

T45, R1E Sec 34



RECORDED
OCT 15 1941

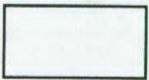
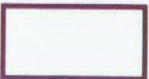
Idaho Department of Water Resources

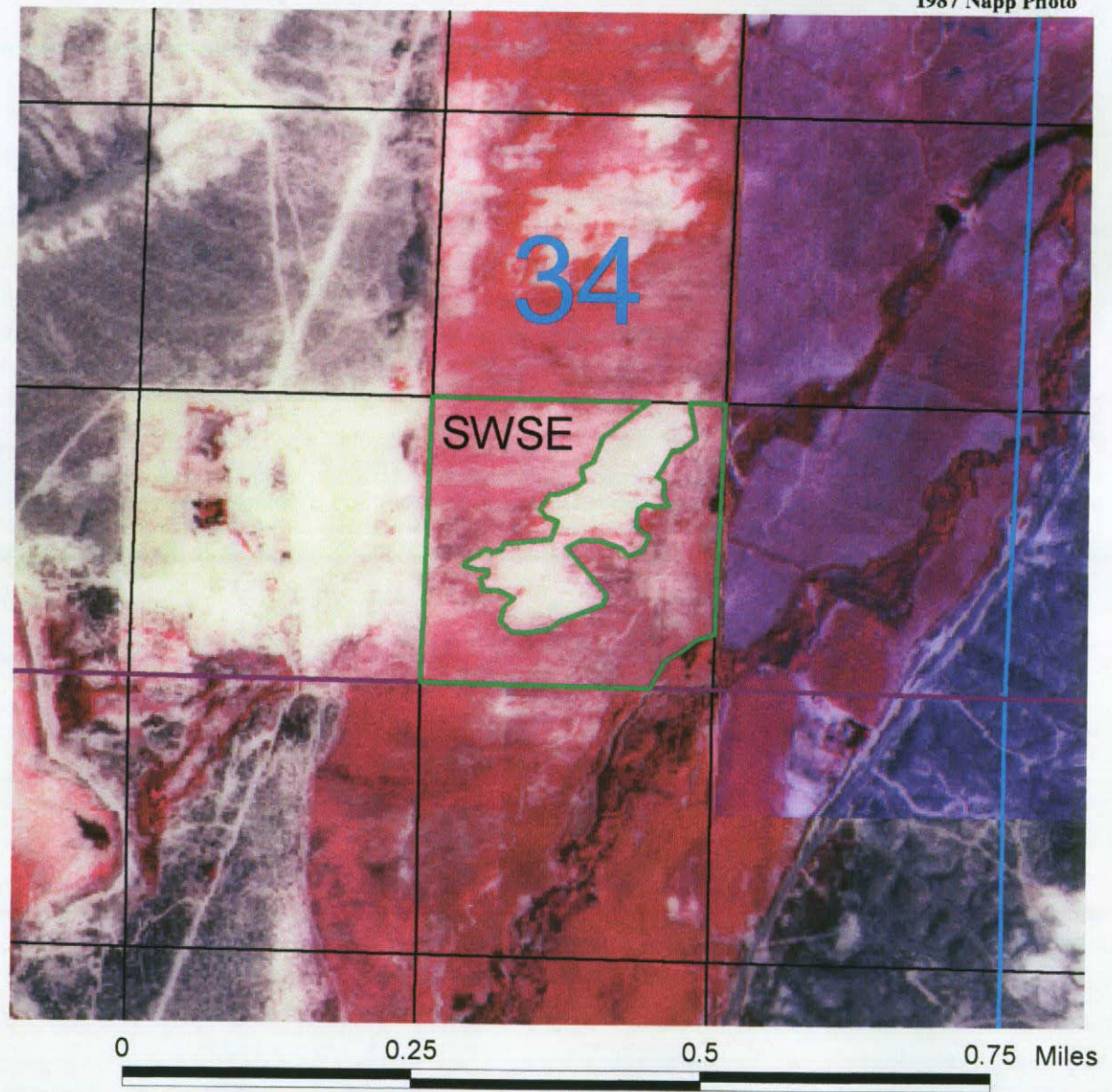
Claim Number: 57-00224

Legal: T04S, R01E, S34

Reviewed By:

1987 Napp Photo

-  Point of Diversion
(located outside view)
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



