

RECEIVED

MAR 01 1999

Department of Water Resources

RECEIVED

MAR 08 1999

Department of Water Resources
Southern Region

RECEIVED

FEB 02 1999

Department of Water Resources
Southern Region

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: **A72-00201A**
Date Received: 1/ 2/1990
Receipt No: S010802
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DICK BAKER 208-838-2270
Address: HC 68 BOX 370
CLAYTON ID 83227
AND
Name: BETTY BAKER 208-838-2270
Address: HC 68 BOX 370
CLAYTON ID 83227
2. Date of Priority: MAY 1, 1888
3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER
PINE CREEK SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	5		SW	NW		CUSTER
			NE	NW	SW		CUSTER
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.820		
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	6	NE	NW	3	IRR	20.0
						Section Acres	20.0
10N	18E	31	SE	SW		IRR	10.0
						Section Acres	10.0
						Total Acres	30.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00202A

14. Remarks:

P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.

LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.

11-11-98: OWNERSHIP CHANGE PER NOTICE REC'D 11-3-98 MOUDY TO BAKER - VH

12-31-98: ADDED P/D PER CLAIMANT NOE - VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs 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 _____ 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): Dick L. Baker Date: 2-1-99

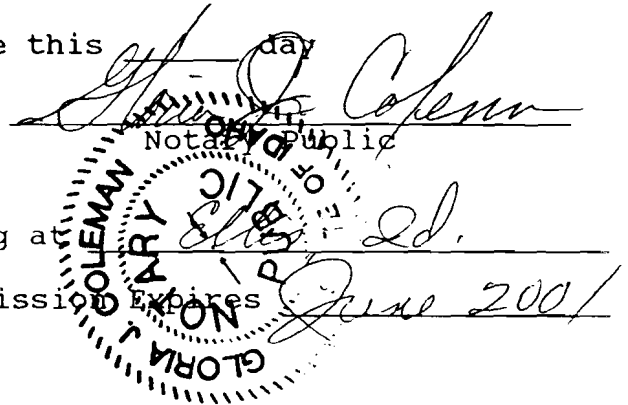
Betty L. Baker Date: 2-1-99

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of February 19 99

Seal

Residing at Elmer, Id.
My Commission Expires June 2001



RECEIVED

MAR 08 1999

Department of Water Resources
Southern Region

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 39576

) Subcase

A 72-00201A

(Insert water right number)

) STANDARD FORM 4

) MOTION TO FILE:

) ☐ LATE NOTICE OF CLAIM

) ☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A *Motion to File an Amended Notice of Claim* may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The legal description for the point of diversion
is wrong. Reads SE SW NW. Should
read both SW NW & NENW SW.

VERIFICATION (Must be completed)

State of Ida.

County of Custer

Betty L Baker, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Betty L Baker
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on Feb 25, 1999
(Insert Date)

Susan K. Howard
Notary Public for Idaho
Residing at: Challis
My Commission expires: 2002

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

DATE: 03/11/99
PAGE: 1

Misc: Water District Number: Field Inspection Flag:

Hancock, Vikie

From: Hancock, Vikie
Sent: Thursday, March 11, 1999 4:15 PM
To: Spencer, Nick
Subject: Amended claims 72-00201E and 72-00201A

Nick,

Dick and Betty Baker amended the above claims to add a point of diversion that wasn't on the claim as originally filed. The Court has set a hearing date of 04-23-99. I just wanted to advise you that I agree with the claims as amended, and have created "R" records on the temp file which reflect the amended p/d. If, and when, there's something else I need to do, let me know.

Vikie H.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 11, 1999

Dick and Betty Baker
HC 68 Box 370
Clayton, Idaho 83227

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: 72-00201E and 72-00201A

Dear Mr. and Mrs. Baker:

I just wanted to make sure that you are aware of the Hearing scheduled by the SRBA court to decide on the Motion to Amend the above claims and add the second diversion rate out of Pine Creek. I don't think there will be any problems with it. I see that the Hearing has been scheduled for April 23, 1999, and do understand that some of these hearings are conducted by telephone. If you have any questions about the date or time, be sure to contact the Court at 736-3011.

Sincerely,

Vikie Hancock
Water Resource Agent

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FEB 02 1999

Department of Water Resources
Southern Region

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: **A72-00201A**
Date Received: 1/ 2/1990
Receipt No: S010802
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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Address: HC 68 BOX 370
CLAYTON ID 83227
AND
Name: BETTY BAKER 208-838-2270
Address: HC 68 BOX 370
CLAYTON ID 83227
2. Date of Priority: MAY 1, 1888
3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER
PINE CREEK SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	18E	5		SW	NW		CUSTER
			NE	NW	SW		CUSTER
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.820		
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS

COPY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	6	NE	NW	3	IRR	20.0
						Section Acres	20.0
10N	18E	31	SE	SW		IRR	10.0
						Section Acres	10.0
						Total Acres	30.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00202A

14. Remarks:

P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.

LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.

11-11-98: OWNERSHIP CHANGE PER NOTICE REC'D 11-3-98 MOUDY TO BAKER - VH

12-31-98: ADDED P/D PER CLAIMANT NOE - VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs 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 _____ 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): Dick L. Baker Date: 2-1-99
Betty L. Baker Date: 2-1-99

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of February 19 99

Seal

Gloria J. Coleman
Notary Public
Residing at Elmer, Id.
My Commission Expires June 2001

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: **A72-00201A**
Date Received: 1/ 2/1990
Receipt No: S010802
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DICK BAKER
Address: HC 68 BOX 370
CLAYTON ID 83227
AND
Name: BETTY BAKER
Address: HC 68 BOX 370
CLAYTON ID 83227
2. Date of Priority: MAY 1, 1888
3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER
PINE CREEK SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	5	SW	NW			CUSTER
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.820		
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS

11/10/98

PM0100 - PARCEL MASTER INQUIRY

16:11:14

PARCEL: RP 000570010010 A F1=SL

F2=MS

F17=ED

F18=MS

NAME/ADDRESS

LEGAL DESCRIPTION

BAKER, DICK L
& BAKER, BETTY LBLK 1 LOT 1
PINE CREEK SUBDIVISION

MC 68 BOX 370

CODE AREA 2400 OWNER CODE

PARC TYPE AG

LOC CODE 225

CLAYTON ID 83227

EFFDATE 2021984

EXPIRATE

PREV PARCEL

CRT	RY	QUANTITY	UN	VALUE	NO MKT	NO RMP	CB MKT	OTHER
1	1998	16770	AC	6691				

TOTALS

16770

6691

ENTER NEXT PARCEL NUMBER

RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

11/10/98

PMO100 - PARCEL NUMBER INQUIRY

16:11:01

PARCEL: RP 000570010020 A F1-SL

F2=SS

F13=TM

F23=AG

NAME/ADDRESS

LEGAL DESCRIPTION

BAKER, DICK L
& BAKER, BETTY LBLK 1 LOT 2
PINE CREEK SUBDIVISION

EC 68 BOX 370

CODE AREA 2400 OWNER CODE

PARC TYPE AG

LOC CODE 225

CLAYTON ID 83227

EFFDATE 2021984

EXPDATE

PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO MKT	HO EOMP	CB MKT	OTHER
1	1998	14723	AC	5874				

TOTALS

14723

5874

ENTER NEXT PARCEL NUMBER

RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

Custer County Title Inc.

Box 370
Challis, Idaho 83226
208-879-4424

RECEIVED

NOV 03 1998

Department of Water Resources
Southern Region

ESCROW CLOSING STATEMENT

BUYER: Baker ORDER NO. 9725
SELLER: Moudy DATE: 12-16-97
BROKER: Way Out West Realty PRO-RATION DATE: 12-16-97
LENDER: PROPERTY ADDRESS:

	BUYER		SELLER	
	Credit	Charge	Credit	Charge
SALE PRICE		42,000.00	42,000.00	
EARNEST MONEY TO Way Out West	500.00			
LOAN AMOUNT to Moudy	32,000.00			32,000.00
INTEREST FROM TO @				
RESERVES:				
TAXES MO. @				
INSURANCE MO. @				
PMI MO. @				
LOAN DISCOUNT FEE				
LOAN ORIGINATION FEE				
APPRAISAL FEE				
CREDIT REPORT FEE				
LOAN PAY-OFF (ASSUMED)				
PRINCIPAL				
INTEREST				
RESERVES				
ASSUMPTION FEE				
PRO-RATIONS: based on 1997 \$310.40				
TAXES 1-1-97 to 12-16-97		12.90		297.50
INSURANCE				
IRRIGATION				
SEWER				
DELINQUENCIES:				
Express Mail				15.00
Document Prep-Michael Lee		162.50		162.50
TITLE INSURANCE CC Title				340.00
ESCROW FILING FECC Title		57.00		57.00
ESCROW CLOSING FEE CC Title		85.50		85.50
RECORDING FEESC Recorder		4.50		4.50
ATTORNEY'S FEE				
BROKER'S COMMISSION Way Out West				3,360.00
CASH TO/FROM	9,822.40			5,678.00
TOTALS	42,322.40	42,322.40	42,000.00	42,000.00

WE HEREBY ACKNOWLEDGE THE RECEIPT OF THE ABOVE STATEMENT:

DICK L. BAKER Buyer

Dorothy M. Moudy
DOROTHY M. MOUDY Seller

BETTY L. BAKER Buyer

Seller

CUSTER COUNTY TITLE, INC.

By_____

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: ~~A72-00201A~~

Date Received: 1/ 2/1990

Receipt No: S010802

Received By:

address change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOROTHY M. MOUDY
Address: 713 W LACEY ST
HAYDEN LAKE ID 83835
208-772-4289
2. Date of Priority: MAY 1, 1888
3. Source: SALMON RIVER, EAST FORK
PINE CREEK
Trib. to: SALMON RIVER
SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	5	SW	NW			CUSTER
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.820		
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	6	NE	NW	3	IRR	20.0

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: A72-00201A
Date Received: 1/02/1990
Receipt No: S010802
Received By: tn

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOROTHY M. MOUDY 206-779-6640
Address: 28944 BEACH DR.
POULSBO, WA 98370
2. Date of Priority: MAY 01, 1888
3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER
PINE CREEK SALMON RIVER, EAST FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09N | 18E | 5 | SW | NW | | | CUSTER |
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.820 | | |
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	6	NE	NW	3	IRR	20.0
Section Acres							20.0

A72-00201A

Page 1

Date: 01/02/90

MICROFILMED
MAR 1 8 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	31	SE	SW		IRR	10.0
Section Acres							10.0
Total Acres							30.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00202A

14. Remarks:
P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS
QUAD.
LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.

