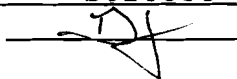


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: **A72-00201H**
Date Received: 12/23/1997
Receipt No: S020838
Received By: 

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DICK L BAKER 208-838-2271
Address: HC 68 BOX 370
CLAYTON ID 83227
AND/OR
Name: BETTY L BAKER 208-838-2271
Address: HC 68 BOX 370
CLAYTON ID 83227
2. Date of Priority: MAY 1, 1888
3. Source: PINE CREEK Trib. to: 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
				NW	SW		CUSTER
5. Description of diverting works:
10" PIPELINE BY GRAVITY, GRAVITY WHEEL LINE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
1.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
50 HEAD CATTLE OR HORSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	18E	6	NE		NE		IRR	13.0
			NE		NE		STOCK	
			NW		NE		IRR	28.0
			NW		NE		STOCK	
							Section Acres	41.0
							Total Acres	41.0

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:

14. Remarks:

PLACE OF USE ALSO KNOWN AS LOTS 5 - 9, 11-13 PINE CREEK SUBD.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 2/14/1938

GOSSI, ET AL

Decree Plaintiff

GIAMPEDRAGLIA

vs Decree Defendant

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

Date Received

Receipt Number

A72-0021412/23/975020838

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

FILED

DEC 23 1997

Please type or print clearly

1. Name of Claimant (s) DICK L. AND/OR BETTY L. BAKER Phone (208) 838-2271Mailing Address HC 68 BOX 370, CLAYTON, ID Zip 832272. Date of Priority (Only one (1) per claim) MAY 1, 18883. Source of water supply (a) PINE CREEKwhich is tributary to (b) EAST FORK-SALMON RIVER4. a. Location of existing point of diversion is: Township 9N Range 18E Section 5,
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of CusterAdditional points of diversion if any: Alternate NW₄SW₄, same section

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. Pipeline by gravity - commencing at approximately 10" diameter to gravity wheel line system (the existing system is being replaced).

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date 2/14/1938
Plaintiff vs Defendant Gossi, et.al., vs Giampedraglia

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

Number of attachments _____

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

Signature of Claimant (s) Dick J. Baker Date 12-22-99
Betty L. Baker Date 12-22-99

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Franklin) SS.

Subscribed and sworn (or affirmed) before me this 22 day of Dec 19 99

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name BAKER Ident. Number A72-002014

Copies White-State, Yellow-Claimant



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

January 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DICK & BETTY BAKER
HC 68 BOX 370
CLAYTON ID 83227

RE: Claims on 72-00201 & 72-00202

Dear Mr & Mrs Baker:

Please find enclosed your copies of the claims filed with this office and a printout of the computer record. Review these carefully for error and content and get in touch with us if there is a problem or changes need to be made. I have also enclosed a receipt for the fee check submitted with the claims.

A water rights agent will be in touch this Spring to complete a verification exam for these rights. At this time IDWR is expecting to file a Director's Report for non-domestic/stock claims in your Basin this Summer.

Again, please contact us if you have any questions or concerns with regard to these or your other claims.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Unit

enc

cc: file

A72-00201H

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part I of the report will contain the director's recommendations as to each water right claimed under state law. Part II of the report will list each federal reserved water right claimed. A number of reports will be prepared; one for each sub-basin or groups of sub-basins in a reporting area in the Snake River Basin. When the report for your reporting area is filed with the court, you will be mailed a notice informing you that the report for your reporting area has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have

*Sent from
12-31-97 pm*

Form 42-1409(10)-1
RECEIVED

Date Rec ad _____

DEC 31 1997

Department of Water Resources
Southern Region

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED

JAN 02 1998

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Dick L. Baker - Betty L. Baker (208) 838-2271
Name of Claimant Phone Number

NC 68- Box 370 Clayton, Ida 83227
Mailing Address City State Zip

Custer
County(s) where place of use is located Date claim originally due

72-00201 - 72-00202
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Surpassed from Custer County for tax deed in
1997.

