.5</u>
6.	<u>~~1.0~~^{.98}</u>	<u>5.0</u>	12. _____	_____

Slope Data

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

Level Readings:	upstream	downstream	
upper stadia	<u>~~6.60~~^{H.W.M.}</u> <u>6.54</u>	<u>~~6.63~~</u> <u>7.19</u>	
center	<u>~~5.95~~</u>	<u>6.77</u>	
lower stadia	<u>~~5.30~~</u> <u>5.88</u>	<u>6.35</u>	channel length
stadia difference	<u>(1.30)</u> <u>+ 1.32</u>	<u>.84</u>	$\times 100 = \underline{216}$

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				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)				

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-11-1993

File Number:

Claimant: C. DOUGAL

Channel measured: FORSTER RES IRR FROM STORAGE

Date of measurement: 8/4/93

Measurement location:

Calculation prepared by: LINDA WERNER

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 295 feet.

The upstream and downstream rod readings are 4.68 and 5.12 feet.

The channel cross section is 1.01 ft-sq.

The wetted perimeter is 4.90 feet.

The hydraulic radius is 0.21 feet.

The slope is 0.0015

The roughness coefficient is 0.0920

The flow velocity is 0.219 ft/sec.

The rate of flow is 0.22 cfs.

Mann. 2
Pg. 1 of 3

CROSS SECTION NUMBER 1

For File Number for the FORSTER RES IRR FROM STORAGE

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.14	0.14	1.00
3	0.29	0.29	2.00
4	0.27	0.27	3.00
5	0.35	0.35	4.00
6	0.00	0.00	4.80

The area for this cross section is 1.01 square feet
and the wetted perimeter is 4.90 feet.

MANNING EQUATION - DATA COLLECTION

Claim Number(s): _____

Name of Claimant(s): C. Douglas

Name of Ditch, Canal, or Stream: San Joaquin - Foster Res

Date of Measurement: 8-4-93 Data Collected By: _____

Measurement Location: SW 1/4 NW 1/4 Section 24 T9S R6W

Cross Section Data

Basis: high water mark (X) 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>RED 0</u>	<u>0</u>	7. _____	_____
2. <u>.14</u>	<u>1.0</u>	8. _____	_____
3. <u>.29</u>	<u>2.0</u>	9. _____	_____
4. <u>.27</u>	<u>3.0</u>	10. _____	_____
5. <u>.35</u>	<u>4.0</u>	11. _____	_____
6. <u>0</u>	<u>4.8</u>	12. _____	_____

Slope Data

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

Level Readings: upstream downstream

upper stadia 5.45 5.36 5.92

center 4.73 4.68 5.12

lower stadia 4.01 4.32

channel
length

stadia difference $(\underline{1.35} + \underline{1.60}) \times 100 = \underline{295'}$

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

Comments

Are maps and/or photos attached? yes ()