A57-00224

Photo #1



Conveyance Ditch

Photo #2

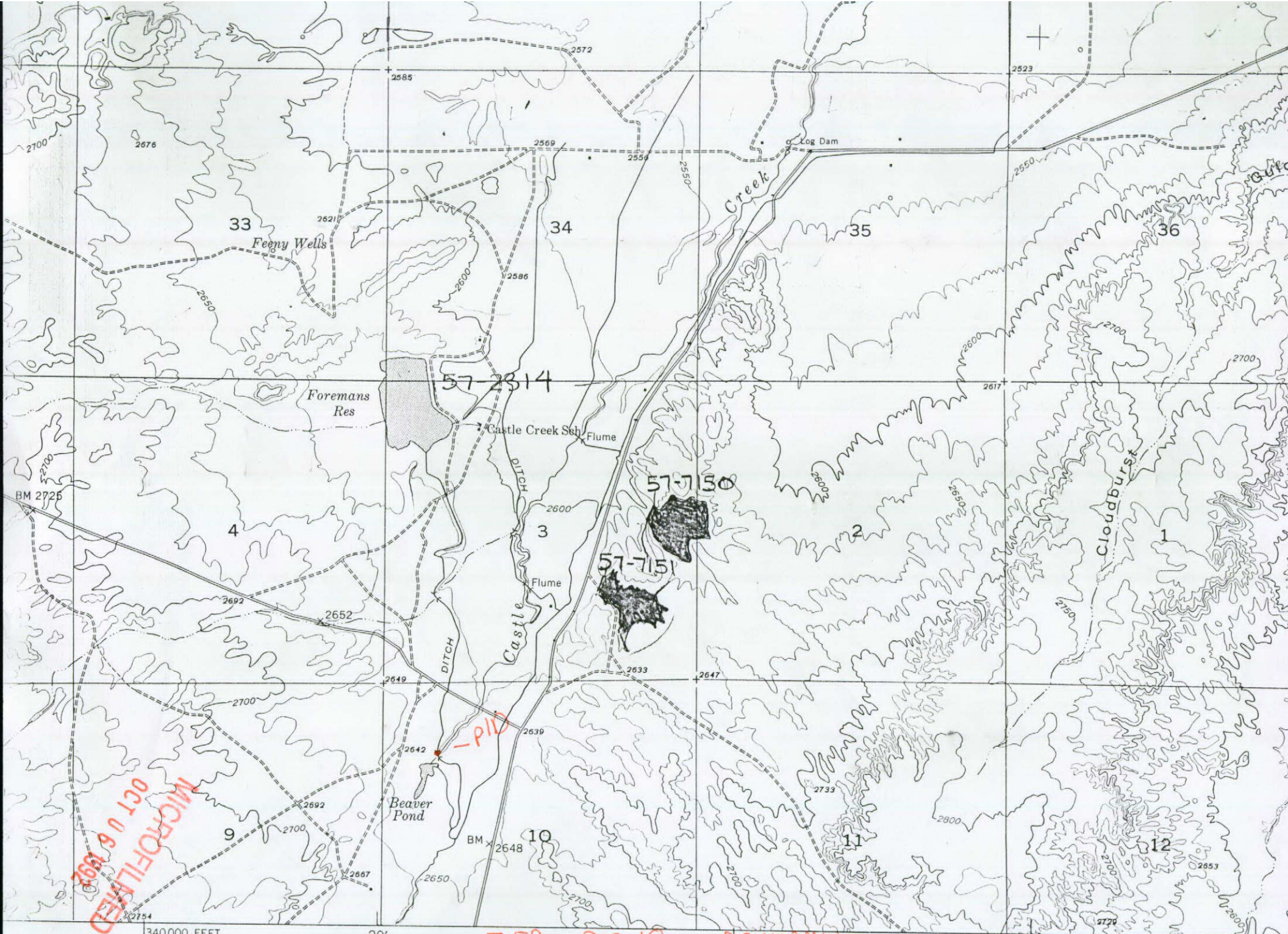


Place of use - SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34

See A57-02314 for more Photos.

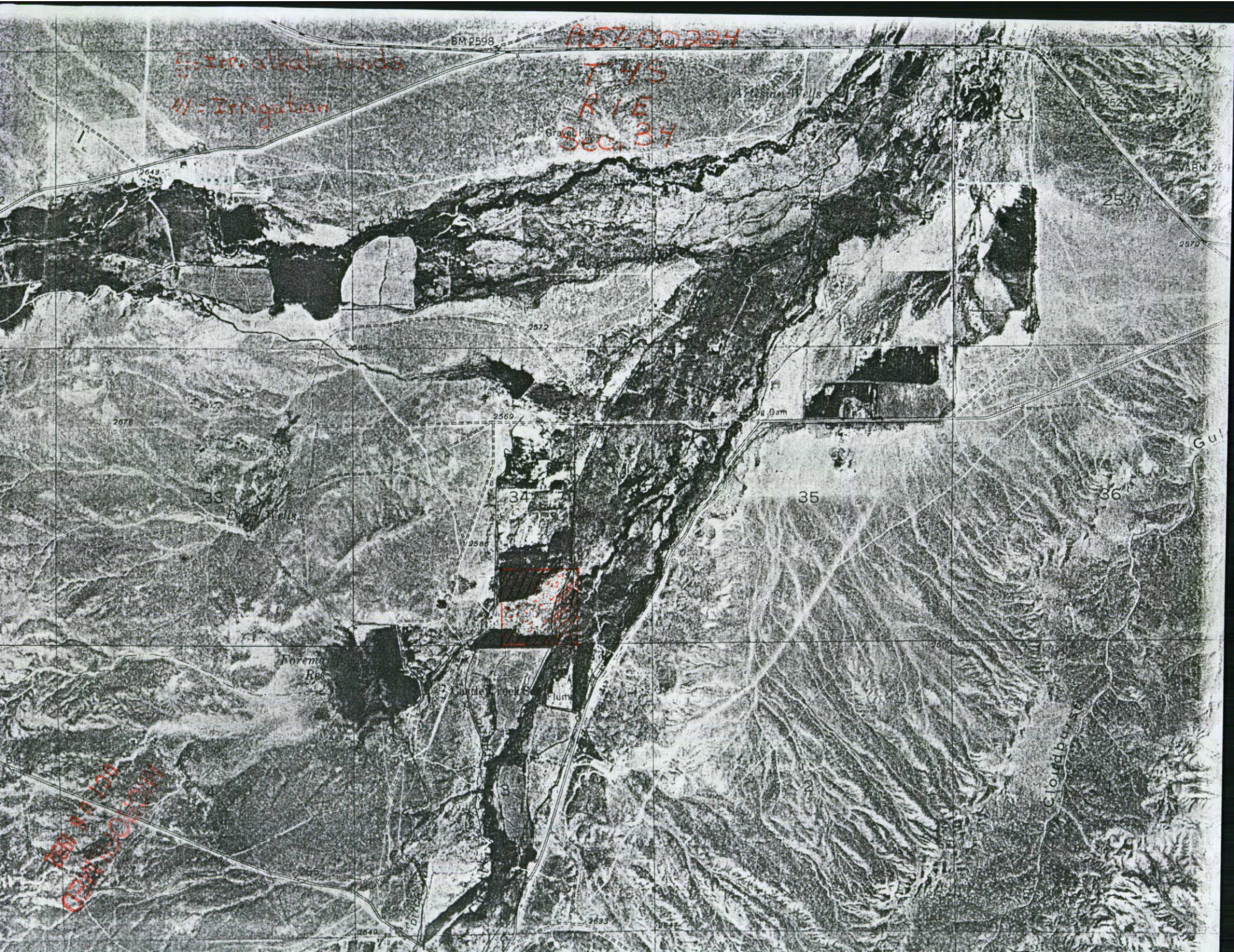
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Pictures taken on 8-2-90.
By K. Werner