Claimant requests an extension to _____, 19 ____

Dick L. Baker 12-30, 19 97
Signature Date of request

Betty L. Baker
Owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to April 1, 19 98

Signed this 2nd day of January, 19 98

David R. Tuttle Jr
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

Water Right Number - A72-00201H Prefix Translation: ADJUDICATION CLAIM Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BAKER

DICK L

1 - HC 68 BOX 370

2 -

3 -

City- CLAYTON

State- ID Zip- 83227

Phone - 208-838-2271

BAKER

BETTY L

1 - HC 68 BOX 370

2 -

3 -

City- CLAYTON

State- ID Zip- 83227

Phone - 208-838-2271

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

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

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County
09N	18E	5	SW NW		(37)	CUSTER
			NW SW		(37)	CUSTER

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	1.000	
04 - STOCKWATER		01/01	12/31	0.020	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.020 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09N	18E	6	NE NE		13.0	01	IRRIGATION	(37) CUSTER
09N	18E	6	NW NE		28.0	01	IRRIGATION	(37) CUSTER
09N	18E	6	NE NE			04	STOCKWATER	(37) CUSTER
09N	18E	6	NW NE			04	STOCKWATER	(37) CUSTER

Total Acres: 41.0

+ - - Diversion Means - 10" PIPELINE BY GRAVITY, GRAVITY WHEEL LINE

+ - - Non-Irrigation Use - 50 HEAD CATTLE OR HORSES

+ - - Other Rights for Same Use -

DO NOT FILM

Water right number - A72-00201H

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Remarks - - - - - +

GEN PLACE OF USE ALSO KNOWN AS LOTS 5 - 9, 11-13 PINE CREEK SUBD.

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

No Old Water Right Numbers Found

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

GOSSI, ET AL

+ - - - - Decree Defendant - - - +

GIAMPEDRAGLIA

+ - Decree Date - +

02/14/1938

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

No Comments Found

+ - - Audit Fields - - +

01/16/98 DJONES

+ - - - - 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 - 12/23/1997

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - S020838
POU Ownership Flag - Y
Name Connector - AND/OR

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

NO FILM

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./PNECR

FILE NO:

SUBJECT:

LATE CLAIMS -

REMARKS:

N/A. N/A.

915 Change of ownership - MWDK. (cc claims
TF SAFE 72-00201A
Bett
497 reviewed EXT of TIME from " - 00202A)

CW DRJ - hold CR - in wh initial - explained

ROUTING INSTRUCTIONS:

EXT of TIME from turn -

CALENDER DATES:

around.

FH/ABH



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 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr and Mrs Dick Baker
HC 68 Box 370
Clayton, ID 83227

Dear Dick and Betty:

I was glad to get your claims today for the Pine Creek Subdivision lots that you bought from Custer County.

Before I can process them and give them numbers I need you to fill out the enclosed form that is required of all late claims filed in the adjudication.

This is simply a formality and goes to the head of the adjudication division of the department for his review. We are required to have you do this by Idaho Code 42-1409A that covers late claims and amendments to claims. I enclose a copy of the section of the code for your information and your water right records.

The water rights you are claiming based on the decree listed in the claims are 72-00201, the May 1, 1888 priority for Pine Creek water and 72-00202, the May 1, 1936 priority for Salmon River, East Fork water.

Please return the form to me here at the office and I will forward to Boise. As soon as I have the return I will process the claims. I will send you copies of the claims for your records as before. I am enclosing a self-addressed envelope for your convenience as usual.

Best wishes to the Baker family this season. I look forward to your return of the form.

Sincerely,

Francis G. Hitchcock
Water Resource Agent Sr.

enclosure

TELEPHONE CONVERSATION

MEMORANDUM

msg.

☒ INCOMING CALL
☐ OUTGOING CALL
☐ RETURNING CALL

104

879-4488

TO: FH

DATE: 12-08-97

FROM: JIM BENNETTS

FILE: BAKER

FILE NO:

SUBJECT: LATE CLAIMS - D+B BAKER - FILING
LATE FEES.

REMARKS: reviewed 42-140B; 50 + 50 + more

3 PODS involved:

- 1) PINE CR
- 2) FEF @ via PINE CR
- 3) " " ROAD SIDE PD

ROUTING INSTRUCTIONS: H. W. and completed claims
to my attention B+ end
of the matter.

CALENDAR DATES:

FH/ABH

PINE CR

ORIGINAL

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. LATE-PINE CR.

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 16, 1997 7:16am

NAME: RE:
BAKER, BETTY (FOR WAYNE/MELODIE) LATE CLAIM-PINE CREEK SUB.

TF 11-13-1997, TCW AT 9:00 AM; JIM BENNETTS ESQ ,CHALLIS, IS DOING THE CLAIM PREP FOR THE LOTS THAT WAYNE/MELODIE BOUGHT AT COUNTY TAX SALE.

IS THERE A DEADLINE? TOLD HER NO BUT ASAP SINCE THE LAST WORD I'VE BEEN GIVEN IS THAT WE WILL REPORT IN SUMMER OF 1998. SUGGESTED THAT JIM VISIT WITH ME IF NEEDED.

SHE WILL TELL HIM.