Mann. 2

Pg. 3 of 3

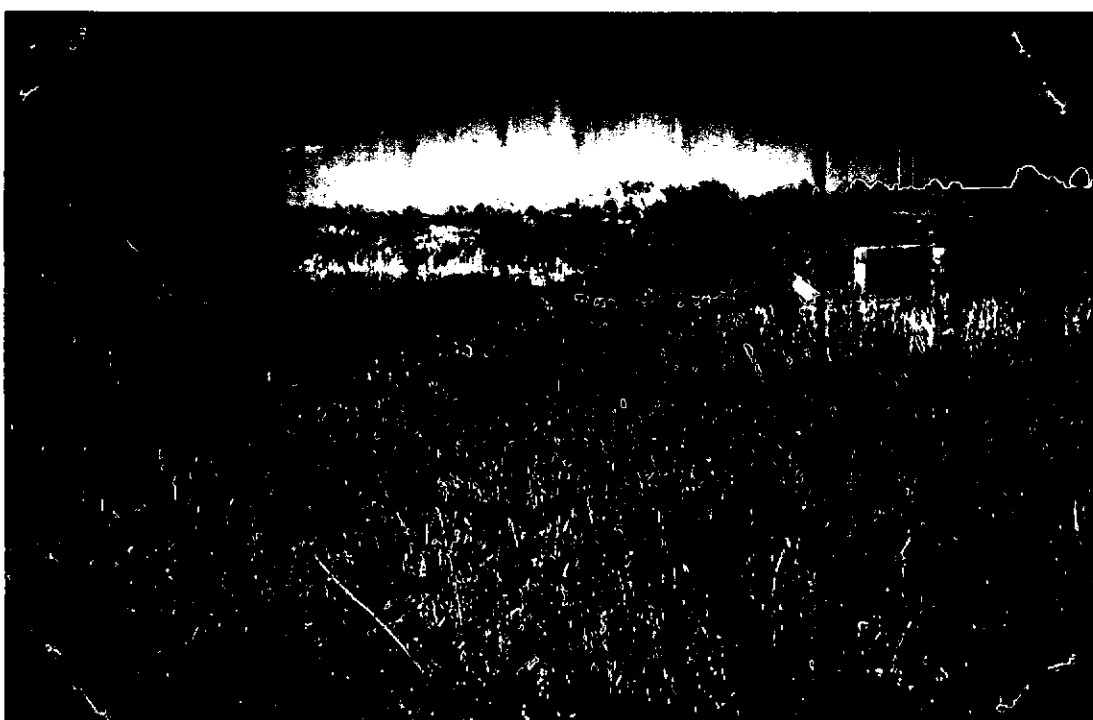
MANNING'S "n" (roughness coefficient)

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			
gradual	.000		(1)	minor	1.00		(1)
occasional	.005	/	(2)	appreciable	1.15	/	(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				



8-4-93 LRW

Diversion site in Cherry cr for Forster Reservoir.