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

GOSSI, ET. AL.

Decree Plaintiff

vs

GIAMPEDRAGLIA, 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 _____ 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
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CIVIL CASE NUMBER: 39576

Ident. Number A72-00201A

Date Received _____

Receipt Number _____

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

RECEIVED

DEC 29 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) DOROTHY M. MOUDY Phone (206) 779-6640Mailing Address 28944 Beach Drive, Poulsbo, Washington Zip 983702. Date of Priority (Only one (1) per claim) 05/01/18883. Source of water supply (a) Pine Creek
which is tributary to (b) East Fork, Salmon River4. a. Location of existing point of diversion is: Township 09 N Range 18 E Section 5,
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Custer

Additional points of diversion if any: _____

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 _____

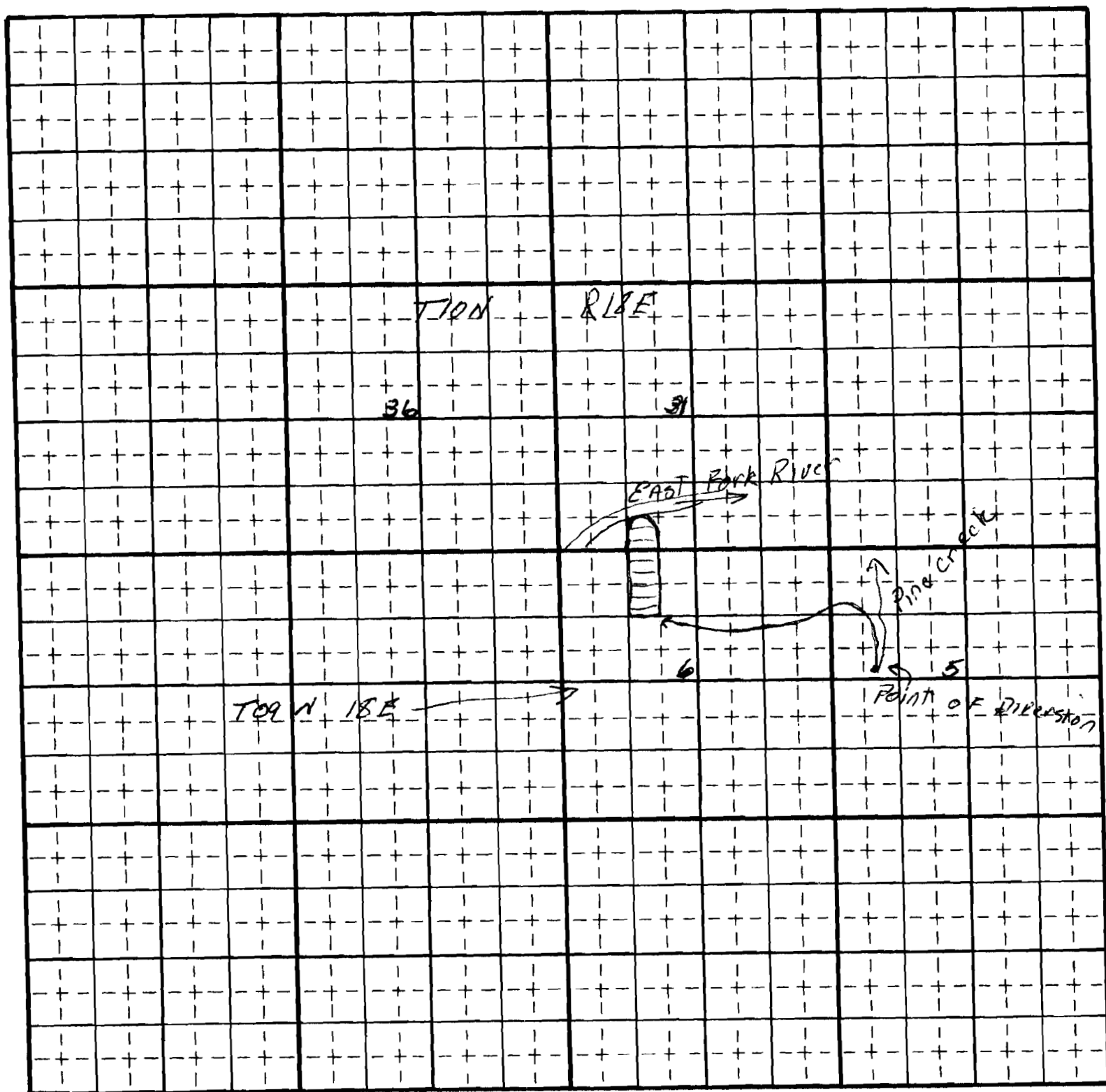
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Rock and gravel diversion to ditch
3 feet wide, more or less, to lands where used.

MICROFILMED

MAR 18 1993

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

Moody

Ident No.

MICROFILMED

Copies: White Yellow-Gleanant

MAR 18 1993

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

Decree X

If applicable provide IDWR Water Right Number 72-00201

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

Number of attachments 0

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

Signature of Claimant (s) Dorothy M. Moudy Date 12-27-89

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 Washington) ss.

County of Kitsap)

Subscribed and sworn (or affirmed) before me this 27th day of December 19 89

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance

Notice is hereby given that _____ 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 MOUDY Ident. Number _____

MICROFILMED

MAR 18 1993
Copies Made - State Year - Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Jan. 2, 1990

Re: A72-00201A
A72-00202A

DOROTHY M MOUDY
28944 BEACH DR
POULSBORO WA 98370

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993

GOSI
MOUDY ✓
BAKER, B.

12:57
RESUME DAY

U.S. POSTAL SERVICE

CHALLIS ID
UNIT FIN 151550
ZIP CODE 83206
JAMES TUNE # 1
08-31-93 13:11:41
VERSION 10.00

CUSTOMER RECEIPT

090 POSTAGE STAMPS	.07
TOTAL	.07
CASH T	1.00
CHANGE	.13

THANK YOU

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

SEP 07 1993

Department of Water Resources
Southern Region Office

[] Water Right Number (s): A7Z-00201A
A7Z-00202A

[] Old Mailing Address: 28944 BEACH DR
POULSBRO, WA. 98370

[] New Mailing Address: 713 W. LACEY ST
HAYDEN, ID. 83835

New Telephone Number: (208) 772-4289

[] Signature of Claimant: Mrs. Dorothy M. Mosley
Date: 9-2-93

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

COMMUNICATION DOCUMENTATION

October 27, 1998

Regarding:

A72-00201A, -00201H, 00201D

Customer:

From: Vikie Hancock

[illegible]

I CALLED DICK AND BETTY BAKER REGARDING THE LATE CLAIMS THEY FILED ON LOTS IN THE PINE CREEK SUBDIVISION. MRS. AND MR. BAKER BOTH TOLD ME THAT THEY HAD IRRIGATED THE BENCH LOTS THAT THEY PURCHASED FROM THE COUNTY AUCTION THIS YEAR, AS WELL AS LOT 10, OWNED BY KUCKOFF, WHICH LIES BETWEEN THE NUMBER OF LOTS THAT THEY GOT FROM THE COUNTY AUCTION. THEY ALSO CONTINUED TO IRRIGATE LOT 3 THAT THEY OWNED PREVIOUS TO PURCHASING THE COUNTY LOTS, AND THAT THEY HAD PURCHASED LOTS 1 AND 2 FROM MOUDY, AND HAD MARGINALLY IRRIGATED IT. MRS. BAKER TOLD ME THAT THE LOTS ON THE BENCH OWNED BY GUFFY (15, 16, 17) HAD BEEN MARGINALLY IRRIGATED THIS YEAR, ALSO, BUT THAT SHE KNEW THEY PLANNED TO DO MORE IMPROVEMENTS FOR NEXT SEASON:

MRS. BAKER TOLD ME THAT THEY HAD BEEN IRRIGATING THE LANDS ON THE BENCH BEFORE THEY PURCHASED THEM. SHE ALSO TOLD ME THAT SHE WOULD SEND IN A CHANGE OF OWNERSHIP FORM FOR LOTS 1 AND 2 THAT THEY PURCHASED FROM MOUDY.

FILE NOTE

COMMUNICATION DOCUMENTATION

October 27, 1998

Regarding:

Customer:

A72-00201A, -00201H, 00201D, -00201J

From: Vikie Hancock

[illegible]

I called Mrs Guffy at the store in Bellevue to ask about the late claims they filed on lots 15, 16 and 17 in the Pine Creek Subdivision. She told me that they had watered the new lots on the bench some this year, but that they had not got around to all the improvements that they wanted to do. She said that Mr. Guffy knew more about it, and that she would have him call me back. Mr. Guffy called and told me basically the same thing. He said that most of the lots 15, 16, 17 that lay below the bench was irrigated by water from the E. Fk, and also subbed a lot. The land on the bench was sprinkled some this year, but not as much as they would like to do in the future. He told me that the Bakers had been actively irrigating their lots and had had a crop this year. He said that both he and the Bakers used the upper ditch and P/D most of the time, keeping the alternate lower ditch and p/d for times when there may not be as much water.

TELEPHONE CONVERSATION

MEMORANDUM

INCOMING CALL

✓ OUTGOING CALL

✓ RETURNING CALL

228, 420
155

TO:

Betty Baker

B38-2270

DATE:

12-29-97

FROM:

FH

FILE:

PINE CR, E.F. / PINE CR

FILE NO:

SUBJECT:

LATE CLAIMS -

REMARKS:

N/A. N/A.

2-30-97
9/15 Change of ownership - MURDER.
TF SAFE
Betty reviewed EXT of TIME from

ROUTING INSTRUCTIONS:

CALENDAR DATES:

FH/ABH

INTER-DEPARTMENT MEMO

TO: MR & MRS BAKER
FROM: 77

SUBJECT: IRRIG of lots
DATE: 12-30-97

Please review the enclosed notes from my phone conversation w/ Mrs. Murdy.
I've completed my recommendation based on Mrs. Murdy's statements and my review of the ground with Dick 09-29-93 in the A.M.
You need to put together facts about turning the water for the Murdy lots to prove the claimed usage of IRRIGATION. I initially DISCOUNTED the PINE CR claim for no proven use of the water.

