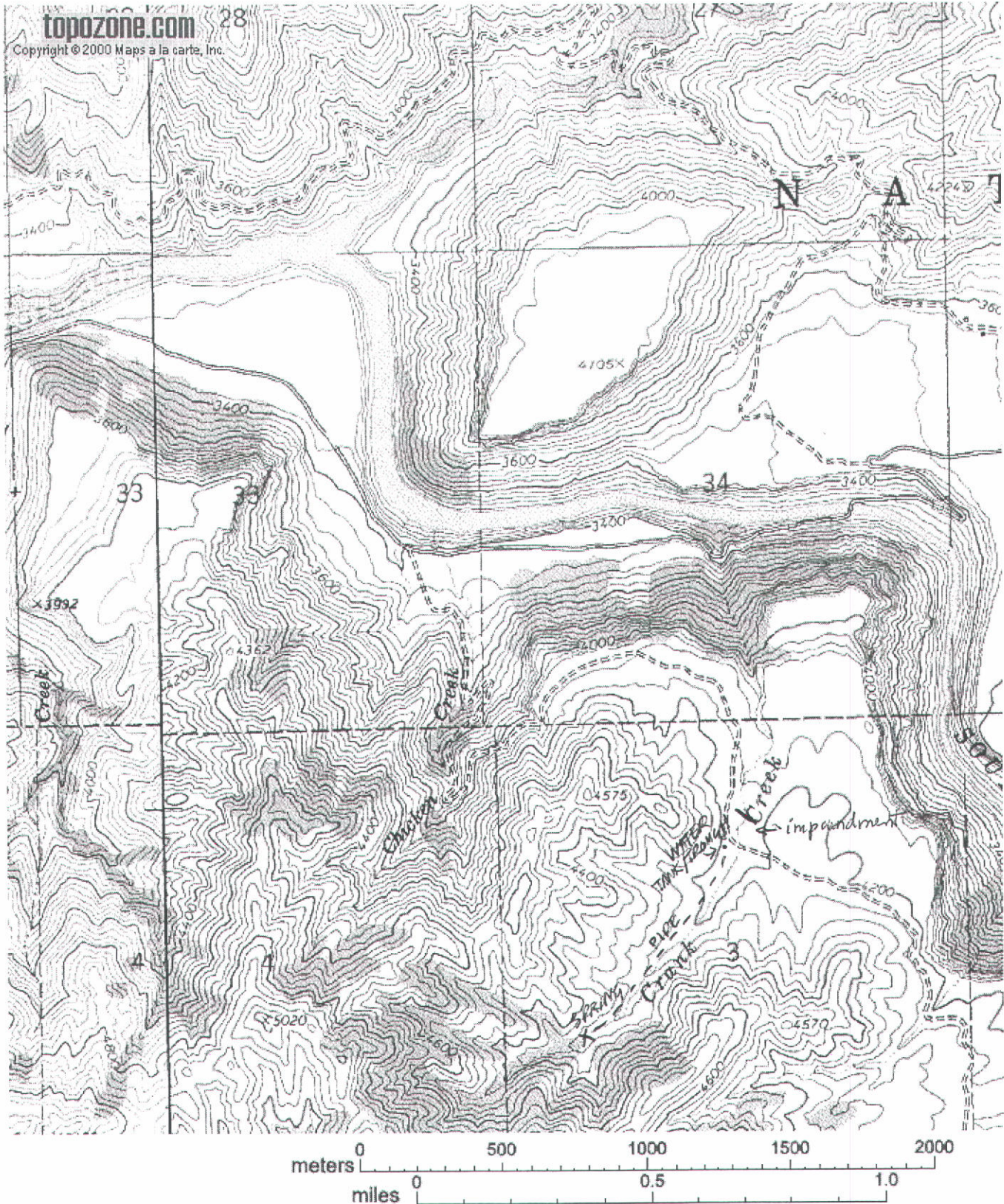


ATTACHMENT



**TopoZone.com**

Map center is UTM 11 602997E 4822312N - **LONG GULCH** quad [Quad Info]