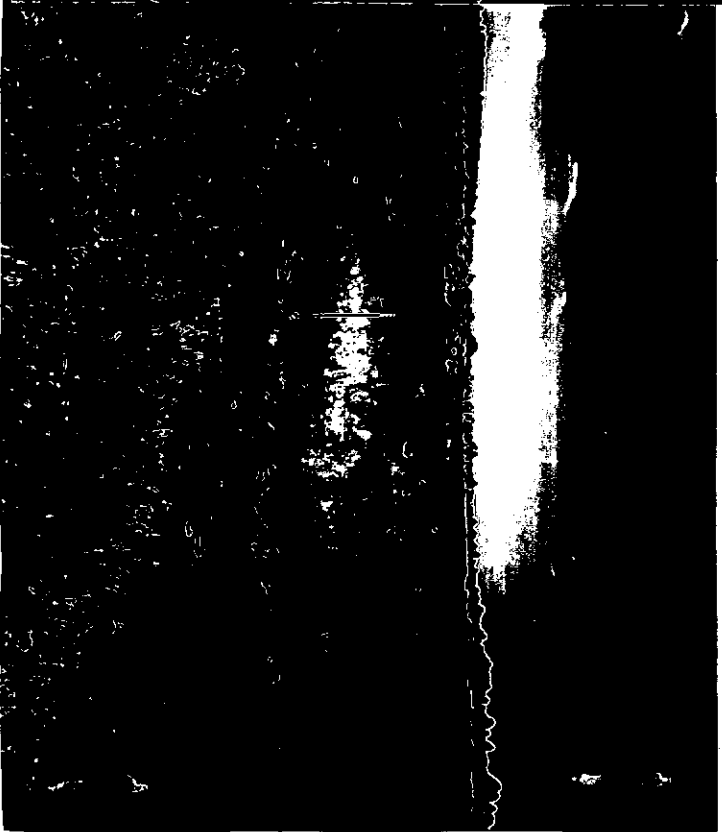
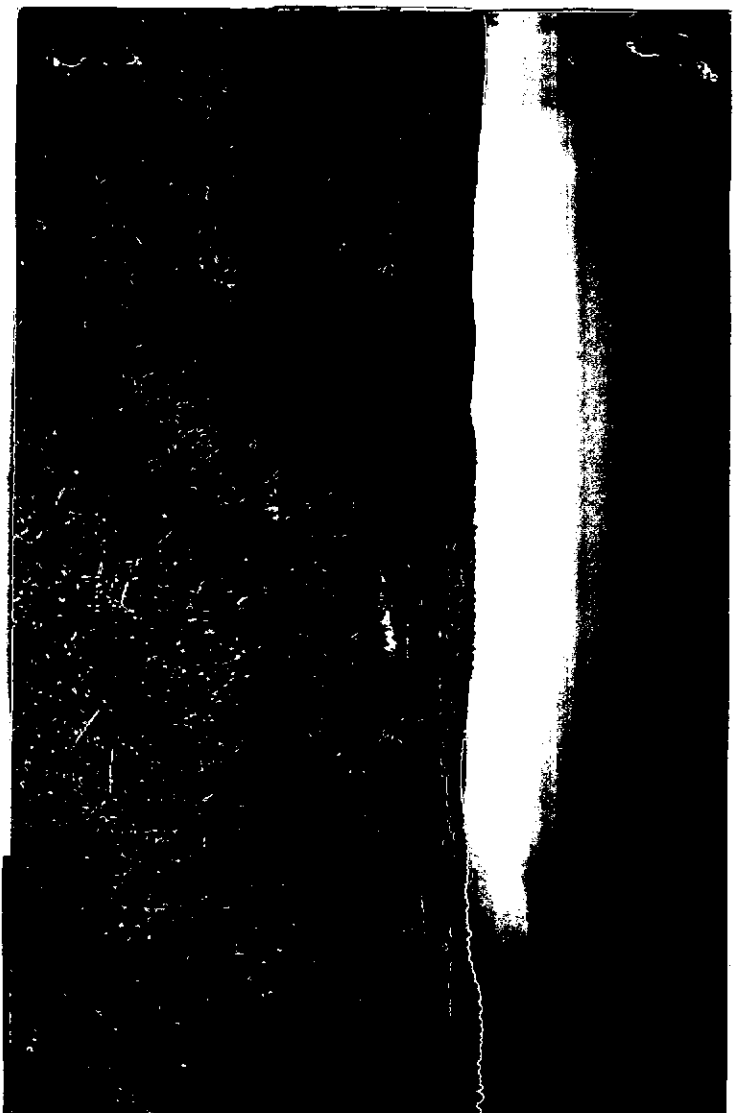


8-4-93 LRW

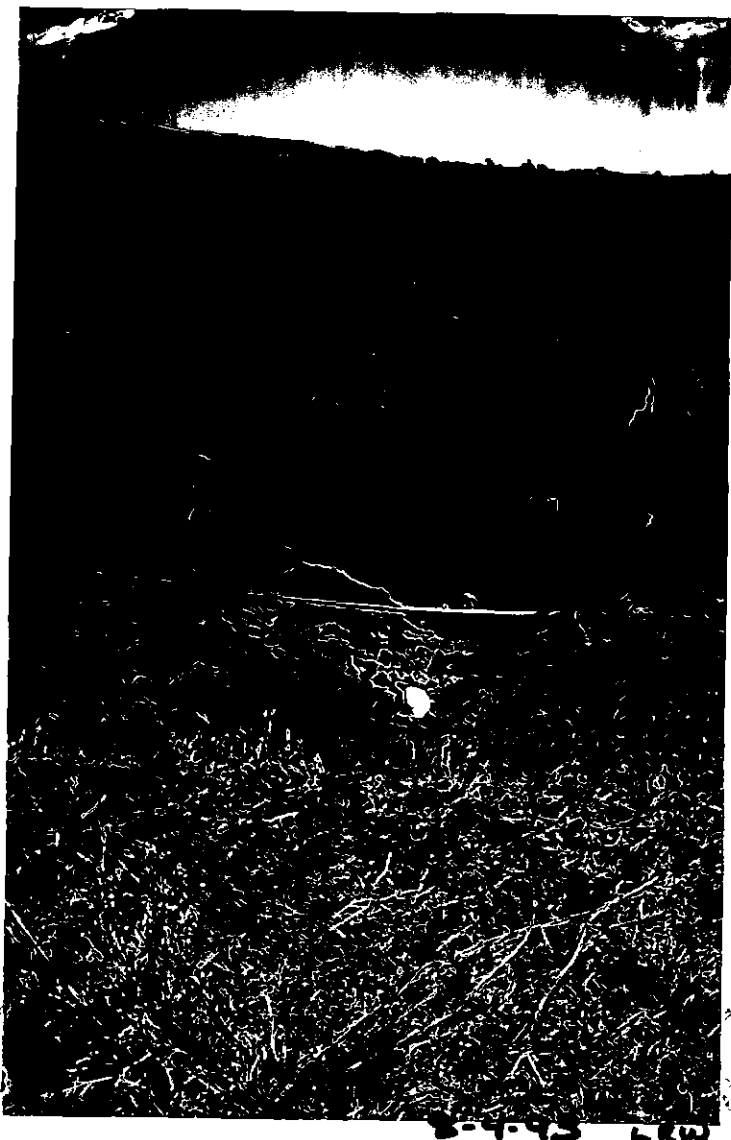
Ditch from POD in Cherry cr. to headgate to diversion to Forster Reservoir.