TELEPHONE CONVERSATION

MEMORANDUM

220 ✓
INCOMING CALL

OUTGOING CALL

RETURNING CALL 220

TO: H

DATE: 09-29-1997

FROM: DON SHAFF

FILE: PINE CR - LATE CLAIMS

FILE NO: A72-00

SUBJECT: split (lots - decree right)

REMARKS: one claim for the merged late

Remarks - late #s -, -, -.

Referred requests re: PINE CR.

ROUTING INSTRUCTIONS: CC: GUFFY claim file...

CALENDAR DATES:

FH/ABH

TELEPHONE CONVERSATION

MEMORANDUM

INCOMING CALL

OUTGOING CALL

RETURNING CALL

TO: WAYNE BAKER 838-2440

DATE: 09-25-1997

FROM: FH

FILE: BAKER-LATE-PINE CR

FILE NO: _____

SUBJECT: FORMS
ANSWERS re: Claim portion v fees

REMARKS: Will be 1st of next week B4 I
get forms out due to direction here - get
this done first.

OK...

ROUTING INSTRUCTIONS: _____

CALENDAR DATES: _____

FH/ABH



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 1½ 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: 72-00201H

DICK L BAKER
BETTY L BAKER
HC 68 BOX 370
CLAYTON ID 83227

Daytime Telephone Number: 838-2291
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 and has been determined for historical beneficial use. (2) Quantity-The CFS for this right has been decreased from 1.02 to 0.93. The CFS should remain at 1.02 (3) Flow

Decrease has been made from 41 to 312.

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-historical beneficial use right.

(2) Quantity-Leave as decreed, 1.02 CFS 3, Leave as decreed under 1.02 CFS at 41 mcs.

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 It was proven as historical beneficial use and still can. (2) Leave as in the original of 1.02 CFS 3, 712

under 41 mcs. we as decreed at 41 mcs.

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 - R72-00201H

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***

BAKER

DICK L

1 - HC 68 BOX 370

State- ID Zip- 83227

BAKER

BETTY L

2 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2271
1 - HC 68 BOX 370
2 -
3 -
City- CLAYTON
Phone - 208-838-2271

State- ID Zip- 83227

Priority Date - + 17 SOUTHERN D - DECREED Stage - + Status - +

05/01/1888

Source - + PINE CREEK SALMON RIVER, EAST FORK

Twn Rng Sec Tract Lot RFlg County Point of Diversion

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

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

01 - IRRIGATION 04/01 10/31 0.930
04 - STOCKWATER 04/01 10/31 0.020

+ - Total Div. Rate - + - Total Div. Volume - + - Total Consumptive Use - + - KM Usage - +

0.930

0.0

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

09N 18E 6 NE NE 7.3 01 IRRIGATION (37) CUSTER
09N 18E 6 NW NE 24.0 01 IRRIGATION (37) CUSTER
09N 18E 6 NE NE 04 STOCKWATER (37) CUSTER
09N 18E 6 NW NE 04 STOCKWATER (37) CUSTER

Total Acres: 31.3

+ - - Diversion Means - 10" PIPELINE BY GRAVITY, GRAVITY WHEEL LINE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Water right number - R72-00201H

Prefix Translation: RESEARCH

```
+ - - - - - Remarks - - - - - +
EXP      PLACE OF USE ALSO KNOWN AS LOTS 5 - 9, 11-13 PINE CREEK SUBD.
50 HEAD CATTLE OR HORSES

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
N08 - PURSUANT TO SECTION 42-1425, IDAHO CODE.
      THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
      STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
      USE.
N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
      SHALL NOT EXCEED 13,000 GALLONS PER DAY.

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

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

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

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000      Field Inspection Made - 00/00/0000      Civil Case Number - 39576
Objection Filed Date - 00/00/0000      Verified Date - 11/11/1998      Old Judicial District -
Response Filed Date - 00/00/0000      Last Amended Date - 00/00/0000      Temporary Right - P
Claim Received Date - 01/16/1998      Receipt Number - S020838      Water District -
POU Ownership Flag - Y                Federal/State Indicator - S
Name Connector - AND/OR                Presumption Flag -
Notice of Error Flag -
```

CLAIM NUMBER72-00201 HDATE10-27-98TRANSFER NUMBER
AGENTJAHCLAIMED ACRE TOTAL41
GIS ACRE TOTAL31.3

				NE				NW				SW				SE				
	TWP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	09N	18E	6	13	28															41
GIS				7.2	24															31.2
RECOM				7.2	24															31.2
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