- ☒ For your information
☐ Response required

Frank
signature

0
-3380
RESOURCES

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

owner's property, IDWR may need to split the water right(s) or
all your portion of each water right or adjudication claim in the spaces

Number and type of stock _____

as _____ Other uses _____

and you are not sure how to identify your portion of the original right
or assistance.

list of directors and/or officers demonstrating authority to sign form.)

attach a Notice of Appearance completed by your attorney, if you wish
IDWR to correspond with him or her for all matters related to your claims..

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. PINE CREEK

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 Frank Hitchcock

November 1, 1996 8:56am

NAME:
MELODIE L. BAKER

RE:
PINE CREEK SUBDIVISION
USAGES/CLAIMS.

TF RETURNED MSG 10-29-1996 2:50 PM TO 3:15 PM. CLAIMANT TRYING TO DECIDE WHETHER TO PURSUE PURCHASE OF LOTS IN THE PINE CREEK SUBD FOR USE AS PASTURE. REVIEWED THE PEDRINI DECREED RIGHTS AND THE LAST USAGE FROM PINE CREEK ACC. TO OTHER RESIDENTS.

SENT CCS OF WR/AJ PROOFS WITH LETTER-SIZE MAPS OF THE SUBD. LANDS AND MARKING OF THE APPURTENANT DECREE RIGHTS FROM BASIN 72 REFERENCE FILES.

COPIES OF WR 72-00201 AND 72-00202 AND ALL THE SPLITS OF SAME
CLAIMED IN THE SRBA.

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call 11³⁰ AM

Returning Call

TO:

MOUDY, DOROTHY M. ~~206-779 6640~~

DATE:

08-11-1993 ~~Winnipeg - 602-488-9179~~

FROM:

H (AZ.)
& person this #...

FILE:

SAME / 208-772-4289

FILE NO:

-00201A, -00202A

SUBJECT:

Full Span

REMARKS:

N/A - & remain

08-18-93 2²⁰ 208-772-4289

& living, never wanted, just paying taxes,
Went to sell it...

never seen the property, & access -
daughter Suzanne takes care of this sort of thing.

ROUTING
INSTRUCTIONS:

gets things mixed up [Jan Korman] ^{number}
has & seen it
sister

CALENDAR
DATES:

sister viewed property from
co. road - once

discussed native procedure and reason for SEPA -
other persons contacted also not residents...

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A72-00201A
A72-00202A

[] Old Mailing Address: 28944 BEACH DR
POULSBORO, WA. 98370

[] New Mailing Address: 713 W. LACEY ST
HAYDEN, ID. 83835

New Telephone Number: (208) 772-4289

[] Signature of Claimant: _____

Date: _____

FOR IDWR USE ONLY:

Initial Review and Data Entry

08-30-1993

Dear Mrs. Mandy:

Please sign and date the
attached form.

Return to me in the
enclosed, addressed,
envelope.

Thank you.

Frank Hitchcock
IDWR Agent

Enclosed

NAME:

MOODY, D.

CLAIM:

A 72-00201A

CORRESPONDENCE

EVIDENCE OF

PRIORITY

R PROOF

CVR

MAPS

PHOTOS

MISC

—

X

X

—

—

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

7/2/2001

Regarding:

Possible illegal change of POD
Possible new ground irrigated

Contact:

Lyle and Jean Guffy
HC 68 BOX 265
Clayton, Id 83327

Mr. Guffy
the point of
to me as I
SRBA. I re
Bakers dug
pipeline an
big mess ar
of how far a
husband mi
Creek, one i

*Lyle or Jean Guffy
838-2469*

*- said Bakers have broke out
new ground ?*

She also said
the bench. T
west of the B.
However, sinc
it could also b
the west of lot

*- have also put in a pipeline
and moved pool about
1200' ?*

I told Mrs. Guf
file for the Bak
someone would
in the file and t

Call at 4:30 or 5

gal change in
referred him
s in the
me that the
and put a
ch made a
as not sure
t said her
nts on Pine
8E.

he end of
nd to the
aker.
some time,
e bench to

fers on
ty
s correct

The rights that

72-201A DICK
72-201B WAYN
72-201E DICK I
72-201H DICK I

All are SRBA Decreed

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

7/2/2001

Regarding:

Possible illegal change of POD
Possible new ground irrigated

Contact:

Lyle and Jean Guffy
HC 68 BOX 265
Clayton, Id 83327
208-838-2469

Mr. Guffy called Jeanie Robertson to discuss a possible illegal change in the point of diversion on Pine Creek by Dick Baker. Jeanie referred him to me as I was the one who recommended the Baker's claims in the SRBA. I returned the call and spoke to Jean Guffy, who told me that the Bakers dug a ditch along, but not in the Pine Creek channel and put a pipeline and diversion farther up the creek. She said the ditch made a big mess and was on the Guffy property and on BLM. She was not sure of how far above Baker's old diversion the new point was, but said her husband might. The Bakers have two decreed diversion points on Pine Creek, one in the SWNW and one in the NWSW Sec 5 T9N R18E.

She also said that the Bakers were putting in new ground at the end of the bench. The way she described it, it could be the area of land to the west of the Baker's lots 1 and 2 that was/is owned by Eddie Baker. However, since lots 1 and 2 have been marginally irrigated for some time, it could also be them. Note that there are no water rights on the bench to the west of lots 1 and 2.

I told Mrs. Guffy that I would check to see if there were any transfers on file for the Bakers, and that if it appeared there was illegal activity someone would get back to them. I verified that her address was correct in the file and that her phone number is 838-2469.

The rights that would be affected by a change in POD are:

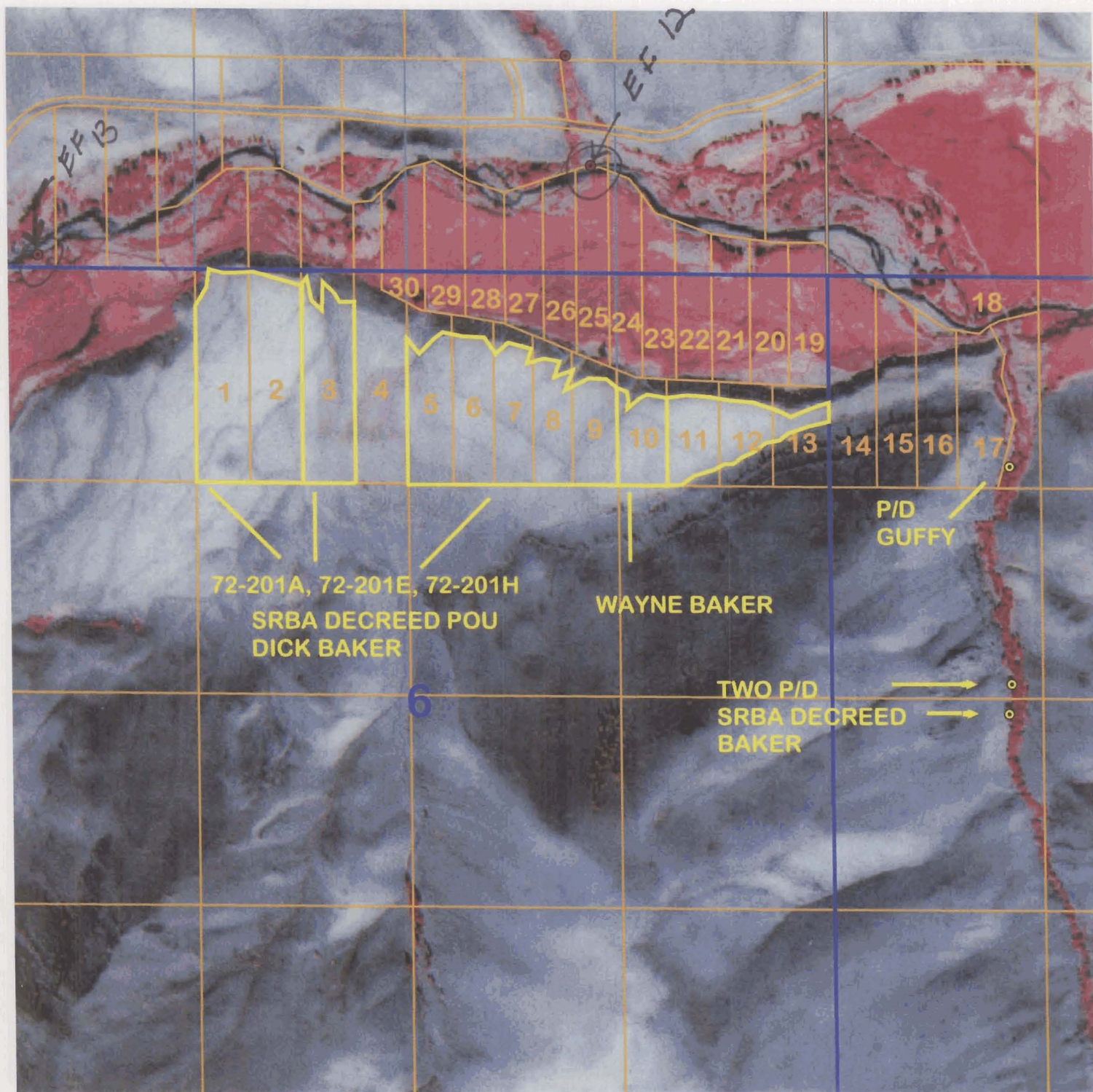
72-201A DICK BAKER
72-201B WAYNE BAKER
72-201E DICK BAKER
72-201H DICK BAKER

All are SRBA Decreed

FILE NOTES

PINE CREEK SUBDIVISION

T 09N, R 18E



RECEIVED

MAY 21 1999

Department of Water Resources
Southern Region

1999 APR 23 AM 10: 57

Soud h
57

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

Subcases: 72-00201A and 72-00201E

ORDER GRANTING MOTIONS TO
FILE AMENDED NOTICES OF CLAIM
AND SETTING SUBCASE DEADLINES

Motions to File an Amended Notice of Claim were filed in the above subcases on March 1, 1999. A hearing on the *Motions* was held April 23, 1999. No objections were filed to the *Motions*. At the hearing, IDWR asserted that it concurred with the claim amendments. Therefore, for good cause appearing, IT IS ORDERED that the *Motions to File an Amended Notices of Claim* are **granted**. IT IS FURTHER ORDERED that the following deadlines shall govern further proceedings in these subcases:

4/30/99

5:00 pm

Deadline for filing Amended Director's Reports.

6/2/99

5:00 pm

Deadline for filing Objections to Amended Director's Reports.

DATED April 23, 1999.