8-4-93
L.R.W.

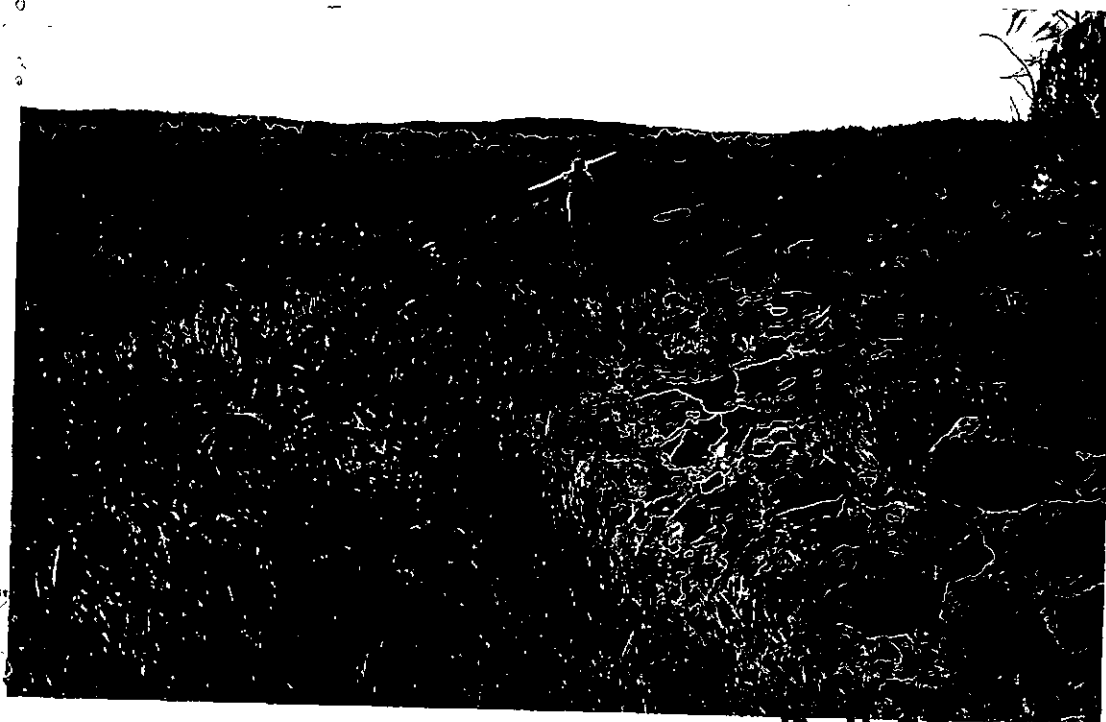


Diversion site from Cherry cr. & diversion to storage to Forster reservoir.