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 63-31601  
Date Received: 12/20/2002  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ESTATE OF MARGARETTE ELIZABETH ODOM DE MEYER  
ARLEN A DE MEYER JR PERSONAL REPRESENTATIVE  
MAYFIELD STAGE HC 34  
BOISE ID USA 83716

Phone: (208) 343-9894

2. Date of Priority: 04/01/1945

3. Source: GROUND WATER      Trib. to:  
      SPRING                              CRANK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 02N      | 06E   | 3       | SE     | NW     | SW      | ELMORE |      |
| 02N      | 06E   | 3       | SE     | NW     | SW      | ELMORE |      |

5. Description of diverting works:

Pipe from point of diversion to water tank/trough at point of use; impoundment for instream stock water use; pipe 1 inch diam x 1 mi length, tank/trough 5 ft L x 2.5 ft W x 3 ft H; impoundment 20 ft L x 4 ft H.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| STOCKWATER | 04/01 | 11/01 | 0.02   |            |
| DOMESTIC   | 04/01 | 11/01 | 0.02   |            |

7. Total Quantity Appropriated is:  
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: Stockwater, 25 Cattle and/or horses

Number of homes: 1

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|----------|-------|---------|------------|-----|------------|-------|
| 02N      | 06E   | 3       | SE         | NW  | DOMESTIC   |       |
|          |       |         | SE         | NW  | STOCKWATER |       |
|          |       |         | NW         | NE  | STOCKWATER |       |

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF  
RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER  
SYSTEM

Identification No. 63-31601  
Date Received 12/20/02  
Receipt Number W029936

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

RECEIVED

DEC 20 2002

WATER RESOURCES  
WESTERN REGION

Please type or print clearly

1. Name of Claimant(s) Estate of Margarette Elizabeth Odom DeMeyer, by Arlen A. DeMeyer, Jr., Personal Representative  
Phone (208) 343-9894

Mailing Address c/o Mayfield Stage HC34, Boise, Idaho Zip 83716

2. Date of Priority (Only one per claim) 04/01/1945 Month/Day/Year

3. Source of water supply (Check one) ( ) Groundwater or Other (X) (a) spring/ stream Crank Creek  
which is tributary to (b) South Fork Boise River

4. Location of point of diversion is: Township 2N Range 6E

Section 3, SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, BM.,

County of Elmore

Additional points of diversion if any: N/A

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate, 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. pipe from point of diversion to water tank/trough at point of use, impoundment for instream stock water use; pipe 1" diam x 1 mi. length, tank/trough 5' L x 2.5' W x 3' H; impoundment 20' L x 4' H

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from April 1 to November 1 amount 0.02 (cfs)

For stockwater purposes from April 1 to November 1 amount 0.02 (cfs)

7. Total quantity claimed 0.02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Household; 25 Cattle and/or Horses

10. Place of use is: Township: 2N Range 6E Section 3, SE  $\frac{1}{4}$  of NW

$\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, B.M., County of Elmore for **DOMESTIC AND STOCK**

Additional places of use, if any T2N, R6E, NW1/4 of NE1/4 instream stock

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

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. \_\_\_\_\_  
None known

14. Remarks: \_\_\_\_\_

15. Basis of Claim (Circle One) **Beneficial Use** Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number N/A

16. Signature(s)

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

Number of Attachments 1 (map)

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

Signature of Claimant(s) Arden A. DeMeyer, Jr. Date 12/19/02  
Personal Representative of the Estate of Margarette Elizabeth Odom DeMeyer

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ 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 \_\_\_\_\_ Date \_\_\_\_\_

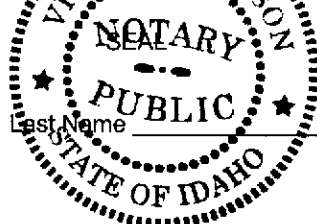
Title of Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County \_\_\_\_\_ ) ss.