FRITZ X. HAEMMERLE, Special Master
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE AMENDED NOTICES OF CLAIM was mailed on April 23, 1999, to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720

Dick & Betty Baker
HC 68 Box 370
Clayton, ID 83227


Deputy Clerk

Hancock, Vikie

From: Hancock, Vikie
Sent: Thursday, April 29, 1999 8:45 AM
To: Spencer, Nick
Subject: BAKER CLAIMS 72-00201A, -00201E

Nick,

I talked to Betty Baker this morning and she and Dick are aware that the diversion rate and irrigated acres will remain as recommended in the Director's Report, and are less than originally claimed. So we're good to go.

So much for those mid-night panic attacks of mine.

Vikie

Hancock, Vikie

From: Spencer, Nick
Sent: Wednesday, April 28, 1999 10:21 AM
To: Hancock, Vikie
Subject: RE: Baker 72-00201A and 201E

Vikie, the last thing the Bakers may have seen may be the amended "A" record, but presumably they would have seen both the preliminary and the final recommendations of the water rights that we sent out earlier this year. But, it might be wise to give them a call Thursday just to clarify what we're going to recommend. If they have a problem with acres and/or diversion rate, tell them that we need to file the amended recommendations on Friday anyway, but that they'll still have opportunity to object to the acres/diversion rate recommendations, and that we'll try to work with them before the objection deadline to get it straightened out. Give me a call to let me know what they say. We'll hold off on filing the amended recommendations till I hear from you. NBS

—Original Message—

From: Hancock, Vikie
Sent: Wednesday, April 28, 1999 6:39 AM
To: Spencer, Nick
Subject: Baker 72-00201A and 201E

Nick,

I had one of those middle of the night AH HA moments about these claims. I realized that the last thing they saw was the amended "A" record, which reflected the diversion amt and acres as originally claimed. I'm worried that they think the claim also amended them back up to the original, even though I wrote them a letter regarding that.

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



FRITZ X. HAEMMERLE
SPECIAL MASTER
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

March 10, 1999

Ms. Roxanne Brown
Idaho Dept. of Water Resources
PO Box 83720
Boise, ID 83720-0098

RE: Motions to Amend Claim for Water Rights ~~72-00201~~A and 72-00201E

Dear Roxanne:

I am forwarding to you copies of the Motions to Amend Claim for the above water rights along with the original Amended Notices of Claim. These have been set for hearing on April 23, 1999 by telephone.

Please review these documents. If the Motion is granted, how soon do you think we could have a Director's Report on these.

Thanks for your assistance with these.

Sincerely yours,

Teri Hranac
Assistant to Special Masters

Enclosures

RECEIVED

COPY

APR 01 1999

Department of Water Resources
Southern Region

1999 APR -1 AM 11:10

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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

Subcase A 72-002014
(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A *Motion to File an Amended Notice of Claim* may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The legal description for the point of diversion
is wrong. Reads SESW 1/4 should
read both SW 1/4 & NENWSW.

- ☒ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

This was determined by IDWR on their USGS
QUAD for this section. Historical use has
always been from both SWNW & NE NWSW.

I have attached:

☒ An amended Notice of Claim (available from IDWR).

☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Ida.

County of Custer

Betty L Baker, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Betty L Baker
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on Feb 25, 1999
(Insert Date)

Susan K. Howard
Notary Public for Idaho
Residing at: Challis
My Commission expires: 2002

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on 2-26, 1999, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

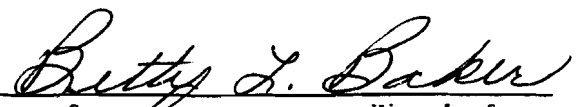
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box ~~4444~~9
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)


Signature of person or attorney mailing the form

RECEIVED

FEB 02 1999

Department of Water Resources
Southern Region

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: **A72-00201A**
Date Received: 1/ 2/1990
Receipt No: S010802
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DICK BAKER 208-838-2270
Address: HC 68 BOX 370
CLAYTON ID 83227
AND
Name: BETTY BAKER 208-838-2270
Address: HC 68 BOX 370
CLAYTON ID 83227
2. Date of Priority: MAY 1, 1888
3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER
PINE CREEK SALMON RIVER, EAST FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	5		SW	NW		CUSTER
			NE	NW	SW		CUSTER
5. Description of diverting works:
ROCK/GRAVEL DIVERSION TO 3' DITCH
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.820		
7. Total Quantity Appropriated is:
0.820 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 75.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/30 COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	6	NE	NW	3	IRR	20.0
						Section Acres	20.0
10N	18E	31	SE	SW		IRR	10.0
						Section Acres	10.0
						Total Acres	30.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A72-00202A

14. Remarks:

P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.

LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.

11-11-98: OWNERSHIP CHANGE PER NOTICE REC'D 11-3-98 MOUDY TO BAKER - VH

12-31-98: ADDED P/D PER CLAIMANT NOE - VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs

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 _____ 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): Dick L. Baker Date: 2-1-99

Betty L. Baker Date: 2-1-99

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this day

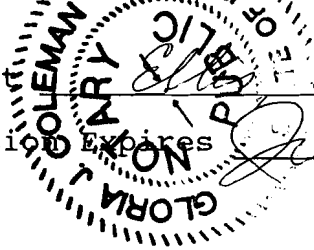
of February 19 99

Seal

Gloria L. Coleman
Notary Public

Residing at Idaho

My Commission Expires June 2001



COMMUNICATION DOCUMENTATION

February 4, 1999

Regarding:

72-00201E and 72-00201A

Customer:

Dick and Betty Baker

From: Vikie Hancock

[illegible]

On February 2nd I received the signed amended claims that I sent to the Bakers on December 31, 1998. I called this date to tell Mrs. Baker that they would now have to petition the court to amend. I told her that I had sent a subsequent letter to them to that effect, but she said she had so much mail piled up that it was hard to get to it all. They have been out of town due to a relative's illness.

I told her that I would send her the original signed amended claims back, along with SF4 forms so that she could sent them to the court. Told her to follow instructions on the forms, but that if she had any questions, to call me here at the office.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION
January 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Dick L. and Betty L. Baker
HC 68 Box 370
Clayton, Idaho 83227

RE: Snake River Basin Adjudication (SRBA)
Claim Number: 72-00201A and 72-00201E

Dear Mr. and Mrs. Baker:

As part of our Notice of Error process, you requested a change in your claims that required an amendment, and amended claims were sent to you for signing and notarizing. Please be aware that the Department has now sent our Director's Report to the SRBA Court. As your signed, amended claims were not received in this office before the mailing date of the Report, your claims were recommended as they appeared in the Preliminary Director's Report.

If you still wish to amend your claims, you must now petition the SRBA District Court to do so. I am enclosing forms that you will need, which includes directions for requesting the filing of amended claims with the Court. I suggest that you file your request *after* you have received your recommendation for these claims in the mail, as there will be information contained in that packet which may be useful to you. You may also wish to telephone the Court for complete instructions, and their latest procedures regarding the amending of claims included in a Director's Report.

If, after receiving your individual copies of the Director's Report, you have any questions about these or any other claim, please feel free to call me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 31, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Dick and Betty Baker
HC 68 Box 370
Clayton, Idaho 83227

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-00201A, -00201E, -00201H, -00202A, -00202D,
-00202E, -00202F, -00202G

Dear Mr. and Mrs. Baker:

This letter is in response to your Notice of Error replies on the above mentioned claims. I hope that I may satisfactorily explain some of my determinations in a way that doesn't just cause us all more confusion.

I was concerned, first off, by your questions regarding stockwater as an element of Use on claim numbers **72-00210H, -00202D, -00202E, -00202F and -00202G**, because it shows up on my copy. I am enclosing computer copies of the recommendations for each of those claims, in case there was an error on the ones sent to you earlier. On claims **72-00201A, -00201E, and -00202D**, stockwater was not originally claimed as a Use, but listed as incidental stockwater on the claim. This remark is included in explanatory material on claim 72-00201E, but not on the other two. As a general provision, incidental de minimus stockwater is included in any irrigation right, but if still wish to add it to your claims, they will have to be amended. Let me know if you wish to do so, in the meantime, I will add the explanatory remark concerning stockwater to claim numbers 72-00201A and -00202A.

You commented on several of the claims because the recommended acres had been decreased from the amount originally claimed. A general explanation is that I can only recommend acres that are actually being irrigated. Given the geography of the Pine Creek area, that excludes any gravel banks or marshy areas that sub up from the river, and the hillside that bisects some of the lots. The Adjudication was begun, in part, to assess the amount of water and number of acres being irrigated at the time of its commencement in 1987. It has been Department policy to allow the recommendation of acres that were dry in 1987 but on which there has been a resumption of irrigation, provided the land was historically irrigated, and no injury to other water users is apparent. I can not, however, recommend acres that you may wish to irrigate in the future.

The acres I recommended, as outlined in yellow on the GIS image, were calculated by a computer program known as Arc View. This program is much more accurate than past methods used to determine area. The basis for the image is aerial photography taken in 1987 or 1988 to record a snapshot in

time, if you will, of irrigation practices at that time. If you feel that I have excluded areas that you do actively irrigate, please mark them on the GIS image and return it to me for further discussion.

The 1938 Court Decree that all of your claims are based upon intended to award $1\frac{1}{2}$ inches (or .03cfs) of water per acre of irrigated land, and that is the guideline I used to determine the recommended diversion amount for the different lots Pine Creek Subdivision. The decrease in diversion rates you noted are the result of the decrease in the acres I found irrigated.

On your replies for claims 72-00201A and -00201E, you note that there should be an additional point of diversion from Pine Creek. I cannot add an element without your amending the claim, so find enclosed amended claims for you to sign and return to me. I hope that the general explanations above cover your comments regarding stockwater and diversion rate.

Concerning A72-00201H, the diversion rate was adjusted down to reflect the actual irrigated acres, and also because the 0.02 cfs allowed for stockwater is included in the water decreed for irrigation. Even though the 1938 decree did not include stockwater, stockwater can be added as a use if it is used within the irrigation season and does not increase the decreed diversion amount for irrigation. This explanation applies to all your rights that have stockwater listed as a purpose of Use.

I hope that this letter has explained my methods, somewhat. Please review things again and get back to me with specific changes you have. It would be best to draw them on the GIS image, but if you would rather call, we can possibly hash things out over the phone, with the papers in front of us. Be aware that the amended claim forms I am enclosing for your signature represent the base claims as you filed them, without my preliminary changes for recommendation. If you have any questions, please don't hesitate to call me. We appreciate your continued attention to the SRBA.