str. alkali lands
Irrigation

R57-00234
T4S
R1E
Sec. 34



R57-00234

~~60~~
Total
= aquaculture = 61.6
63

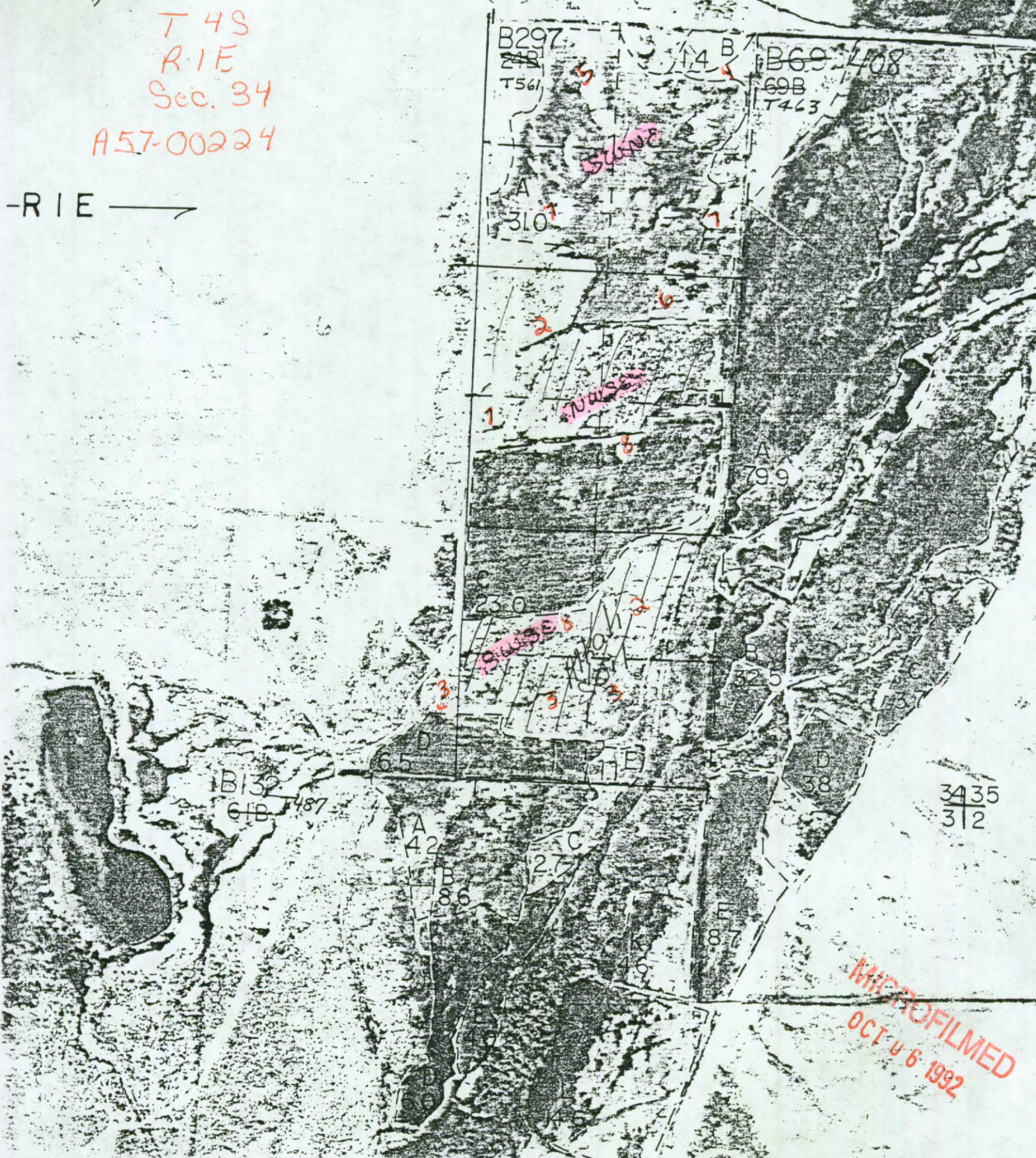
T 4S
R 1E
Sec. 34

A57-00224

-R 1E →

67

R



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John Fuquay

TOWNSHIP GRID

Landownership ☐

G.W. Rights ☐

S. W. Rights ☐

wp. 4S Rge. 1E

County _____

sin _____

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34 18 40 40 20 40 16	35	36

A 57-00223

A 57-00224

A 57-02314B

A 57-2132B

Based on "claimed" acres.