\_\_\_\_\_ )

Subscribed and sworn (or affirmed) before me this 19th day of December, 2002



Notary Public Vicki R. Peterson

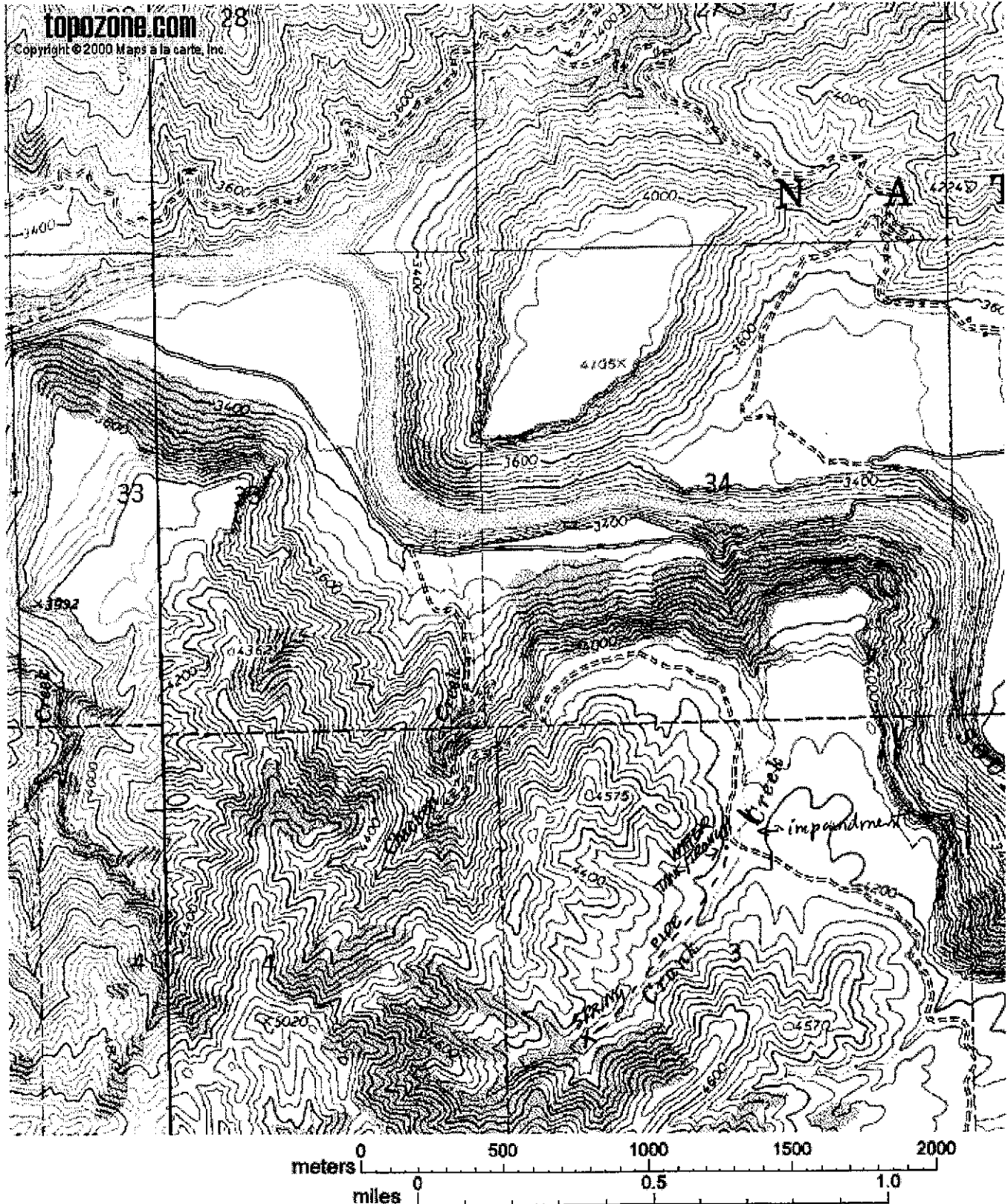
Residing at Meridian

My Commission Expires 12-24-2004

Last Name \_\_\_\_\_ Ident. No. \_\_\_\_\_

**TopoZone.com**

Map center is UTM 11 602997E 4822312N - **LONG GULCH** quad [Quad Info]



# Receipt Details for ID W029936

| Status | Adjustment Type | Version |
|--------|-----------------|---------|
|        |                 | 3       |