Sincerely,

Vikie Hancock
Water Resource Agent

November 20, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED
DEC 22 1998
Department of Water Resources
Southern Region

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: December 18, 1998

Water right number: 72-00201A

DICK BAKER
BETTY BAKER
HC 68 BOX 370
CLAYTON ID 83227

Daytime Telephone Number: 838-2271
Evening Telephone Number: " "

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): (1) Purpose of Use states Irrigation. This should read Irrigation and Stockwater. Doesn't show stockwater on preliminary, it does on our original. (2) Quantity-The CFS for this right has been decreased from 0.82 to 0.56. The CFS should remain at 0.82 (3) Pt of Diversion-Need to add T09 R18E S05 NENWSW.
2. Describe the changes you wish to make in the proposed recommendation:
(1) Purpose of Use: Should state Irrigation and Stock water-add stockwater as in the original right.
(2) Quantity-Leave as decreed, 0.82 CFS (3) Pt of Diversion-Need to add T09 R18E S05 NENWSW
3. Give a brief explanation as to why you disagree with these portions:
(1) Our legal reads "Irrigation and Stockwater" and so should the preliminary. (2) Leave as in the original of 0.82 CFS. (3) Water is used out of this upper diversion, also, on this property, and so needs to be added.

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

DATE: 12-16-98 SIGNATURE: Dick L. Baker
Please print your name: _____

Water Right Number - R72-00201A

Prefix Translation: RESEARCH

Old (ID) Number -

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

*** C - CURRENT OWNER ***
BAKER

DICK

1 - HC 68 BOX 370
2 -
3 -

State- ID Zip- 83227

BAKER

BETTY

City- CLAYTON
Phone - 208-838-2270
1 - HC 68 BOX 370
2 -
3 -

State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
PEDRINI

CATERINA

1 -
2 -
3 -
City- X
Phone - 208-000-0000
1 - 713 W LACEY ST
2 -
3 -

State- ID Zip- X

MOUDY

DOROTHY M.

City- HAYDEN LAKE
Phone - 208-772-4289

State- ID Zip- 83835

+ - - Priority Date - - +
05/01/1888

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - +

Source - - - - - +
PINE CREEK

+ - - - - Tributary - - - - - +
SALMON RIVER, EAST FORK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

09N 18E 5 SE SW NW (37) CUSTER

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

01 - IRRIGATION 04/01 10/31 0.560

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.560 0.0

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

09N 18E 6 NE NW 3 19.0 01 IRRIGATION (37) CUSTER

Total Acres: 19.0

+ - - Diversion Means - ROCK/GRAVEL DIVERSION TO 3' DITCH

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R72-00201A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00202A

+ Remarks

EXP S/30 COWS
PROPERTY IS ALSO KNOWN AS LOTS 1 & 2, BLK 1, PINE CREEK SUBD.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ Conditions of Approval +

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.

+ - - - - Decree Plaintiff - - - +
GOSSI, ET. AL.

+ - - - - Decree Defendant - - - +
GIAMPEDRAGLIA, ET. AL.

+ - Decree Date - +
00/00/0000[illegible]

Date: 09/07/1993 User Id: ROBERTSO Subject: ADDRESS CHANGE

Change of address form received 9/7/93. A72-00201A also changed.

Date: 02/04/1994 User Id: HITCHCOC Subject: COPIED FROM REMARKS

P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.

LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.

Date: 11/11/1998 User Id: VHANCOCK Subject: SOURCE

NO POINT OF DIVERSION GIVEN FOR EAST FORK FOR LOWER ACRES. NO CONVEYANCE FROM EAST FORK POSSIBLE TO UPPER ACRES.

+ - - Audit Fields - - +
11/11/98 VHANCOCK

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/29/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 11/11/1998	Old Judicial District	-
Claim Received Date	- 01/02/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010802	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

706

CLAIM NUMBER72-00201A

DATE10-27-98

TRANSFER NUMBER

AGENTDH

CLAIMED ACRE TOTAL30

GIS ACRE TOTAL19

			NE				NW				SW				SE				
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	04N	18E	6					20											20
GIS								19											19
RECOM																			
CLAIM	10N	18E	31												10				10
GIS															2				2
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

287

B72-DBPOD.SHP

NOS. DESCRIPTION

158 04N 18E Sec 5 SE SW NW (Pice Co)

No division from EF claimed

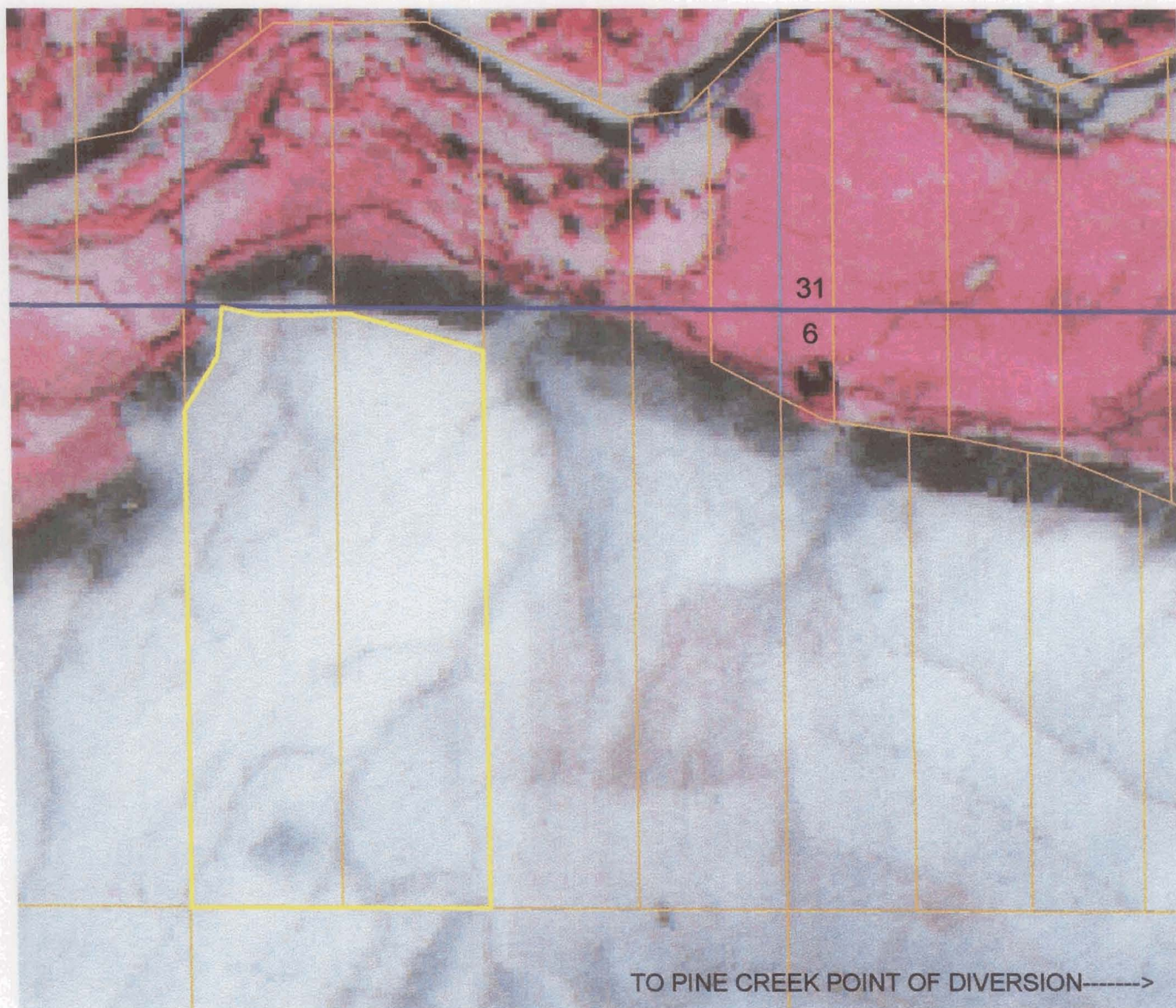
DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

RIGHT 72-00201A

RECOMMENDED PLACE OF USE
TWP 09N, RNG 18E, SEC 6
data entry on October 27, 1998



0 660 1320 Feet

Lots 182 Blk 1



- RECOMMENDED PLACE OF USE**
- RECOMMENDED POINT OF DIVERSION**
- SECTION LINES**
- QUARTER/QUARTER LINES**
- SUBDIVISION LOT BOUNDARIES**

GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK

That GEORGE W., MARY C., and NETTA C. VACCARELLA are the owners of Lot 4, Section 4, Township 9 North, Range 18, E. B. M.; S¹/₂SE¹/₄, S¹/₂SW¹/₄, Section 32, Lot 4, Section 33, all in Township 10 North, Range 18, E. B. M.; and appurtenant to said land they are entitled to 1.5 cubic feet per second of time of the waters of Lake Creek with date of priority May 1, 1895 and with point of diversion in the S¹/₂NE¹/₄, Section 32, Township 10 North, Range 18, E. B. M.; and are entitled to 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 with point of diversion in the S¹/₂SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.; and 1.5 cubic feet per second of time of the waters of the East Fork of Salmon River with date of priority May 1, 1936, with point of diversion in the S¹/₂SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.

That CATERINA PEDRINI is the owner of Lot 4, Section 5; Lots 1, 2 and 3, Section 6, Township 9 North, Range 18, E. B. M.; Lot 4, S¹/₂SW¹/₄, S¹/₂SE¹/₄, Section 31, Township 10 North, Range 18, E. B. M.; and appurtenant to said land she is entitled to 4.5 cubic feet per second of time of the waters of the East Fork of Salmon River and Pine Creek, with date of priority May 1, 1888 and 1.5 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1926, and with points of diversion in Lot 4, Section 31, Township 10 North, Range 18, E. B. M.; and S¹/₂NE¹/₄, Section 6, Township 9 North, Range 18, E. B. M.

That ELLIS M. BAKER and MARY BAKER are the owners of Lot 4, Section 6, Township 9 North, Range 18, E. B. M.; Lots 1 and 2, S¹/₂NE¹/₄, Section 1, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 2.0 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1885 with points of diversion in S¹/₂NE¹/₄, NE¹/₂SW¹/₄, Section 1, Township 9 North, Range 17, E. B. M.