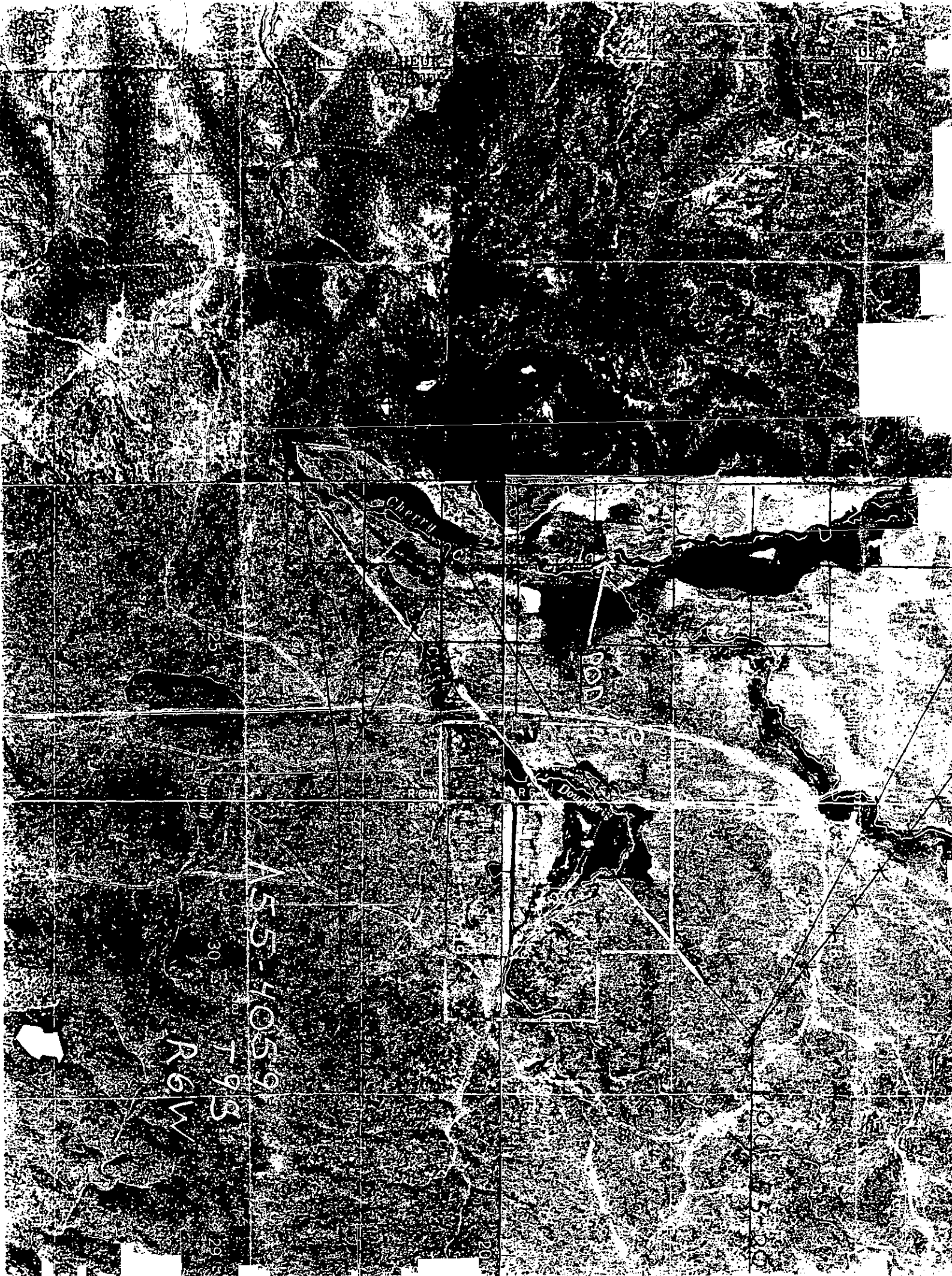
Standing on dam at Forster res.
Ditch to place of use.

8-4-93 LKW



8-4-93 LKW

Mannings site of ditch to place of use from Forster reservoir.