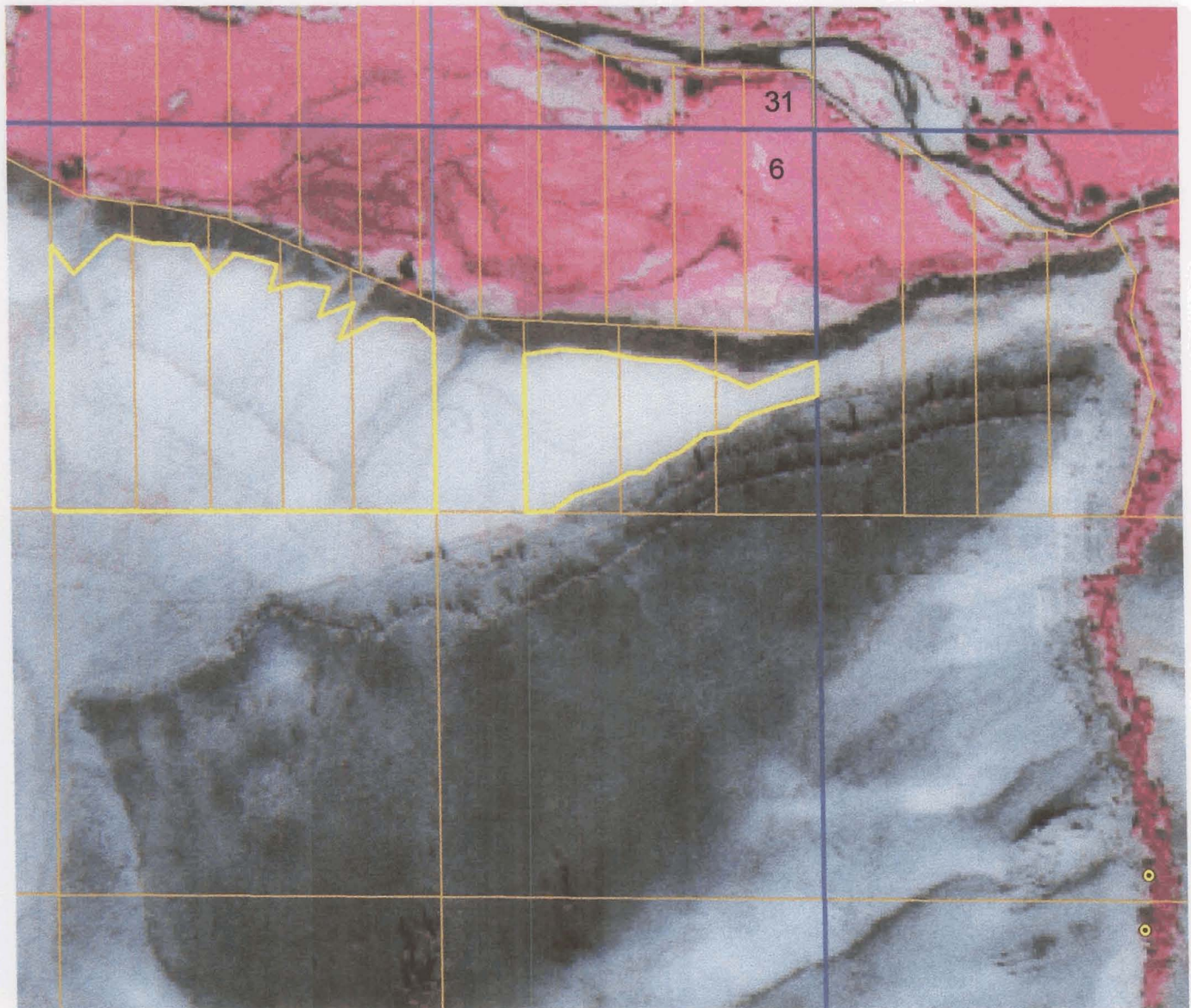
B72-DBPOU.SHP
SHAPE NOS.
308
309

B72-DBPOD.SHP
NOS. DESCRIPTION
158 T09N R18E Sec 5 SE SW NW
174 T09N R18E Sec 5 NE NW SW

DBF TABLES UPDATED
B72-DBPOU.DBF
B72-DBPOD.DBF
J Peg ✓

RIGHT 72-00201H

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



0 660 1320 1980 2640 Feet



-  **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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:57:34
10/28/98
19

PAGE: 19
PROFILE REPORT

CLAIM NUMBER: A72-00201H

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DICK L BAKER	05/01/1888	IRRIGATION	04-01 11-01	1.00 CFS	.93
C	BETTY L BAKER		STOCKWATER	01-01 12-31	0.02 CFS	

TOTAL DIVERSION: 1.02 CFS .93

Water Source: PINE CREEK

Tributary to: SALMON RIVER, EAST FORK

Stage: DECREED

Point(s) of Diversion: T09N R18E S05 SE SWNW NE NWSW

CUSTER 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
09N	18E	6	:	13		28														:	41.0
																				41.0	
																				TOTAL ACRES	

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09N	18E	6	:	S		S														:

POU County: CUSTER

Non-Irrigation Uses: 50 HEAD CATTLE OR HORSES

Remarks: GEN PLACE OF USE ALSO KNOWN AS LOTS 5 - 9, 11-13 PINE CREEK SUBD.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

FOL

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 ~~1919~~ decreed tracts.