MICROFILMED
OCT 16 1992

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: A57-00224
Date Received: 11/28/1989
Receipt No: C013059
Received By: ESJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN E. FUQUAY 208-834-2495
Address: HC 79, BOX 2240
MURPHY, ID 83650

2. Date of Priority: SEP 03, 1915

3. Source: CASTLE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	01E	10	SE	NW	NW		OWYHEE

5. Description of diverting works:
DIV.DAM IN CK.WITH HEADGATE & GRAVITY DITCH TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	0.400		
DOMESTIC	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.090		

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER UP TO 400HD/RGE., DOMESTIC LAWN & GARDEN IRR.1 HOUSE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	01E	34	SW	SE		IRR	20.0

Section Acres 20.0

A57-00224

Page 1

Date: 11/28/89

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10. Place of Use: Continued

Total Acres 20.0

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:
N/A

14. Remarks:
SEE WR LICENSE 57-2090.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JAMES L. DAVEY
Decree Plaintiff

vs

GEORGE F. BROWN ET. AL.
Decree 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 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): John E. Ferguson Date: 11-28-89
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of NOVEMBER 19 89 Donna E. Luthy
Notary Public

Residing at Boise, ID
My Commission Expires 11/08/1994

T4S, R1E SEC 34



Water Right Number - 57-00224

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MUNGER

EDNA

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
09/03/1915 14 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CASTLE CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

05S 01E 3 SE NW (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

10/15

0.400

43 - DOMESTIC

04 - STOCKWATER

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.400

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

04S

01E

34

SW SE

20.0

01

IRRIGATION

(73) OWYHEE

Total Acres: 20.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
SEE WR LICENSE 57-2090.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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OCT 06 1992

Water right number - 57-00224

Adj. flag translation: Standard Water Right Number

+ - - - - Decree Plaintiff - - - +
JAMES L. DAVEY

+ - - - - Decree Defendant - - - +
GEORGE F. BROWN ET. AL.

+ - Decree Date - +
05/15/1923

+ - - Audit Fields - 02/11/86

05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 05/15/1923

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 00/00/0000
Receipt Number -
Appl Received - 00/00/0000
Presumption Flag -

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District - 57C
Transfer/Amended -

Microfilm Roll Number -

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IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00224

Date: 5-23-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	45	1E	34															20		20
GIS																		30		30
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 20

Overlapping FOU Claim #'s:

57-02314, 57-02132B

Total GIS Acres: 30

COMMENTS:

The claim map indicated alkali land excluded. I excluded lighter land, however it doesn't match the claim map. The overlap included alkali land.

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 57-00224

Legal: T04S, R01E, S34

Reviewed By:

Point of Diversion
(located outside view)

☐

Place of Use

☐

Section Lines

☐

Quarter Quarter Lines

☐

Township/Range Lines



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-00224

1997 DEC 15 AM 10:48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: JOHN E FUQUAY
HC 79 BOX 2240
MURPHY ID 83650

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.4 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/03/1915

POINT OF DIVERSION: T05S R01E S10 SENWNW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.4 CFS
	STOCKWATER	Irrigation Season	0.09 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T04S R01E S34 SWSE 20
20 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 117.5 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-02314 & 57-02132B

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

DATE: 11/10/97
PAGE: 1

DIVERSION
VOLUME

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R57-00224

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

DATE: 11/10/97
PAGE: 2

Comments: Date: 09/17/1991 User-ID: WERNER Subject:
DOMESTIC LAWN IRRIGATION INCLUDED IN IRRIGATED ACREAGES.

Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/19/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 2/14/92. DID NOT REVERIFY ANY PART OF CLAIM.

Audit: 11/10/97 KWALKER

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-10-1997

PAGE: A-1

 RIGHTS FROM: SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00224

NAME AND ADDRESS: JOHN E FUQUAY
 HC 79 BOX 2240
 MURPHY ID 83650

SOURCE: CASTLE CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.4 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
 USED FOR STOCKWATER, AND NO RANGE WATER

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
 SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/03/1915

POINT OF DIVERSION: T05S R01E S10 SENWNW Within Owyhee County

PURPOSE AND
 PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season 04/01 10/13	0.4 CFS
STOCKWATER	Irrigation Season	0.09 CFS
STOCKWATER	04/01 10/13	0.09 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
 T04S R01E S34 SWSE 20
 20 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
 THE IRRIGATION OF A COMBINED TOTAL OF 117.5 ACRES IN A SINGLE
 IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-02314 & 57-02132B

Place of use for STOCKWATER is same as IRRIGATION

Place of use for STOCKWATER is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
 STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL

57-00224 (CONT.)

USE.