That ELLIS M. BAKER and MARY BAKER are the owners of S¹/₂NE¹/₄, Section 14; Lots 1, 5, 6 and 7, Section 15, Township 9 North, Range 17, E. B. M.; and appurtenant to said land they are entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1911; and .6 cubic feet per second of time of the waters of the East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1936 and with points of diversion in the S¹/₂SE¹/₄, Section 10, S¹/₂SE¹/₄, Section 15, all in Township 9 North, Range 17, E. B. M.

That JOE SCIUCCHETTI, ANTONIO VACCARELLA and MRS. ANTONIO VACCARELLA are the owners of S¹/₂NE¹/₄, S¹/₂NE¹/₄, NE¹/₂SW¹/₄, S¹/₂SW¹/₄, Section 11, Township 9 North, Range 17, E. B. M. and appurtenant to said land they are entitled to .3 cubic feet per second of time of the waters of Boulder Creek; .1 cubic feet per second of time of the waters from Baker Basin Creek; .1

cubic feet per second of time of the waters of Bluff Creek; and 2.3 cubic feet per second of time of the waters of East Fork of the Salmon River, all with date of priority May 1, 1896 and .8 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1936 and with points of diversion in the S¹/₂SE¹/₄, Section 15, S¹/₂SE¹/₄, Section 10, NE¹/₂NE¹/₄, Section 14, and S¹/₂SW¹/₄ Section 11, all in Township 9 North, Range 17, E. B. M.

DECREE

are arid in character and will not successfully raise any crops without the artificial application of water thereon by irrigation thereof, and that all of said lands are capable of irrigation from the East Fork of the Salmon River and its tributaries.

3. That ¹1 1/2 inches of water per acre, or its equivalent in cubic feet per second of time, is necessary and ample for the proper irrigation of said land.

4. That the dams and diverting works of the several parties to this action were at the time of the several appropriations, and are now, of sufficient size and capacity to carry and convey water so appropriated to and upon the several tracts of land of the several parties for the irrigation thereof, and that each and every of said ^{several} tracts of land are situated in Custer County, State of Idaho.

5. That each of the parties to this action, plaintiffs and defendants hereinafter named, or their predecessors in interest, were at the time of the several appropriations of water, made as hereinafter set forth, the owners respectively of the several tracts of land set forth and described in the complaint, answer and cross-complaint and stipulation on file herein, and that for the irrigation of the same, the said parties, or their predecessors in interest, did respectively appropriate the quantities of water hereinafter stated, and the dates and from the streams respectively hereinafter stated, and set opposite the names of each of said parties, such water being an estimate under a four inch pressure or its equivalent in cubic feet per second of time, and ever since said dates of the said several appropriations, said waters have been so diverted and used on said lands in the irrigation thereof.

6. That the certain decrees of this Court made and entered on the third day of August, 1933 and of record in Book 3 of Judgments at page 350, records of Custer County.

Pine Creek Subdivision Decree # 201, 202

72-201	4.5 cfs	Pine Cr & EF	1888
72-202	1.5 cfs	E Fork	1936

Assumptions:

Intent of Decree was to provide $1\frac{1}{2}$ " per
IRRIGATED ACRE IN DECREEED TRACTS. $6 / .03 = 200$ ac
GIS indicates ≈ 180 irrigated acres circa 1987
IN ~~1936~~ decreed tracts.

84 acres possible to farm in upper tier
of property irrigated only with Pine Creek.

Balance of acres in lower tiers only
watered by East Fork

Preliminary Report attempt to recommend
0.03 cfs per found irrigated acre.

11-12-98 ≈ 40 acres claim 1936 EF but not
1888 EF water

≈ 56 acres avail at .03 cfs/ac

≈ 23 acres have not claimed 1936 EF
water. 7 acres are available at .03 cfs

Also see red
Pine Creek Sub working file

Det

11-12-98



17

LN79-RN2

12000

6-23-81

E.F. POD

POD

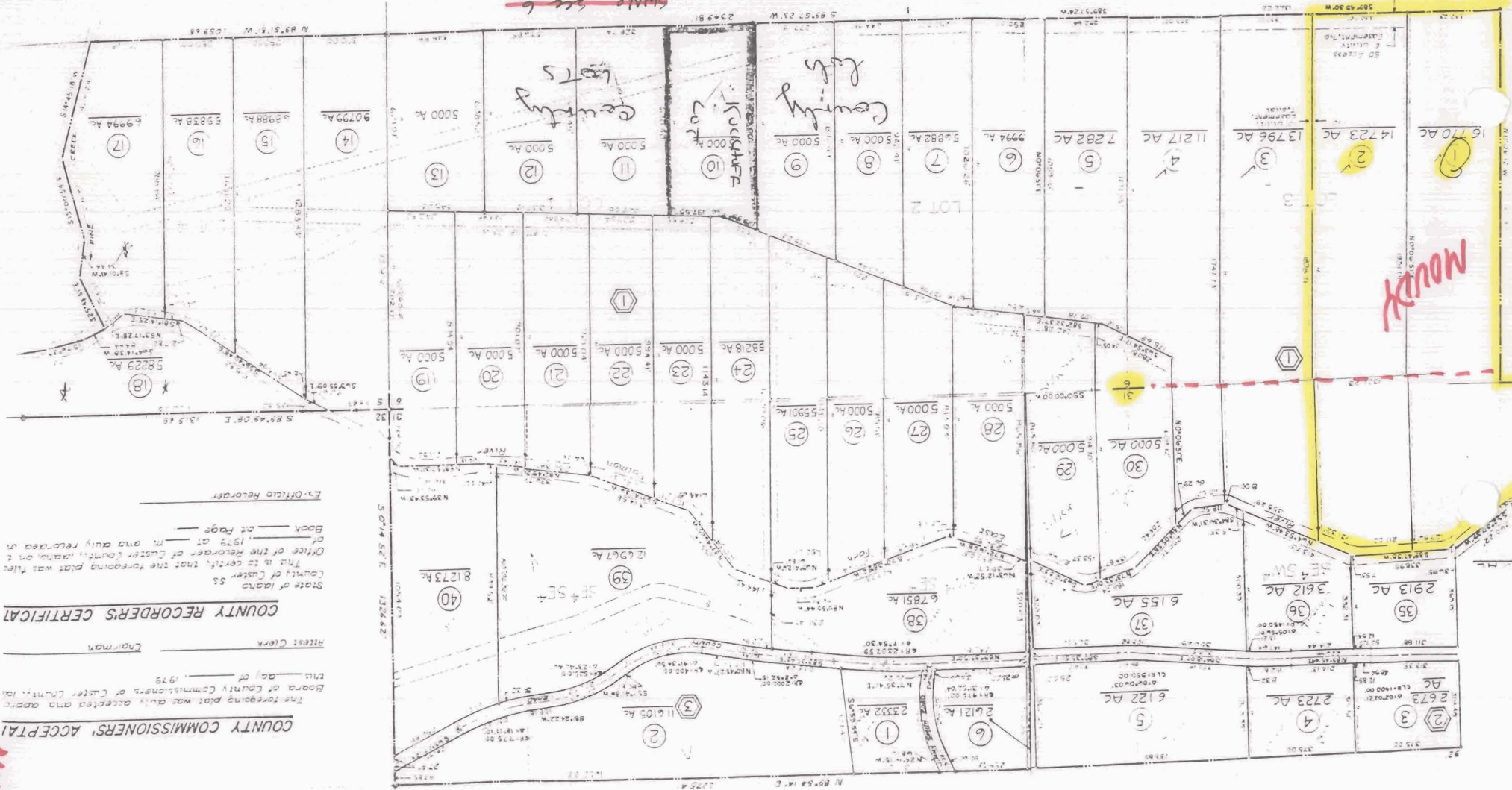
PINE
CREEK
POD

A7Z-00201A

MOUDY

472-002014

NUDY



- Government Corner, Stone Found
- 58 x 30 Steel Bar w/ Cap set as
- 24 Steel Bar w/ Cap set as
- Lot Number
- Access or
- Lot Line
- Boundary

LEGEND

~~Summ See 6~~
~~9N 18E~~

COUNTY COMMISSIONERS' ACCEPTANCE

The foregoing plat was duly accepted and approved by the County Commissioners of Custer County, Iowa, on this _____ day of _____, 1979.