84 acres possible to farm in upper tiers
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 + 1888 EF

≈ 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

1910, with point of diversion in the SE $\frac{1}{4}$, Section 27, Township 9 North, Range 17, E. B. M.

72-0196 That MARCO YACONELLA is the owner of Lots 1 and 2, Section 4, Township 9 North, Range 18, E. B. M., and Lots 5 and 6, Section 33, Township 10 North, Range 18, E. B. M.; and appurtenant to said land he is entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 and he is also entitled to 1.2 cubic feet per second of time of the waters of said East Fork of the Salmon River with date of priority May 1, 1936, with point of diversion in Lot 3, Section 4, Township 9 North, Range 18, E. B. M.

72-0197 That GEORGE M., MARY C., and NETTA C. YACONELLA are the owners of Lot 4, Section 4, Township 9 North, Range 18, E. B. M.; S $\frac{1}{2}$ SE $\frac{1}{4}$, 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 SE $\frac{1}{4}$ NE $\frac{1}{4}$, 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 SE $\frac{1}{2}$ SE $\frac{1}{4}$, Section 31, Township 10 North, Range 18, E. B. M.; and 1.3 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 SE $\frac{1}{2}$ SE $\frac{1}{4}$, Section 31, Township 10 North, Range 18, E. B. M.

72-0201 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, SE $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, 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, 1936, and with points of diversion in Lot 4, Section 31, Township 10 North, Range 18, E. B. M.; and SE $\frac{1}{2}$ NE $\frac{1}{4}$, Section 6, Township 9 North, Range 18, E. B. M.

72-0203 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, S $\frac{1}{2}$ NE $\frac{1}{4}$, 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 S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{2}$ SW $\frac{1}{4}$, Section 1, Township 9 North, Range 17, E. B. M.

72-0204 That ELLIS M. BAKER and MARY BAKER are the owners of SW $\frac{1}{4}$ NE $\frac{1}{4}$, 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 said East Fork of the Salmon River and Boulder Creek with date of priority May 1, 1936 and with points of diversion in the SW $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 15 all in Township 9 North, Range 17, E. B. M.

72-0206 That JOE SCIUCHETTI, ANTONIO YACONELLA and MRS. ANTONIO YACONELLA are the owners of E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{2}$ SW $\frac{1}{4}$, 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

72-0207
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 susceptible of irrigation from the East Fork of the Salmon River and its tributaries.

3. That $1\frac{1}{2}$ 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 decree 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,

The foregoing shall not be affected by any
 orders of Council Commissioners or City
 Clerk _____ 1975

2.000.000

State of Iowa SS
County of Jasper

State of Iowa
County of _____
This is to certify that the foregoing document is
a true and correct copy of the original as
filed in the records of the _____
at _____, Iowa, on _____
Book _____ at Page _____

Li-O'Grady Memorandum[illegible]

P_{re} or P/d

9X 18E 55

T9N
S E SW NW

Pine Creek Subd.

R18E

COUNTY COMMISSIONERS' ACCEPT

The foregoing plat was duly accepted and approved by the Board of County Commissioners of Carter County, Georgia, on the _____ day of _____, 1979.