USE OF THIS RIGHT WITH RIGHT NOS/ 57/0231A AND 57/02132B IS LIMITED TO A TOTAL COMBINED CONSUMPTIVE USE VOLUME OF 411/2 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 117/3 ACRES IN A SINGLE IRRIGATION SEASON/ THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE/ 57/00223/ 57/02132B/ 57/0231A

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

STOCKWATER, 400 RANGE CATTLE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00223, 57-02132B & 57-02314

6/9/94

COMMUNICATION DOCUMENTATION

CLAIM NOS. A57-00085, 87, 100, 102, 108, 112,
114, 115, 121, 135, 147, 162 - CAROL GIBBERT
Claim Nos. A57-00223, 00224, 02132B,
§A57-02314 - JOHN FUGUAY

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 JAN SHURTE Date 5-8-95

Contact Person(s) JOHN FUQUAY - DREANA - CAME INTO
OFFICE ON 5-8-95.

Nature of Contact To inform the Dept. of Action HE
took due to flooding in Castle Creek.

Substance of Communication MR. FUQUAY CAME IN TO LET THE
DEPT. KNOW ABOUT AN EMERGENCY ACTION HE TOOK DUE
TO FLOODING IN HIS DIVERSION DITCH FROM CASTLE CR. MR.
FUQUAY STATES THAT CASTLE CREEK WAS FLOODING OUT OF
ITS BANKS & INTO HIS DIVERSION DITCH TO FOREMAN RESERVOIR.

THE RESERVOIR IS FULL & THE WATER IN THE DITCH BEGAN FLOODING
ONTO THE COUNTY ROAD, THEREFORE, MR. FUGWAY CUT THE SIDE OF
HIS DITCH, ~~PUTTING~~ ^{PUTTING} IN ANOTHER DITCH TO DIVERT THE WATER BACK
TO THE CREEK. THIS DID STOP THE FLOW OF WATER OVER THE ROAD.

THE DIVERSION DITCH & NEW DITCH DUG BACK TO THE CREEK BOTH CROSS
OVER LAND OWNED BY WIN BARNHILL (CAROL GILBERT CLAIMS) AND MR.
BARNHILL HAS CALLED IN STATING THAT MR. FLOQUAY'S ACTION
HAVE CAUSED FLOOD DAMAGES TO HIS PROPERTY. GENE GIBSON
OF OUR OFFICE IS PREPARING TO INVESTIGATE THE ^{WATER} ~~WATER~~ ^{WATER} ~~WATER~~
SITUATION PER MR. BARNHILL'S CALL RELATING TO A STREAM.

DECLASSIFICATION DIRECTION THIS MEMO IS TO DOCUMENT MY

JUL 20 1994

ADJUDICATION MEMORANDUM

57-00085, 87, 100, 102, 108, 112, 114, 115, 121, 135, 147 & 162 - CAROL GILBERT - CASTLE
 CLAIM NO.: 9 57-00223 (B24, 02132B & 02314) SUBJECT: PHONE CONVERSATION CONCERNING DITCH PROBLEMS BETWEEN THESE TWO RIGHT HOLDERS:
 JOHN FUGUAY - CASTLE CREEK
 EMPLOYEE: JAN O'HURTE DATE: 8-17-93

On this date, John Fuguey phoned concerning a dispute he is having with Don Bainhill (who manages) Carol Gilbert's property. Mr. Fuguey stated that in the past he shared his diversion ditch from Castle Creek with Carol Gilbert's deceased husband, John Gilbert, by allowing a diversion ditch or pipeline from his main ditch to Gilbert's ditch to use for irrigation. In return, John Gilbert supplemented Fuguey with water from their hot well which flowed into Fuguey's ditch. Then, according to John Fuguey, the well water was stopped, therefore, he spoke with Don Bainhill concerning the ditch use and an argument began. Mr. Fuguey closed the diversion off of his main ditch because the well water was stopped and approx. 2 wks ago, Don Bainhill, installed another pipeline from Fuguey's main ditch over to his ditch. I informed both parties that this is a civil matter because it involves lateral ditches & not the diversion thru the main ditch from Castle Creek. Mr. Fuguey stated he may seek civil action & I told him I would document the appropriate files with a memo about our conversation.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 1, 1992

JOHN FUQUAY
HC 79 BOX 2240
MURPHY ID 83650

RE: Notices of Claim to a Water Right numbered 57-00223,
57-00224, 57-02132B and 57-02314.

Dear Mr. Fuquay;

We are in receipt of the Notice of Error you submitted on the
above water right claims.

I have enclosed a copy of a map, which along with my field
examination of your property, was used to calculate the number
of irrigated acres. Please review this map and outline the
missing acreages.

Return this information to my attention by September 15, 1992.
If I do not hear from you by that time I will assume that you
now agree with our recommendation and will take no further
action on the Notice of Error submitted in regard to these
claims.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure: Map

*9-22-92. No response received. Changed notice of
error flag in data base to "B." LKW*

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OCT 06 1992

NOTICE OF ERROR FORM

JUL-20-1992

RECEIVED
AUG 19 1992

Please type or print clearly, fill out completely, and return to:
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Department of Water Resources
Western Regional Office

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: AUG-20-1992 ✓

1. Water right number: 57-02314 ✓ - 57-02224 ✓ - 57-00223 ✓ - 57-021326 ✓

2. Name: John Fuqua

Address: Hc 79 Box 2240, Murphy, Id. 83650

Weekday Telephone Number: 208-834-2495

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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OCT 16 1992