## General Information:

| Date Received         | Date Deposited        | Region           | Total Amount | Payment Type |
|-----------------------|-----------------------|------------------|--------------|--------------|
| 12/20/2002 1:42:26 PM | 12/23/2002 3:13:43 PM | WESTERN          | \$100.00     | Check        |
| Payer                 |                       | PERKINS COIE LLP |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 1905                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** Notice of Claim to a Water Right 63-31600, 63-31601 & 63-31602  
Change of ownership: 63-17060

## Fee Detail:

| Amount  | Description                          | PCA   | Fund | Fund Detail | Subsidiary | Object |
|---------|--------------------------------------|-------|------|-------------|------------|--------|
| \$75.00 | ADJUDICATION FILING FEE              | 42503 | 0337 |             |            | 1155   |
| \$25.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 62140 | 0229 | 21          |            | 1155   |

## Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

## Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount | Type |
|--------------|-----------------|--------------|--------|------|
|--------------|-----------------|--------------|--------|------|

[Print Report](#)

RECEIVED  
APR 24 2005  
DEPARTMENT OF  
WATER RESOURCES

**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

A. Subcase: 63-31601  
STANDARD FORM 1  
OBJECTION

Please fill in the following information:

**B. NAME AND ADDRESS OF PERSON OBJECTING**

Name: United States of America, Acting through the USDA Forest Service  
Address: 550 West Fort Street  
MSC 033  
Boise, Idaho 83724  
Daytime Phone: (208) 334-1936

Name and Address of Attorney, if any:

David L. Negri  
550 West Fort Street  
MSC 033  
Boise, Idaho 83724

**C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT**

Name: Estate of Margaret Elizabeth Odom DeMeyer  
Address: Arlen A DeMeyer Jr, Personal Representative  
Mayfield Stage HC 34  
Boise, ID 83716

D. I object to the following elements as recommended in the Director's Report.  
(Please check the appropriate box(es)).

1. ☒ **Name and Address**  
Should be: See E below
2. ☒ **Source**  
Should be: See E below
3. ☒ **Quantity**  
Should be: See E below
4. ☒ **Priority Date**  
Should be:
5. ☒ **Point(s) of Diversion**  
Should be: See E below
6. ☐ **Instream Flow Description**  
Should be:
7. ☒ **Purpose(s) of Use**  
Should be: See E below
8. ☒ **Period of Year**  
Should be: See E below
9. ☒ **Places of Use**  
Should be: See E below

11. I object because:

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The point of diversion for this water right as shown in the Directors Report Recommendation is on National Forest System (NFS) land. The claimant is not authorized to occupy and use NFS and for this purpose. In addition, Forest Service and IDWR records indicate that the water use for this claim appears to have already been decreed in the SRBA as 63-09371.

**F. VERIFICATION (Must be Completed)**

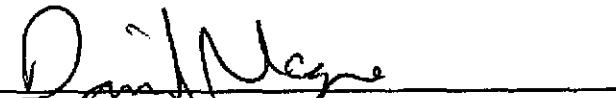
State of Idaho            )  
                                  ) ss.  
County of Ada            )

Michael Collette                               , duly sworn, upon oath, deposes and says:  
(Name of person filing objection)

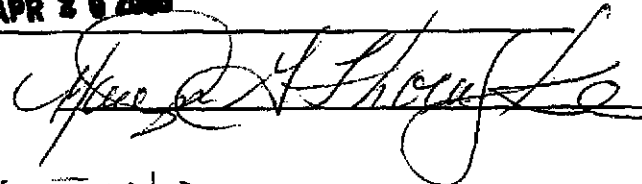
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



(Signature of person filing objections)



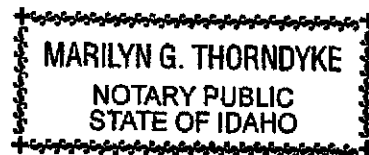
(Attorney signing in representative capacity)

Subscribed and sworn before me on: APR 2 6 2006  


Notary Public for: Idaho

Residing at: Boise

Commission Expires: 4-16-2010



## INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

### G. CERTIFICATE OF MAILING

I certify that on APR 20 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

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. One copy to the claimant of the water right at the following address:

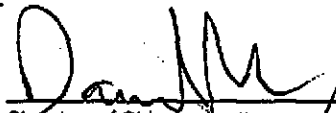
Name: Estate of Margaret Elizabeth Odom DeMeyer  
Address: Arlen A DeMeyer Jr, Personal Representative  
Mayfield Stage HC 34  
Boise, ID 83716

3. Copies to:

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

Chief, Natural Resource Division  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, ID 83711-4449

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

  
\_\_\_\_\_  
Signature of Objector or attorney  
mailing on Objector's behalf

09/13/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31601

NAME AND ADDRESS: ESTATE OF MARGARETTE ELIZABETH ODOM DE MEYER  
ARLEN A DE MEYER JR PERSONAL REPRESENTATIVE  
MAYFIELD STAGE HC 34  
BOISE ID 83716

SOURCE: SPRING TRIBUTARY: CRANK CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1945

POINT OF DIVERSION:

T02N R06E S3 NWSW Within ELMORE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| DOMESTIC              | 04/01 11/01          | 0.020 CFS       |
| STOCKWATER            | 04/01 11/01          | 0.020 CFS       |

Domestic use is for internal use in 1 home and does not include irrigation.

PLACE OF USE: STOCKWATER Within ELMORE County

T02N R06E S03 NWNE T02N R06E S03 SENW

DOMESTIC Within ELMORE County

T02N R06E S03 SENW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

Stockwater use is for up tp 25 range cattle and/or horses.

## Adjudication Recommendation Report 63-31601 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                                |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| Current Owner     | ESTATE OF MARGARETTE ELIZABETH ODOM DE MEYER<br>ARLEN A DE MEYER JR PERSONAL REPRESENTATIVE<br>MAYFIELD STAGE HC 34<br>BOISE, ID 83716 |
| Representative    | ARLEN A DE MEYER JR<br>MAYFIELD STAGE HC 34<br>BOISE, ID 83716<br>(208)343-9894                                                        |

Status: Active

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC              | 04/01 to 11/01          | 0.020 CFS             |                      |
| STOCKWATER            | 04/01 to 11/01          | 0.020 CFS             |                      |
|                       | <b>Total Diversion:</b> | 0.020 CFS             |                      |

Place of Use  
DOMESTIC

[illegible][illegible]

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 63-31601 V1

Conditions of Approval:

1. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
2. X02 Stockwater use is for up tp 25 range cattle and/or horses.
3. X01 Domestic use is for internal use in 1 home and does not include irrigation.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. vmusic 9/13/2005 GROUNDWATER

Comment: LISTED AS SOURCE AND POD BUT SOURCE IS THE SPRING. NO WELL. GROUNDWATER DELETED UNDER SOURCE AND POD.

2. vmusic 9/14/2005 POD

Comment: CLAIMED POD ON FEDERAL LAND ? AT THE SPRING RATHER THAN WHERE CLAIMANTS DIVERSION WORKS ARE ON THEIR PROPERTY.

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag:  
State or Federal:  
Owner Name Connector: OR  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Summary        |                           |                 | 04/13/2005                | lharris         | Active        |
| Contacts       | 9/13/2005 4:26:47 PM      | vmusic          |                           |                 | Active        |
| Priority Date  | 9/13/2005 4:27:26 PM      | vmusic          |                           |                 | Active        |
| POD            | 9/13/2005 4:27:52 PM      | vmusic          |                           |                 | Active        |
| Source         | 9/13/2005 4:28:26 PM      | vmusic          |                           |                 | Active        |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31601 V1