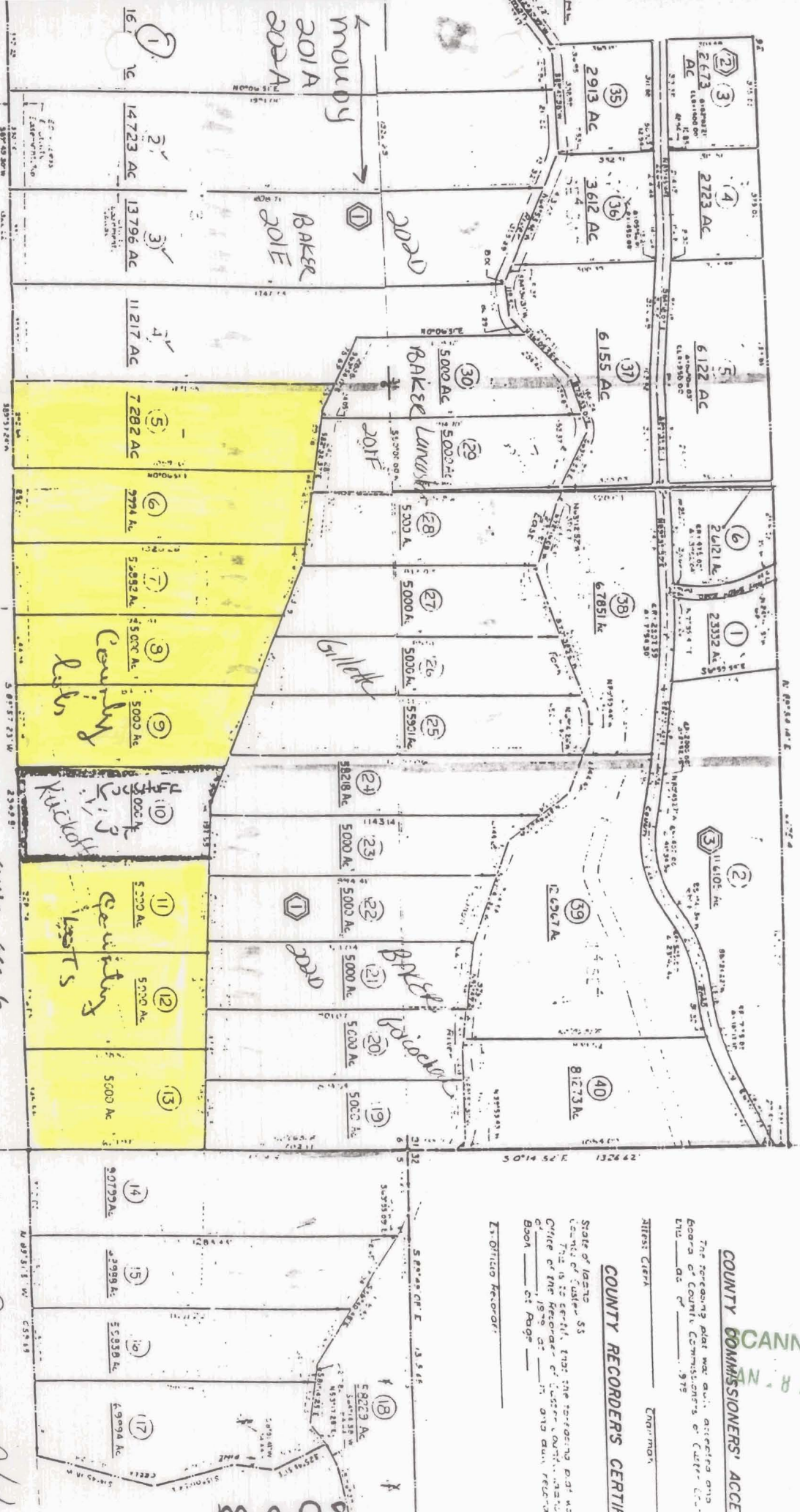
Attest: Clerk _____

COUNTY RECORDERS' CERTIFICATE

State of Georgia
County of Carter
This is to certify that the foregoing plat was duly recorded in the Office of the Recorder of Carter County, Georgia, on the _____ day of _____, 1979, at _____ o'clock _____ of the day.

Book _____ of Page _____

Let Office Recorder



E Fort Pld
T9N 18E Sec 31
SW SW SW

Pine Creek Subd.

SW 1/4 Sec 6
T9N 18E

Pine Cr Pld

T9N 18E SS
S1E SW NW

R18E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:46:08
10/28/98

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A72-00201H

LAST: BAKER FIRST: DICK L
ADDRESS: HC 68 BOX 370
CITY: CLAYTON STATE: ID ZIP: 83227
PHONE NUMBER: 208-838-2271

OWNER CODE: C

LAST: BAKER FIRST: BETTY L
ADDRESS: HC 68 BOX 370
CITY: CLAYTON STATE: ID ZIP: 83227
PHONE NUMBER: 208-838-2271

OWNER CODE: C

FIELD EXAM REQUIRED? FIELD
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE EXAMINER
Y Y() N()

CLAIM REMARKS: GEN PLACE OF USE ALSO KNOWN AS LOTS 5 - 9, 11-13 PINE CREEK SUBD.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER: () -
DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE: Y() N() TIME: __:__ A() P()
ACCOMPANIED BY: _____ PHONE NUMBER: () -
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