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
combined total of Acres
4. Describe the changes you wish to have made in the proposed recommendation:
I wish to have a 16 acres added to total
5. Describe why you disagree with the proposed recommendation:
I have irrigated these 16 acres in past years and plan to irrigate in near future
6. Date: *8-15-92*

SIGNATURE

John E. Ferguson

AJ5809NP
No. R57-00224

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/03/92
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN E FUQUAY HC 79 BOX 2240 MURPHY ID 83650 (208) 834-2495	09/03/1915	IRRIGATION STOCKWATER	04-01 10-15 04-01 10-15	0.40 CFS 0.09 CFS	
TOTAL DIVERSION:					0.40 CFS	

Water Source: CASTLE CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T05S R01E S10

SENWNW

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	:	SUM
04S	01E	34	:																	:	
																			20	20.0	
TOTAL ACRES																			20.0		

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 400 HD RANGE CATTLE

Other Rights: N/A

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 57-02314 AND 57-02132B IS LIMITED TO A TOTAL COMBINED CONSUMPTIVE USE VOLUME OF 411.2 AF AND TO THE IRRIGATION OF A COMBINED TOTAL OF 117.5 ACRES IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00223, 57-02132B, 57-02314

Dates: Exam Made Date: 08/02/1990 Verified Date: 02/14/1992

Misc: Water District Number: 57C Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/17/1991 User-ID: WERNER Subject:
DOMESTIC LAWN IRRIGATION INCLUDED IN IRRIGATED ACREAGES.

Audit: 09/17/91 WERNER 11/22/91 WERNER 12/05/91 WERNER 01/08/92 WERNER
02/14/92 WERNER 07/29/92 PR-PRODM

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OCT 06 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-00224

"R" RECORD

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	IN-OFFICE VERIFICATION WHOM/DATE	VERIFIED BY CODE (SEE BELOW)	FIELD EXAM BY WHOM/DATE	CLAIMANT CONTACT NEEDED - Y/N*	REVIEW COMPLETED WHOM/DATE	DATA ENTRY COMPLETED WHOM/DATE	FINAL VERIFICATION DATE ENTERED WHOM/DATE
PRIORITY			<u>6</u>	<u>H. Werner</u> <u>R. McCarthy</u>		<u>H.W.</u> <u>7-5-90</u>		
PT. OF DIV.	<u>Y</u>		<u>1,2,4,5</u>	<u>8-2-90</u>	<u>See</u> <u>A57-223 N</u>			
SOURCE			<u>5,6</u>					
PL. OF USE			<u>1,2,4,5,6</u>					
DIV. AMOUNT CFS/AF			<u>6</u> <u>Added</u> <u>Volume</u>					
CONSUMPTIVE USE			<u>ADJ</u> <u>Standard</u>					
NATURE OF USE			<u>6</u>					
PERIOD OF USE			<u>6</u>					
BASIS OF CLAIM			<u>6</u>					
REMARKS								

VERIFICATION CODES

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

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

COMMENTS:

6 = Same as discussed
Call instructions will apply. Overlap w/ A57-2314 B.

OCT 06 1990
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:04:28
06/26/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-00224

LAST: MUNGER
ADDRESS:
CITY: OREANA
PHONE NUMBER: 208-000-0000

FIRST: EDNA
STATE: ID ZIP: 83659

OWNER CODE: O

LAST: FUQUAY
ADDRESS: HC 79, BOX 2240
CITY: MURPHY
PHONE NUMBER: 208-834-2495

FIRST: JOHN E.
STATE: ID ZIP: 83650

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: SEE WR LICENSE 57-2090.

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OCT 06 1992

DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet For

SRBA Claim Verification Field Report

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

- ☒ Claim Verification Report(CVR)
☒ Copy of Adjudication Claim
☒ Copies of pertinent files(prev. rts., exams, etc.)
☐ Well Inspection Form (If Needed)
☒ Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
☒ Check P.D. & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.)
☒ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
☒ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
 Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl?
 Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☒ Other: OK-Well vs surface water
☒ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
☒ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
 Overlap ☒ yes ☐ no If yes: ☐ copy of claims & water rights incl?
 Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☒ Increase number of acres within tracts
☐ Different source for same acres
☐ Other: _____
☒ Appointment Letter Sent? _____ (initial & date) See A 57-00223
☒ Appointment Made and Telephone Conversation Memo Attached Same as above

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed CVR Form
☐ Photographs of Point(s) of Diversion and Place of Use - See A 57-00223
☒ Completed map outlining Point(s) of Diversion and Place of Use

C. Review and Processing:

- Claim No. submitted for weekly exam completed prog. report? ☒ Yes ☐ No
 Exam completed date data entered on claim LRW 9-17-91 (initial & date)
 Claim Verification Report completed LRW 2-11-91 (initial & date)
 Was CVR spot-checked by Supervisor? ☐ Yes ☐ No _____ (initial & date)
 R claim file created LRW 9-17-91 (initial & date)
 Recommendations entered on R claim file LRW 9-17-91 (initial & date)

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 OCT 6 1992

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 A57-00223*MICROFILMED
OCT 06 1992