AS-4059
T9S
R6W

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 80 x 0.02 CFS/ACRE = 1.60 CFS
(Taken from P/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 80 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 200 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 300.00 AF/A

ACRES 80 x DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 280.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

Use of this right is limited to a total quantity of 1.60 cfs or 135 AFR.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-15	1.980		
STOCKWATER	01-01	0.070		
DIVERSION TO STORAGE	01-01	1.980		
IRRIGATION FROM STORAGE	01-01			
IRRIGATION FROM STORAGE	04-15			
TOTAL FOR THIS RIGHT		2.050	300.00	

REVIEWED BY: Donna Warner

DATE: 2-14-95

Div. Vol.

Con. Use

	From To	CFS	Div. Vol.	Con. Use
Diversion to Storage	1-1 12-31	~~1.980~~ 1.98		
Irr. Storage	1-1 12-31		135.0	~~200.0~~
Irr. from Storage	4-15 10-15		~~200.0~~ 135.0	
~~Stockwater~~	1-1 12-31	0.03		
Stockwater Storage	1-1 12-31		1.4	
Stockw. from Storage	1-1 12-31		1.4	~~200.0~~
Irrigation	4-15 10-15	1.60		

We have flow rights for irrigation, not stockwater. All uses are storage right except the diversion to storage.
Limit to 14 Acres

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP	ACCEPTED	NEEDS
FORFEIT/ABANDON	AS CLAIMED	REVIEW
ADDITIONAL DIV. AMOUNT	()	()
	()	()
	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-04059

DATABASE
TOTAL DIVERSION RATE OF WR SPLITS 2.050

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-04059	2.050	-		55-04059	2.050
TOTAL CFS		2.050				2.050

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: Kinda Werner

DATE: 2-14-95

NAME OF FIELD EXAMINER: Kinda Werner

TITLE: SWR Agent

BASIN -----> : 55
DAM NUMBER -----> : 4059
DAM NAME -----> : FOLAND
COUNTY -----> : OWYHEE
STREAM -----> : CHERRY CREEK (OS)
REGION -----> : W
PURPOSE -----> : J
RISK CATEGORY -----> : 3
SIZE CATEGORY -----> : 2
Q-Q SECTION -----> : SWNW
SECTION -----> : 24
TOWNSHIP -----> : 09S
RANGE -----> : 06W
LATITUDE DEC -----> : 42.6259
LONGITUDE DEC -----> : 116.9966
DAM TYPE -----> : EARTH
STORAGE CAPACITY --> : 135 ACFT
HEIGHT -----> : 8.0 FT
DRAINAGE AREA -----> : 0.4 SQMI
RESERVOIR AREA --> : 43 AC
YEAR COMPLETED --> : 1916
CREST ELEVATION --> : 4970 MSL
CREST LENGTH -----> : 800 FT
SPILLWAY TYPE -----> : CHNAFD
SPILLWAY DEPTH --> : 2.5 FT
SPILLWAY CAPACITY --> : 3 CFS
OUTLET TYPE -----> : CMP
OUTLET SIZE -----> : 12 IN
OUTLET CAPACITY --> : 6 CFS
IDF -----> : Q100
IDF MAGNITUDE --> : 40 CFS
RELEASE_CAPACITY--> : 9 CFS

CONDITION -----> : FR
MAINTENANCE -----> : ROUTINE
INSPECTION DATE --> : 0690 MO/YR
CERTIFICATE EXP --> : 1192 MO/YR
LAST RISK EVAL --> : 0786 MO/YR
SURVEY DATE -----> : / /
CALL UP DATE -----> : / /
CERT ISSUE DATE --> : 04/23/91
INSPECT INTERVAL --> : 2YR
PHASE 1 INSP DATE --> : / /
OPERATION PLAN -----> : N
SEISMIC ANALYSIS --> : N
RESTRICTED -----> :
JOINT INSPECTION --> :
QUAD NUMBER -----> : BB3
QUAD NAME -----> : CLIFFS