- A. AJ CLAIM: # A72-00201H PRIORITY DATE: 05-01-1888 STAGE: D
- B. WR RECORD: # 72-00201 PRIORITY DATE: 05-01-1888 STAGE: D
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()
- FIELD EXAM COMPLETED N/A() Y() N()
- FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()
- LICENSE ISSUED N/A() Y() N()
- * IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()
- * FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

05-01-1888

REVIEWED BY _____

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-00201H	09N 18E	5		SW	NW			CUSTER		
A72-00201H	09N 18E	5		NW	SW			CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A72-00201A	72-12365
A72-00201B	72-15915
A72-00201E	R72-00201B
A72-00201J	R72-00201E
A72-12365	
A72-12366	

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: PINE CREEK

TRIB: SALMON RIVER, EAST FORK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
72-00201	10N 18E	31		SW	SW	4		CUSTER		
72-00201	09N 18E	5		SW	NW			CUSTER		
72-00201	09N 18E	5		NW	SW			CUSTER		

OTHER WR RECORDS WITH SAME WR POD

72-00202
72-07556

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

72-11760
72-12365
72-15915
R72-00201B
R72-00201E
R72-00202A
R72-00202D
R72-00202E
R72-00202G
R72-10532

***** 14 A PREFIX CLAIMS IN SAME 40 ACRE TRA

SOURCE: SALMON RIVER, EAST FORK
PINE CREEK

TRIB: SALMON RIVER
SALMON RIVER, EAST FORK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY CUSTER CUSTER	DIVERSION NAME	DIVERSION NBR
09N	18E	5		SW	NW					
09N	18E	5		NW	SW					

SOURCE: TRIB:

REVIEWED BY: DATE:

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS:	A72-00201A
	A72-00201C
	A72-00201B
	A72-00201H
	A72-00201D
	A72-00201E
	A72-00201F
	R72-00201B
	R72-00201C
	R72-00201D
	R72-00201E
	R72-00201G
	A72-00201G
	A72-00201J
	R72-00201H

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	18E	6	NE	NE		BAKER, DICK L	A72-00201H / 13.0	- /			
			NE	NE		BAKER, DICK L	A72-00202G / 8.0	- /			
			NE	NE		BAKER, DICK L	R72-00201H / 13.0	- /			
			NE	NE		BAKER, DICK L	R72-00202G / 8.0	- /			
			NE	NE	1	LANCASTER, CHARLES RICHARD	A72-00201C / 2.0	- /			
			NE	NE	1	BAKER, DICK L	A72-00202D / 4.0	- /			
			NE	NE	1	LANCASTER, CHARLES RICHARD	R72-00201C / 2.0	- /			
			NE	NE	1	BAKER, DICK L	R72-00202D / 4.0	- /			
			NE	NE	1	PEDRINI, CATERINA		72-00201 /			
			NE	NE	1	PEDRINI, CATERINA		72-00202 /			
09N	18E	6	NE	NE		BAKER, DICK L	A72-00201H /	- /			
			NE	NE		BAKER, DICK L	A72-00202G / 8.0	- /			
			NE	NE		BAKER, DICK L	R72-00201H / 13.0	- /			
			NE	NE		BAKER, DICK L	R72-00202G / 8.0	- /			
			NE	NE	1	LANCASTER, CHARLES RICHARD	A72-00201C / 2.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NE	NE	1	BAKER, DICK L	A72-00202D /	4.0	-	/	
			NE	NE	1	LANCASTER, CHARLES RICHARD	R72-00201C /	2.0	-	/	
			NE	NE	1	BAKER, DICK L	R72-00202D /	4.0	-	/	
			NE	NE	1	PEDRINI, CATERINA		72-00201	/		
			NE	NE	1	PEDRINI, CATERINA		72-00202	/		
09N	18E	6	NW	NE		BAKER, DICK L	A72-00201H /	28.0	-	/	
			NW	NE		BAKER, DICK L	A72-00202G /	4.0	-	/	
			NW	NE		GILLETTE, T RANDY	A72-00201D /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	A72-00202C /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	R72-00201D /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	R72-00202C /	2.5	-	/	
			NW	NE		BAKER, DICK L	R72-00201H /	28.0	-	/	
			NW	NE		BAKER, DICK L	R72-00202G /	4.0	-	/	
			NW	NE	2	BAKER, BETTY L	R72-00202E /	1.0	-	/	
			NW	NE	2	BAKER, BETTY L	A72-00202E /	1.0	-	/	
			NW	NE	2	PEDRINI, CATERINA		72-00201	/		
			NW	NE	2	PEDRINI, CATERINA		72-00202	/		
09N	18E	6	NW	NE		BAKER, DICK L	A72-00201H /	-	/		
			NW	NE		BAKER, DICK L	A72-00202G /	4.0	-	/	
			NW	NE		GILLETTE, T RANDY	A72-00201D /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	A72-00202C /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	R72-00201D /	2.5	-	/	
			NW	NE		GILLETTE, T RANDY	R72-00202C /	2.5	-	/	
			NW	NE		BAKER, DICK L	R72-00201H /	28.0	-	/	
			NW	NE		BAKER, DICK L	R72-00202G /	4.0	-	/	
			NW	NE	2	BAKER, BETTY L	R72-00202E /	1.0	-	/	
			NW	NE	2	BAKER, BETTY L	A72-00202E /	1.0	-	/	
			NW	NE	2	PEDRINI, CATERINA		72-00201	/		
			NW	NE	2	PEDRINI, CATERINA		72-00202	/		