Attest Clerk _____

Chairman _____

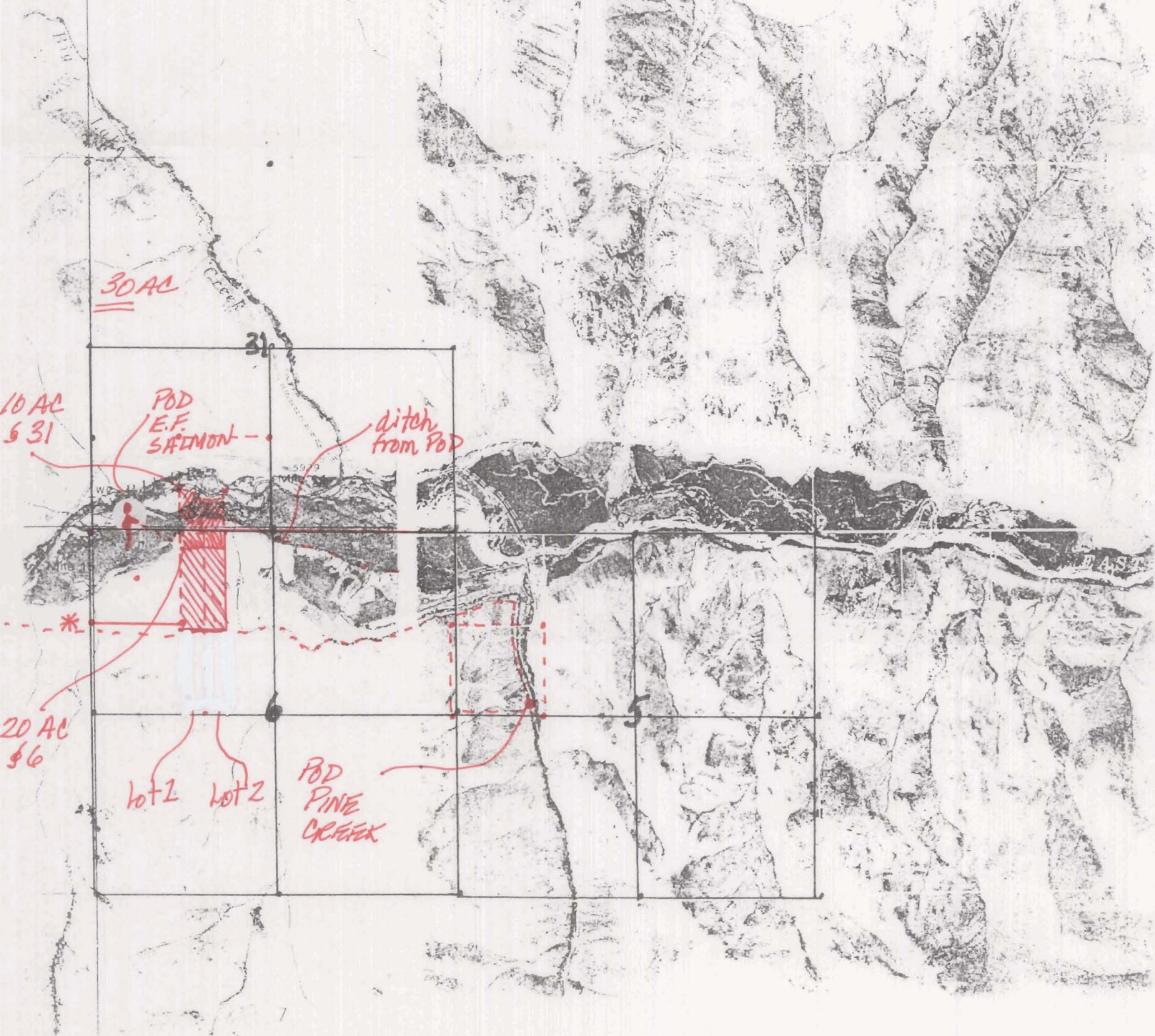
COUNTY RECORDERS' CERTIFICATE

This is to certify that the foregoing plat was filed in the Office of the Recorder of Custer County, Iowa, on the _____ day of _____, 1979, and duly recorded in Book _____ at Page _____.

By _____ Official Recorder

* 1275' → N along § line.
 1324' → E " 1/4 "
 332' → N " " " Lot 1
 330' → N " " " Lot 2

30

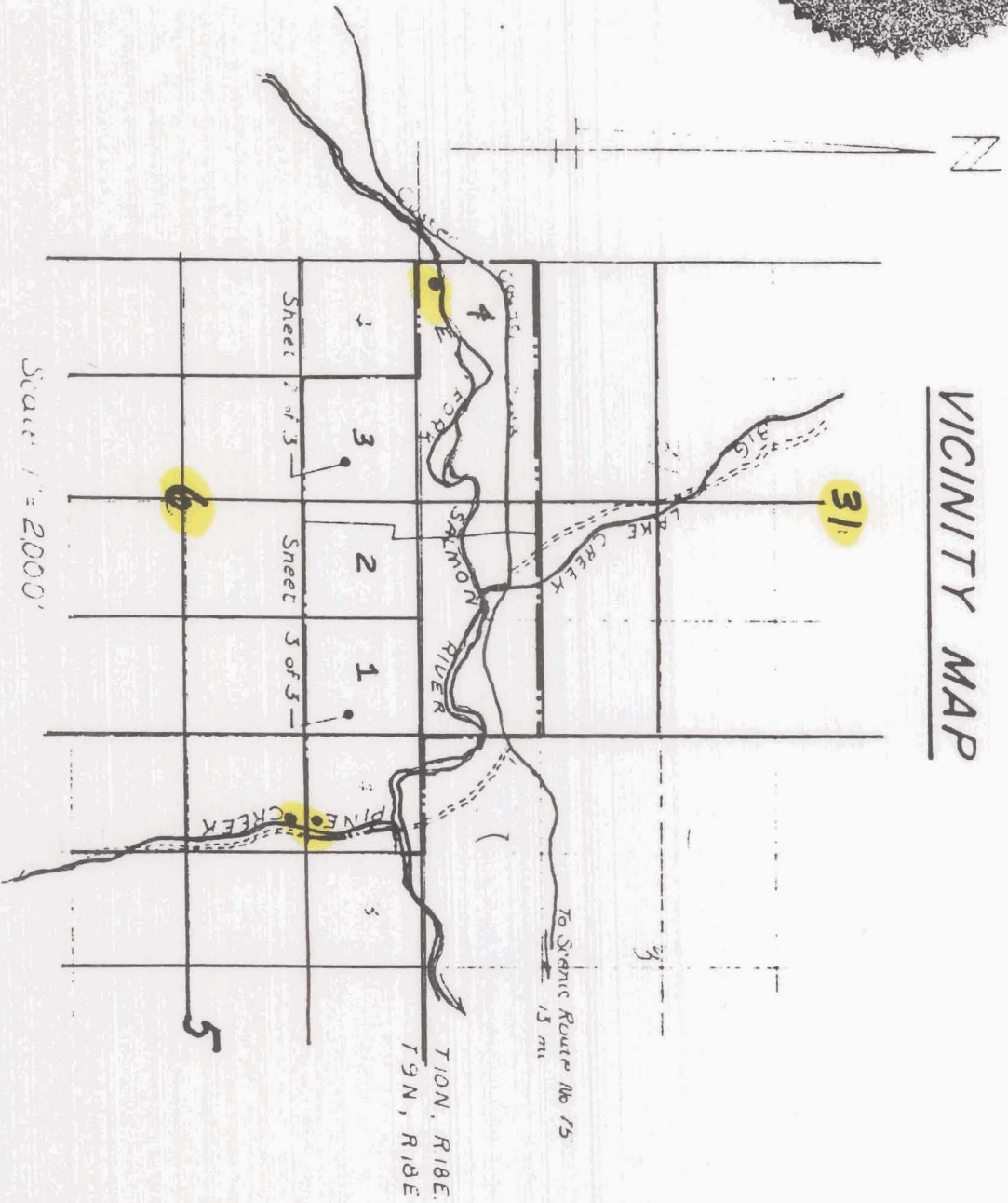


A72-00201A

MOODY

portions of this subdivision.

VICINITY MAP



* not cited in claim...

72-00201-00202

POD(s): 9N 18E §5
PINE CR. SWNW

E.F. 10N 18E §31

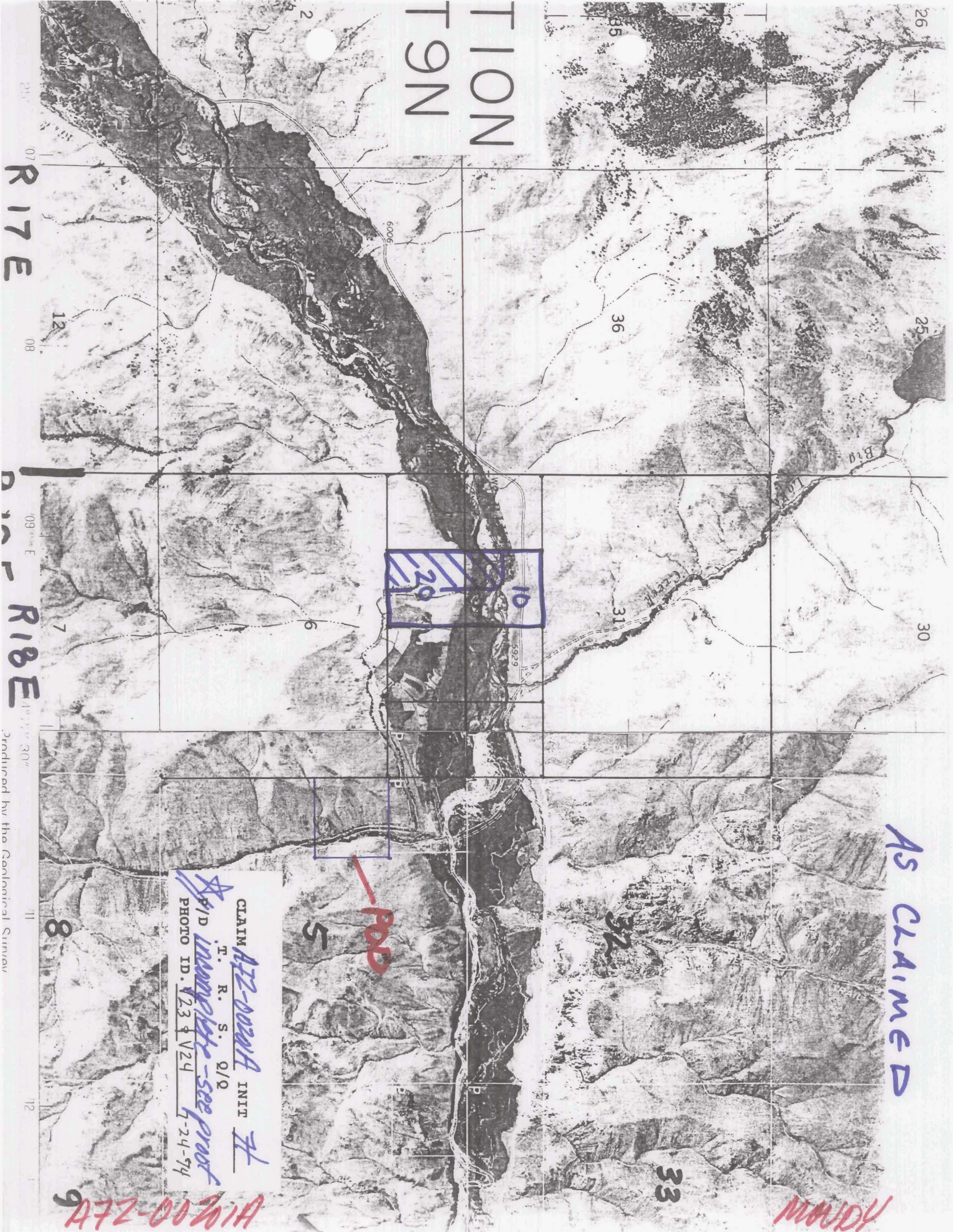
* SWSW lot 4

NOTE:

§5 PODs not from adverse but taken off USGS quad.