|          |                      |                   |        |
|----------|----------------------|-------------------|--------|
| POU      | 9/13/2005 4:29:00 PM | vmusic            | Active |
| POU      | 9/13/2005 4:29:17 PM | vmusic            | Active |
| Use      | 9/13/2005 4:30:07 PM | vmusic            | Active |
| Season   | 9/13/2005 4:31:02 PM | vmusic            | Active |
| Quantity | 9/13/2005 4:32:03 PM | vmusic            | Active |
| Summary  |                      | 09/13/2005 vmusic | Active |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------------|------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| General        | 9/13/2005 4:27:27 PM   | vmusic          | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(No) 4. Is the basis of claim decree or license?<br>(No) 7. Is the basis of claim a Application or Permit?<br>(No) 8. Is the basis of claim a posted notice?<br>(No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use?<br>(Yes) 12. Does the claim file contain sufficient evidence of Priority Date?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?<br>Description for Question 12/13 - NOT REQUIRED FOR USE |
| POD            | 9/13/2005 4:27:53 PM   | vmusic          | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                                                                                                              |
| Source         | 9/13/2005 4:28:26 PM   | vmusic          | (No) 1. Is the basis of claim Decree or License?<br>(No) 2. Is the basis of claim an Application or Permit?<br>(No) 6. Is the basis of claim a Posted Notice?<br>(No) 7. Is there evidence that there has been a change in the source?<br>(Yes) 10. Does the file contain all the necessary information to verify the source?<br>(No) 11. Is a Source remark and/or condition required?<br>Description for Question 10 - NOT REQUIRED FOR USE                                                                                                                                                                                                                       |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-31601 V1

|        |                      |        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|--------|----------------------|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU    | 9/13/2005 4:29:00 PM | vmusic | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2b. Is the POU required?</p> <p>(No) 3. Is the basis of claim a Application or Permit?</p> <p>(No) 7. Is there evidence that there has been a change in the POU?</p> <p>(Yes) 13. Does the file contain all the necessary information to verify the POU?</p>                                                                                                                                                                                                                                                                                                                              |
| POU    | 9/13/2005 4:29:18 PM | vmusic | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2b. Is the POU required?</p> <p>(No) 3. Is the basis of claim a Application or Permit?</p> <p>(No) 7. Is there evidence that there has been a change in the POU?</p> <p>(Yes) 13. Does the file contain all the necessary information to verify the POU?</p> <p>(No) 14. Is a POU remark and/or condition required?</p> <p>Description for Question 13 - AERIALS</p>                                                                                                                                                                                                                      |
| Use    | 9/13/2005 4:30:08 PM | vmusic | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Purpose of Use?</p> <p>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?</p> <p>(Yes) 13. Is a Purpose of Use remark and/or condition required?</p> <p>Description for Question 10,11,12 - NOT REQUIRED FOR USE</p>                                                                                                                                                                                                       |
| Season | 9/13/2005 4:31:02 PM | vmusic | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(No) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p> <p>Description for Question 15 - IDWR STANDARD FOR USE</p> |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-31601 V1

|          |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|----------|-----------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity | 9/13/2005 4:32:03 PM  | vmusic  | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is the basis of claim a posted notice?<br>(No) 7. Is a flow measurement required?<br>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?<br>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?<br>(Yes) 12. Is a Quantity remark or condition required?<br>Description for Question 7 - NOT REQUIRED FOR DE MINIMUS D AND S                                                     |
| Summary  | 4/13/2005 1:24:44 PM  | lharris | (No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Contacts | 9/13/2005 4:26:48 PM  | vmusic  | (No) 1. Do you want to schedule an appointment?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Summary  | 9/13/2005 4:36:11 PM  | vmusic  | Comment for 1: DESKTOP REVIEW<br>(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?<br>(No) 5. Does this right have any combined use limits with other rights?<br>(Yes) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(No) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date? |
| POU      | 9/14/2005 10:23:24 AM | vmusic  | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| POD      | 9/14/2005 10:22:07 AM | vmusic  | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

Water Supply Bank:

## CONVERSATION MEMORANDUM

**TO:** CLAIM FILE NO. 63-31601

**FROM:** VICKY L MUSIC, SR. WATER RESOURCE AGENT, IDWR / WESTERN REGION

**SUBJECT:** PHONE CALL FROM ARLEN DE MEYER

**DATE:** 7/13/2006

**CC:**

Mr. DeMeyer is the son of Margarette. He called to let me know that he had a meeting set up with the USFS regarding their objection to this claim. Arlen said that the claim was wrong and he is no longer represented by an attorney. He will call me back after the meeting. Arlen's phone no. is 343-9894.