ADDITIONAL POU FOUND

TOTAL ACRES A72-00201H 41.00

POU COUNTY: CUSTER

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00201H	PINE CREEK	BAKER, DICK L	1.020	0.024		
R72-00201C	SALMON RIVER, EAST FORK	LANCASTER, CHARLES RICHARD	0.150	0.030		
	PINE CREEK					
A72-00201C	SALMON RIVER, EAST FORK	LANCASTER, CHARLES RICHARD	0.150	0.030		
	PINE CREEK					
A72-00201D	SALMON RIVER, EAST FORK	GILLETTE, T RANDY	0.150	0.030		
	PINE CREEK					
R72-00201D	SALMON RIVER, EAST FORK	GILLETTE, T RANDY	0.150	0.030		
	PINE CREEK					
R72-00201H	PINE CREEK	BAKER, DICK L	1.020	0.024		
A72-00202C	SALMON RIVER, EAST FORK	GILLETTE, T RANDY	0.150	0.030		
R72-00202C	SALMON RIVER, EAST FORK	GILLETTE, T RANDY	0.150	0.030		
R72-00202D	SALMON RIVER, EAST FORK	BAKER, DICK L	0.520	0.052		
A72-00202D	SALMON RIVER, EAST FORK	BAKER, DICK L	0.520	0.052		
A72-00202E	SALMON RIVER, EAST FORK	BAKER, BETTY L	0.220	0.220		
R72-00202E	SALMON RIVER, EAST FORK	BAKER, BETTY L	0.220	0.036		
R72-00202G	SALMON RIVER, EAST FORK	BAKER, DICK L	0.620	0.031		
A72-00202G	SALMON RIVER, EAST FORK	BAKER, DICK L	0.620	0.031		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-00201H	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	
A72-00202G	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	
R72-00201H	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	
R72-00202G	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	
A72-00202D	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	
R72-00202D	STOCKWATER	BAKER, DICK L	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS
RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

[illegible]

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A72-00201H IRRIGATION	FROM 04-01 TO 11-01	1.000 CFS	
A72-00201H STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		1.020 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
72-00201 IRRIGATION	FROM TO	4.500 CFS	
TOTAL DIVERSION RATE/VOLUME		4.500 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 1.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 4.500 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS)
REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE
OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM
IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION STOCKWATER	04-01	11-01	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	01-01	12-31	1.000	_____			0.0	_____
			0.020	_____			0.0	_____
_____	_____	_____		_____				_____
_____	_____	_____		_____				_____
_____	_____	_____		_____				_____
_____	_____	_____		_____				_____
TOTAL FOR THIS RIGHT				_____				_____

NON-IRRIGATION USES CLAIMED: 50 HEAD CATTLE OR HORSES

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: _____
=====

FLAG: _____
=====

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00201

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 4.500	EXAMINER _____	CFS
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SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
72-00201	A72-00201A	0.820	R72-00201B	0.050	72-00201	4.500
A72-00201	A72-00201B	0.050	R72-00201C	0.150	-	-
-	A72-00201C	0.150	R72-00201D	0.150	-	-
-	A72-00201D	0.150	R72-00201E	0.450	-	-
-	A72-00201E	0.450	R72-00201G	0.120	-	-
-	A72-00201F	0.170	R72-00201H	1.020	-	-
-	A72-00201G	0.120	-	-	-	-
-	A72-00201H	1.020	-	-	-	-
-	A72-00201J	0.270	-	-	-	-
TOTAL CFS		3.200		1.940		4.500

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

=====

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:46:08
10/28/98

PAGE: 18
QUICKLOOK INFORMATION

18
CLAIM NUMBER: A72-00201H

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

COMMUNICATION DOCUMENTATION

October 27, 1998

Regarding:

Customer:

A72-00201A, -00201H, 00201D

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.