A72-00201-P

known



AS CLAIMED

MAUDY

CLAIM	A72-0020A	INIT	7
T. R. S. Q/Q			
PHOTO ID.	1234 V24		7-24-74

A72-0020A

Old (D) Number -

State- ID Zip- 83835

State- ID Zip- X

Source	Tributary
SALMON RIVER, EAST FORK	SALMON RIVER
PINE CREEK	SALMON RIVER, EAST FORK

	Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
09N		18E	5	S4 NW			(37) CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		0.820	

+	-	Total Div. Rate	+	-	Total Div. Volume	+	-	Total Consumptive Use	+	-	KW Usage	+	-	
		0.820						75.0						

Tract	Sec	Tract	Lot	Acres	Code	Description	County
09N	18E	6	3	20.0	01	IRRIGATION	(37) CUSTER
10N	18E	31		10.0	01	IRRIGATION	(37) CUSTER
Total Acres:				30.0			

- - Other Rights for Same Use - A72-00202A

GEN NO BENEFICIAL USE FOUND.

Remarks	

Water right number - R72-00201A

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

P03 - NO BENEFICIAL USE FOUND: This is included for a claim based
- on beneficial use that is PROPOSED to be disallowed because
- beneficial use of water was not confirmed by IDWR's field
- examination or by other evidence submitted by the claimant.

+ - - - Decree Plaintiff - - - +
GOSSI, ET. AL.

+ - - - Decree Defendant - - - +
GIAMPEDRAGLIA, ET. AL.

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

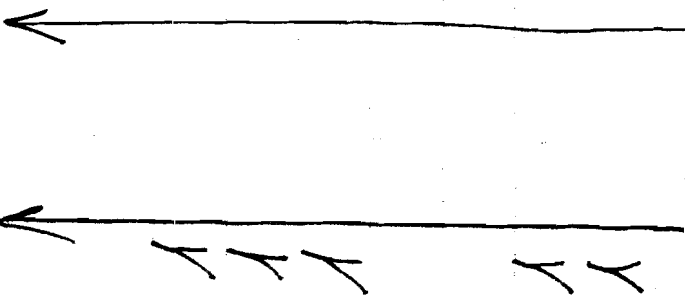
Date: 09/07/1993 User Id: ROBERTSD Subject: ADDRESS CHANGE
Change of address form received 9/7/93. A72-00201A also changed.
Date: 02/04/1994 User Id: HITCHCOC Subject: COPIED FROM REMARKS
P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.
LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISON.
Date: 02/04/1994 User Id: HITCHCOC Subject: DISALLOWAL
NO BENEFICIAL USE FOUND. DECREE LISTS SALMON RIVER, EAST FORK WATER AND PINE CREEK WATER AS SOURCES. CLAIMANT ONLY LISTS A POD
FOR PINE CREEK. NO WATER IS AVAILABLE FORM THIS SOURCE. NO FORM OF IRRIGATION IN THE WAY OF DIVERSION WORKS OR AGREEMENT WITH THE
LOCAL RANCHER WAS DISCOVERED. WHILE THE DITCH FOR THE DIVERSION FROM THE SALMON GOES THROUGH THE TOP OF THE LOTS IN SEC. 31 NO
USAGE OF THE WATER COULD BE FOUND.

+ - - Audit Fields - - +
00/00/00

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

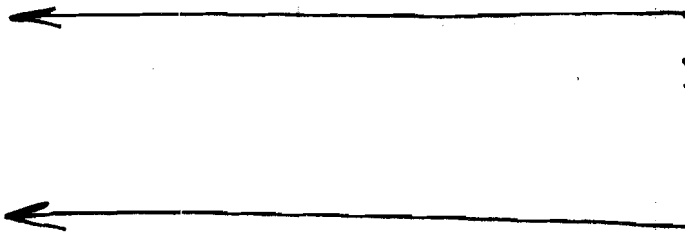
Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/29/1993	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 02/04/1994	Old Judicial District	-
Claim Received Date	- 01/02/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010802	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

09-29-93



6 ① 02-84-94 02-84-94
1,5,6 ③
6 ①
2,4,6

5,6 ③



08-11-1993
TEN claimant
039, 1247
08-18-1993
TEN claimant
12-29-94 daughter
08-30-1993
Chug. Own. form
09-07-1993
form recd.

① above
② proxy agent
③ above
⑤ agent and above
6. Bill 1981 Agent

X

update
8-02-93
(see corresp.)

07-28-93 turnaround
713 W LACEY ST
HAYDEN, ID. 83835
208-772-4289

X

09 29 93

DATE BAKTER

✓

9 30 M

X adjoining lot owner/owner's resident/born on this road at E.F.

Special contact by phone with shipment (see memo, 08-11-1993, 08-18-93):

"No shipment going on, never had him contact, not saying tape; would like to see it. There no place to this lot (153)."

Talk me she gets things mixed up. Asked me to make w/ her another; "Jan Korman: "Have it when the land with; what's this about?"

Received notice procedure and reason for search, all property were contacted from so far records.

Worked subdivision w/ Jack Baker as noted. There are no completed lots in the record around our Baker had a hard time describing the adjoining lot as we couldn't find any survey line. There are no signs of litigation* in what I felt with the lot around. Baker also insisted for another lot same and in the only source of information about larger. The subdivision with Baker a bench originally should say find some divisions. There have been 2 other available from him to show the owner of the bench property stayed case. Acting in the lot 1970s for family members mentioned @ file in division to the Redman Property. (see our advice in file since 1981, NRP 1988, USPA 1991.)

The former Rose East The note is attached just to the south of the claim for no division under record. X arrangement with Baker for himself to do any litigation for the shipment. Claim made for for the note... should write two chapters for note as the claim correctly shows, also paying in \$31.

* continued, for manual @ pg 101

all full-updates

2 P02
Mainnet

04-24-93

to COMMENTS

REMARKS:

COA:

7/ 02-04-1994

71

02-04-1004

✓

~~1A~~

____ (2 in chain)

*

____ x

✓ (194)

1A From Remade in the Army Report: "P/D in 56 given in detail in report, alternate from 1945 present."

*B. above state we P/D for E.F. although not shown...

~~7104~~ ~~2185~~ ~~21~~
9 18 5

SE SW SW NW
SW NW
#

Source: Pine Creek

71

02-04-1995

point of
No devices claimed for East foot. Lands originate from Pine
Creek only included and recommended pole.

714 11/30/98

30

10

20

Unquoted are located & calculated by the CIVIC
GIS program using 1980 Aerial photography (1988)
and quarter/quarter overlap.

See communication document dated 10/27/93. JH

#30

02-04-93

04-15 to 10-15

W
sk

✓
✓

✓
date: 1/2" @ all

0

1 1
1 1

30

.60

✓

~~AMOUNT: 1 1/2" @ .025~~
~~.025 x 80 AC = .75~~

decree awarded 1 1/2"
1942 x .03 = .57 gals

strawberry should be a separate division amount -
we included in irrigation usage per normal page 75.

77

1/15 1/10-15

02-04-94

F. G. Hitchcock

02-04-1991

11
✓

Water Right Number - R72-00201A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +
*** C - CURRENT OWNER ***
MOUDY DOROTHY M. 1 - 713 W LACEY ST
2 -
3 -

*** O - ORIGINAL OWNER ***
PEDRINI CATERINA
1 -
2 -
3 -
City- HAYDEN LAKE State- ID Zip- 83835
Phone - 208-772-4289
City- X
Phone - 208-000-0000 State- ID Zip- X

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1888 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SALMON RIVER, EAST FORK
PINE CREEK SALMON RIVER
SALMON RIVER, EAST FORK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
09N 18E 5 SW NW (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.820

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.820 75.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09N 18E 6 NE NW 3 20.0 01 IRRIGATION (37) CUSTER
10N 18E 31 SE SW 10.0 01 IRRIGATION (37) CUSTER

Total Acres: 30.0

+ - - Diversion Means - ROCK/GRAVEL DIVERSION TO 3' DITCH

+ - - Non-Irrigation Use - S/30 COWS

+ - - Other Rights for Same Use - A72-00202A

Prefix Translation: RESEARCH

Remarks
P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS QUAD.
LANDS IN LTS 1 & 2, BLK 1, PINE CREEK SUBDIVISION.

- Old Water Right Numbers -

[illegible]+ - Decree Date - +
00/00/0000

+ - - - - -Con
Date: 09/07/1993 User Id: ROBERTSO Subject: ADDRESS CHANGE
Change of address form received 9/7/93. A72-00201A also changed.

09/07/93 ROBERTSON

+ Adjudication Rights Dates and Flags Area +

Court Report Filing	- 00/00/0000
Objection Filed Date	- 00/00/0000
Response Filed Date	- 00/00/0000
Claim Received Date	- 01/02/1990

Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Field Inspection Flag	-		Old Case Number	-	
Verified Date	-	00/00/0000	Old Judicial District	-	
Last Amended Date	-	00/00/0000	Temporary Right	-	P
Receipt Number	-	S010802	Water District	-	
POU Ownership Flag	-	Y	Federal/State Indicator	-	S
Name Connector	-		Presumption Flag	-	

- Civil Case Number
- Old Case Number
- Old Judicial District
- Temporary Right
- P Water District
- Federal/State Indicator - S
- Presumption Flag
- Notice of Error Flag

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/02/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

Water Right Number - 72-00201

Prefix Translation: WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
PEDRINI

CATERINA

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date - 05/01/1888

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - SALMON RIVER, EAST FORK
PINE CREEK

Tributary - SALMON RIVER
SALMON RIVER, EAST FORK

Twn	Rng	Sec	Tract	lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
09N	18E	5	SW NW			(37) CUSTER		
10N	18E	31	NW SW	4		(37) CUSTER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION					4.500	

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +
4.500

Twn	Rng	Sec	Tract	lot	Acres	Place of Use	Code	Description	County
09N	18E	5	NW NW	4		01 IRRIGATION		(37) CUSTER	
09N	18E	6	NE NE	1		01 IRRIGATION		(37) CUSTER	
09N	18E	6	NW NE	2		01 IRRIGATION		(37) CUSTER	
09N	18E	6	NE NW	3		01 IRRIGATION		(37) CUSTER	
10N	18E	31	SW SW			01 IRRIGATION		(37) CUSTER	
10N	18E	31	SE SW			01 IRRIGATION		(37) CUSTER	
10N	18E	31	SW SE			01 IRRIGATION		(37) CUSTER	
10N	18E	31	SE SE			01 IRRIGATION		(37) CUSTER	

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -
+ - - - - - Remarks - - - - -
P/D IN SEC. 6 GIVEN IN DECREE IS INCORRECT, DETERMINED FROM USGS
QUAD.

WR Base Right

Water right number - 72-00201 Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

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

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
GOSSI, ET. AL. GIAMPEDRAGLIA, ET. AL. 02/14/1938

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 06/18/85 05/28/88 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	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 06/18/1985	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 - 02/14/1938	Presumption Flag -	