A. AJ CLAIM: # A57-00224 PRIORITY DATE: 09-03-1915 STAGE: D

B. WR RECORD: # 57-00224 PRIORITY DATE: 09-03-1915 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
09-03-1915

REVIEWED BY

Linda Wurmer

DATE

2-11-91

=====

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Name of Party	Source of Water	Date of Priority	Alt. in Inches	Des. of Land (Type)	All Cuyahoga County Sec.	Sp.	Range
John Munger (water license #8602)	Castle Creek	Aug. 10, 1912	57-0223 25 (.5 sec. ft.)	{ SW NE NW SW }	34	4 S	1 E B.M.
Edna Munger (water license #2776)	Castle Creek	Sept. 3, 1915	57-0224 20 (.4 sec. feet.)	SW SE	34	4 S	1 E B.M.
Charles Johnson.	Alder Co. and John-son River-voir.	Mar. 31, 1921	57-0224 10 (1.08 sec. ft.)	{ }	13	4 S	1 E B.M.
✓ Thomas D. Henderson. (water license #6161)	Castle Creek	May 13, 1910	57-0236	{ }	13	4 S	1 E B.M.
Fred D. Henderson and Thomas D. Henderson. (water license #9895)	Castle Creek	Nov. 31, 1913	57-0237	{ }	13	4 S	1 E B.M.

W.C. 2200

Dec 20

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-00224	05S	01E	10	SE	NW	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A57-00223 NONE
A57-02314B

WR RECORDS IN SAME 40 ACRE TRACT
57-02132

SOURCE: CASTLE CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-00224	05S	01E	3	SE	NW			OWYHEE

OTHER WR RECORDS WITH SAME WR POD
57-02090

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

SOURCE: CASTLE CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER
Y
N

REMARKS:

(1) When did change occur? The diversion indicated in the WR record is probably the location of the reservoir. -YES

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>5S</u>	<u>1E</u>	<u>10</u>	<u>SE</u>	<u>NW</u>	<u>NW</u>	<u>---</u>	<u>OWY</u>

SOURCE: CASTLE CREEK

TRIB: SNAKE RIVER

REVIEWED BY:

Aminda Warner

DATE:

2-11-91

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OCT 16 1992

A57-00224

Photo #1



Conveyance Ditch

Photo #2



Place of use - SW 1/4 SE 1/4, Section 34

See A57-02314 for more Photos.

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Pictures taken on 8-2-90.
By L. Werner

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-10462 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.040 CFS

PRESUMPTION FLAG:

D. PERIOD OF USE:

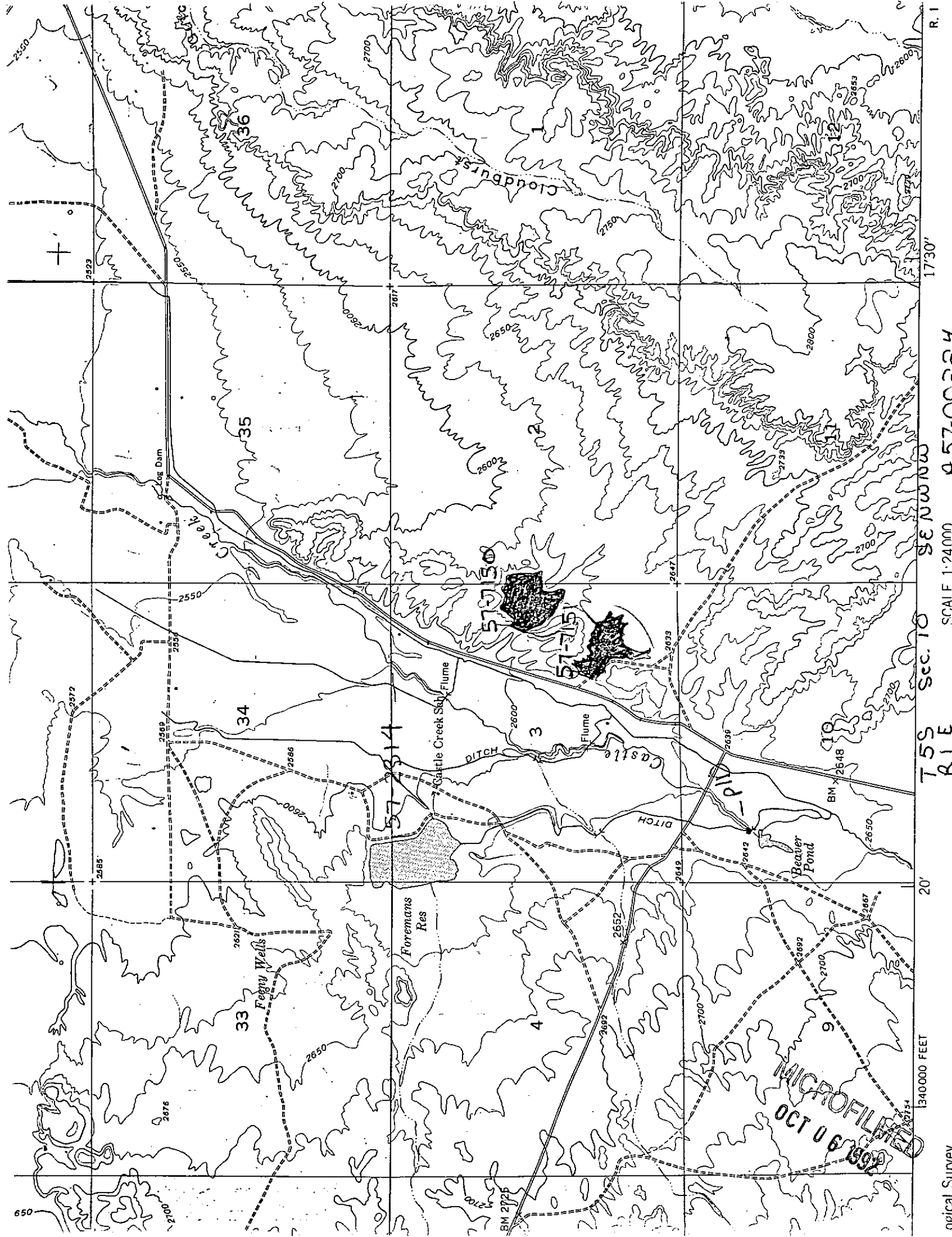
RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:



R.1
1730'
SCALE 1:24000
SECTION 10
T5S
R1E
340000 FEET
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Topical Survey

SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-00224

The water is diverted from the creek by means of a rock dam and plastic dam diversion to the ditch. The ditch runs in a northerly direction to the inflow of Foreman reservoir. The inflow is located in T5S, R1E, Section 3, NESWNW.

Outflow from the reservoir is located in T5S, R1E, Section 3, SENWNW via ditch to the places of use. The ditches at the places of use are cement lined. This is a gravity flow system.

There is a pond located in the NWSNE of Section 34, T4S, R1E. This pond is at the end of the ditch system and is used for the domestic lawn irrigation by means of pump and pipeline.

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A. ROOT WATER RIGHT NUMBERS: A57-00224

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	0-P QUAD	FIELD EXAM.	RECOMM. ACRES
04S	01E	34	SW	SE		FUQUAY, JOHN E.	A57-00224 /20.0	57-00224 /20.0	40.0			20
			SW	SE		FUQUAY, JOHN E.	A57-02132B /16.0	- /		38		
			SW	SE		MUNGER, EDNA		57-02090 /20.0				
			SW	SE		FOREMAN, T. A.		57-02132 /16.0				
			SW	SE		FOREMAN, T. A.		57-02314 /16.0				
			SW	SE		COLLETT, BOB D.		57-04004 /33.0				
TOTAL ACRES							A57-00224	20.00	20.00	40.00	38	20

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 20

REVIEWED BY: Linda Worman

DATE: 2-11-91 & reviewed 9-16-91

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OCT 6 1992



~~60~~
Total
aquaculture: 61.6
63

T 4S
R 1E
Sec. 34
A57-00224

-R 1E —→



REPRODUCED
OCT 6 1992

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-00224 IRRIGATION	FROM 04-01 TO 10-15	.400 CFS
A57-00224 DOMESTIC	FROM 01-01 TO 12-31	.020 CFS
A57-00224 STOCKWATER	FROM 01-01 TO 12-31	.090 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.400 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-00224 IRRIGATION	FROM 04-01 TO 10-15	.400 CFS
57-00224 DOMESTIC	FROM TO	.400 CFS
57-00224 STOCKWATER	FROM TO	.400 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.400 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

2008 9 11 10
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OCT 16 1992

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.400 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)

FIELD
DATABASE EXAMINER
N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: N/A

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 20 x 0.02 CFS/ACRE = 0.40 CFS
(Taken from p/u review)

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 = 70.0 AF/A

ACRES 20 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 70 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 20 x DIVERSION VOL. AF/A FOR AREA 5.0 = OR

TOTAL DIVERSION VOLUME 100 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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

See A57-00223 for overlap,

E01: 57-02314 & 57-02132B; C.U. = 411.2 AF; Acres = 117.5

E06: Other rights w/same POD = 57-00223, 57-02314, 57-02132B.

1b. CALCULATIONS

Combined

Total acres = 117.5

117.5 Ac x 3.5 AF/A = 411.2 AFA

(V(d.r.)) =

0.40 cfs x 1.9835 AF/D x 198 days = 157.1

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OCT 06 1992

John Fuquay
TOWNSHIP GRID

Landownership ☐

G.W. Rights ☐

S. W. Rights ☐

wp. 4S Rge. 1E County
sin

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34 18 40 40 20 40 16	35	36

A 57-00223

A 57-00224

A 57-02314B

A 57-2132B

Based on "claimed" acres.

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OCT 16 1992

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 10-15	DATABASE 0.400 EXAMINER 0.40	DATABASE 100.0 EXAMINER 100.0	DATABASE 70.0 EXAMINER 70.0
~~DOMESTIC~~	~~01-01 12-31~~	~~0.020 0.02~~	~~0.000 0.00~~	~~0.000 0.00~~
~~* STOCKWATER~~	~~01-01 12-31~~	~~0.020 0.02~~	~~0.000 0.00~~	~~0.000 0.00~~
TOTAL FOR THIS RIGHT	4-1 10-15	0.400 0.40	100.0	70.0

REVIEWED BY: Linda Werner

DATE: 2-11-91

10/19 For a system description, see A57-00223 C.V.R.
Domestic lawn irr. included w/irr coverage totals. - 9-16-91
* Deleted stockwater as a year round usage as more stated is for usage incidental to stockwater only. 12-5-91 LRW
* Added stock LRW 2-20-92 LRW

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-00224

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 0.400 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-00224	0.400	-		57-00224	0.400
TOTAL CFS		0.400				0.400

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 Warner

DATE: 2-11-91

NAME OF FIELD EXAMINER: Same

TITLE: Sr. W.R. Agent