This property was homesteaded in 1918 by "Royer". It was also owned by Tony Kluge before his mother owned it. Mr. De Meyer is very knowledgeable about this area.

VLM

| IMPORTANT MESSAGE          |                         |                 |              |
|----------------------------|-------------------------|-----------------|--------------|
| FOR                        | VLM                     |                 |              |
| DATE                       | 7-23-06                 | TIME            | A.M.<br>P.M. |
| WHILE YOU WERE OUT         |                         |                 |              |
| SM                         | Arlen De Meyer - son    |                 |              |
| OF                         | 343-9894                |                 |              |
| PHONE NO.                  |                         |                 |              |
| TELEPHONED                 |                         | PLEASE CALL     |              |
| CAME TO SEE YOU            |                         | WILL CALL AGAIN |              |
| WANTS TO SEE YOU           |                         | RUSH            |              |
| RETURNED YOUR CALL         |                         |                 |              |
| MESSAGE                    | 63-31601                |                 |              |
| Crank Crank                |                         |                 |              |
| 1918 - homesteaded "Royer" |                         |                 |              |
| Tony Kluge -               |                         |                 |              |
| SIGNED                     | filed on land now owned |                 |              |
| OfficeMax                  | 2006 53                 |                 |              |

not home Thursday

OM 97295

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31601

WATER RIGHT NUMBER: 63-31601

|                   |                                                                                                                                        |
|-------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                                |
| Current Owner     | ESTATE OF MARGARETTE ELIZABETH ODOM DE MEYER<br>ARLEN A DE MEYER JR PERSONAL REPRESENTATIVE<br>MAYFIELD STAGE HC 34<br>BOISE, ID 83716 |
| Representative    | ARLEN A DE MEYER JR<br>MAYFIELD STAGE HC 34<br>BOISE, ID 83716<br>(208)343-9894                                                        |

Priority Date: 04/01/1945

Basis: Beneficial Use

Status: Active

*end of priority not required.*SourceTributary? ~~GROUND WATER~~  
SPRING

CRANK CREEK

|                         |             |           |                       |                      |
|-------------------------|-------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u>   | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| DOMESTIC                | 04/01       | to 11/01  | 0.020 CFS             |                      |
| STOCKWATER              | 04/01       | to 11/01  | 0.020 CFS             |                      |
| <u>Total Diversion:</u> |             |           | 0.020 CFS             |                      |

Location of Point(s) of Diversion~~GROUND WATER~~ SE 1/4 NW 1/4 SW 1/4 Sec. 3, Twp 02N, Rge 06E, B.M.

ELMORE County

SPRING

SE 1/4 NW 1/4 SW 1/4

Sec. 3, Twp 02N, Rge 06E, B.M.

ELMORE County

C

*on fed land?*Place of Use

DOMESTIC

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 06E | 3   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |        |

STOCKWATER

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 06E | 3   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    | X  |    |    |    |    | X  |    |    |    |    |    |    |    |    |        |

*401 Dam use for 1 household - internal*  
*402 HHSW is for 25 range cattle and/or horses.*  
*NO1 & not a det of his div*  
*NO4 " for dis not 40 > 13K bbl*

IDAHO DEPARTMENT OF WATER RESOURCES  
 ADJUDICATION CLAIM POU REVIEW REPORT  
 ADJUDICATION CLAIM NUMBER: 63-31601

04/13/2005

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name                                            |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|-------------------------------------------------|
| 31601   | Claim       | 02N | 06E | 3   | NW | NE |     | STOCKWATER     |             | ESTATE OF MARGARETTE ELIZABETH<br>ODOM DE MEYER |
| 31601   | Claim       | 02N | 06E | 3   | SE | NW |     | STOCKWATER     |             | ESTATE OF MARGARETTE ELIZABETH<br>ODOM DE MEYER |
| 31601   | Claim       | 02N | 06E | 3   | SE | NW |     | DOMESTIC       |             | ESTATE OF MARGARETTE ELIZABETH<br>ODOM DE MEYER |
| 9371    | Water Right | 02N | 06E | 3   | SE | NW |     | DOMESTIC       |             | DENISE L MC MURDIE                              |