DAM OWNER -----> : CHARLES DOUGAL
ADDRESS-1 -----> : C/O CLIFFS IDAHO STAGE
ADDRESS-2 -----> :
CITY -----> : JORDAN VALLEY
STATE -----> : OR
ZIP CODE -----> : 97910
ZIP SUFFIX -----> :
PHONE -----> : 5832303
AREA CODE -----> : 208

GENERAL REMARKS : DAM & RESERVOIR ALSO ON QUAD MAPS BB2-JUNIPER POINT, BB52-BREWSTER RESERVOIR, BB53-FAIRYLAWN. RESERVOIR CALLED FORSTER RESERVOIR ON QUAD MAPS. NO. CHANGED FROM 55-XX04. DAM & NEW OUTLET INSTALLED IN 1974.

TECHNICAL REMARKS : SPILLWAY IS RKCHAN. SPILLWAY & REL CAP ARE WITH 2.0' FB. WITH FLOOD ROUTING SPILLWAY WILL PASS Q100 WITH APPROX 2.0' FB.

RESTRICTIONS :

ALTERNATE CONTACTS :

COMMUNICATION DOCUMENTATION

Claim No. A55-4059

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent

Amida Werner

Date

2/4/95

Contact Person(s)

Frankie Dargal

Nature of Contact

Request for evidence of priority, letter dated 1-24-95

Substance of Communication

She submitted evidence on the above while here we also discussed their other claims: A55-2000, amended claim; A55-2017, added acreage; A55-2433, reviewed & old POB & POC; A55-2023, Spring sinks & is for domestic & creek used for irr.; A55-4059, added stockwater storage.

We discussed my methods of acreage verification, i.e. dot grid & map comparisons.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
_____)
_____)
_____)
State of Idaho)
County of _____)

AFFIDAVIT RECEIVED
FEB 13 1995
WATER RESOURCES
WESTERN REGION

Charles & Frankie C Dougal being first duly sworn,
deposes and says: _____

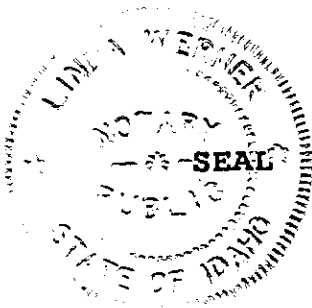
Lake Golow Reservoir was completed in 1916.
water was used for irrigation. El stock water and
still being used for that purpose

Charles & Frankie C Dougal
(Signature)

Subscribed and sworn to before me this
day 13 of Feb., 1995.

Linda Warner
(Notary Public)

Residing at Eagle ID.
My Commission Expires 12-8-2000.



RECEIVED

FEB 13 1995

WATER RESOURCES
WESTERN REGION

Alfred O. Foland and : Character of Instrument,
Linnie Foland, husband : Warranty Deed.
& wife, : Date of Instrument,
Grantors, : November 10th, 1917.
to, : Date of Record,
Prince Albert Hardesty, : Dec. 26th, 1917, at 9:48 o'clock A. M.
Grantee. : Book 12 of Deeds, pages 18 & 19,
Owyhee County Records.

Consideration---Four Hundred & Fifty Seven Dollars, to us paid
Signatures--- Alfred O. Foland (SEAL)
Mrs. Linnie Foland (SEAL)
Witnesses--- Fred J. Palmer and G. C. Crawford.
Date of Acknowledgment--- November 10th, 1917.
Before Whom Acknowledged--- Harry Dooney, a Notary Public in
and for the County of Malheur, State of Oregon. Idaho form.
Seal. Expiration of Commission April 8, 1920. Notary Public
Granting Words--- Has bargained and sold, and by these presents
do grant, bargain, sell and convey unto said Prince Albert O.
Hardesty, his heirs and assigns, a, bargained and sold, and by
Description--- All the following bounded and described real
property, situated in the County of Owyhee and State of Idaho: as
The Northwest quarter of the Northwest quarter of section
twenty-five in Township nine South of Range six West of the Boise
Meridian in Idaho, containing three hundred and twenty acres, together with all water
rights belonging thereon.
Covenant--- Usual covenant of warranty.
SILVER CITY, IDAHO

January 24, 1995

CHARLES OR FRANKIE DOUGAL
C/O CLIFFS IDAHO STAGE
JORDAN VALLEY OR 97910

Dear Mr. or Mrs. Dougal;

We are currently in the process of preparing the Notices of Claim you filed in the Snake River Basin Adjudication for court decree. During this process certain questions arose concerning the claims listed below. The following claim requires the information or changes listed.

A55-04059-Foland reservoir

This claim was based on a "Statutory Claim", or beneficial use of the water. Your claim has not been confirmed by a previous filing with the Department 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. We do have information in our files from the Department of Interior regarding completion requirements for a dam but this is for Dougal reservoir. We have no information pertaining to the Foland reservoir.

Please submit the required evidence supporting the priority date by February 25, 1995. If we do not receive this information, we will be unable to recommend your claim for court decree. If you have any questions be sure to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures: Evidence of Priority pamphlet

AJ5807N2
(09-117)

RIGHT NUMBER

NAME & ADDRESS

PRIORITY DATE

WATER USE

USE PERIOD FROM TO

MAXIMUM DIVERSION

STAGE

A55-04059

CHARLES G. DOUGAL
FRANKIE C. DOUGAL
C/O CLIFFS IDAHO STAGE
JORDAN VALLEY OR 97910

07/01/1910

IRRIGATION

04-15 10-15

1.98 CFS

STATUTORY CLAIM

STOCKWATER

01-01 12-31

0.07 CFS

1.98 CFS

DIVERSION TO STORAGE

01-01 12-31

300.00 AFA

300.00 AFA

IRRIGATION FROM STORAGE

04-15 10-15

2.05 CFS TOTAL

2.05 CFS TOTAL

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

TRIBUTARY: OMWEE RIVER, NORTH FORK

REMARKS: POINTS OF RE-DIVERSION ARE THE NWSW, S. 24 AND THE SWNW, S. 1, TWP. 9S, RGE. 6W. THE 30 ACRES IN THE NWNW, SWNW, S. 24 LISTED ON THIS CLAIM ARE IRRIGATED WITH WATER FROM THE DOUGAL RESERVOIR AND NOT FROM THE FOLAND RESERVOIR, THEREFORE, THE POINT OF DIVERSION AND POINT OF RE-DIVERSION HAS BEEN ADDED TO THIS CLAIM FOR THE DOUGAL RESERVOIR SINCE THE SOURCE IS THE SAME (CHERRY CR.). CLAIM NO. 55-2017 COVERS DOUGAL RESERVOIR.

POINT OF DIVERSION:

T09S R06W S01

S224

PLACE OF USE: IRRIGATION

NWNW 15.00

NWNW 15.00

NENE 12.00

99.0 ACRES TOTAL

PLACE OF USE: STOCKWATER

PLACE OF USE: DIVERSION TO STORAGE

PLACE OF USE: IRRIGATION STORAGE

PLACE OF USE: IRRIGATION FROM STORAGE

SAME AS OTHER USE

ADDED SINCE FILED - 10/24/19

STAT. CLAIM

SWNW 15.00

NWSW 17.00

SWSW 30.00

SESW 5.00

P.O.U. T9S, R6W

Sec. 24

SWSW 6

SWSW 37

SESW 8

Sec. 25

NWNW 11

Sec. 26

NENE 14

Sec. 23

SESE 4

Total = 80

Recommendation based on Foland reservoir usage. if any of the Dougal re may need to est claimant This is based on what claimant told me during field exam on 54-493. A Dougal specifically told me by using Napp photo the these acres, I am recommending come from Foland res.

Foland Res.
P 39. 1000
Dougal Res.

Dougal Reservoir



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

A55-04059

CHARLES G. DOUGAL

FRANKIE C. DOUGAL

C/O CLIFFS IDAHO STAGE

JORDAN VALLEY

OR 97910

RE: Claim No(s): A55-04059

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

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 1992