

2' 30"

4765

4764

4763

4762

490 000
FEET

4761

43° 00'
116° 45'

521

522

240 000 FEET

523

42

(FLINT CREEK NE)

Produced by the Geological Survey
in cooperation with the Soil Conservation Service
Orthophotograph prepared from 1:80,000-scale
aerial photographs taken August 7, 1979

Projection and 10,000-foot grid ticks
Idaho coordinate system, west zone
(transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 11. 1927 North American datum

Photoimagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

NORTH

MICROFILMED

SEP 29 1982 04000

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A55-04000
Date Received: 1/17/1989
Receipt No: W001987
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	PHILIP CRAMER	707-762-7173
Address:	1891 MOUNTAIN VIEW AVE PETALUMA CA 94952	
AND/OR		
Name:	DORA L FREDRICKSEN	208-454-1737
Address:	312 AMBER CALDWELL ID 83605	
AND/OR		
Name:	LOREN E FREDRICKSEN	208-454-1737
Address:	312 AMBER CALDWELL ID 83605	

2. Date of Priority: JUL 1, 1948

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	03W	6		SE	NE		OWYHEE

5. Description of diverting works:
CONCRETE DAM IN MINE TUNNEL W/PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES - SEE REMARKS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03W	6	SE	NE		DOMEST	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE.

14. Remarks:

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED ONLY ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S HOME WAS FIRST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND HOME ON THE STATUTORY CLAIM BECAUSE IT WAS A VERBAL AGREEMENT BETWEEN THE TWO PARTIES INVOLVED TO HAVE THE 2ND HOME CONNECTED AND THE CLAIMANT WAS ONLY FILING ON HIS WATER RIGHT. SINCE THE STATUTORY CLAIM CAN BE CONSIDERED AS FILED IN ERROR, IT IS BEING AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM. NAME CHANGED BY DB 3/23/98.

15. Basis of Claim: STATUTORY CLAIM

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 23 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).:

55-04000

Adjudication Claim No(s).:

ASS-04000

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

SEE Attachment A

3. Name and Address of Former Owner/Claimant

HAROLD R. STATHAM4023 HooverPOISE ID 83705

4. New Owner/Claimant(s)

Dora L. Fredrickson & Lorene FredricksonName Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

312 Amber

City, State and ZIP Code

Caldwell, Id 83605

New Telephone Number

(208) 454-1737

5. Date you acquired the property

6-14-89

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate

Number and type of stock

Diversion rate in CFS

Number of homes

Other uses

1 home = CRAMER

1 home = FREDRICKSON

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Dora L. FredricksonLorene Fredrickson

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Complete items circled - this form simply removes Statham (NEVER did own 1 of the 2 homes) from right and adds Fredricksons to the right for 1 of the homes.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

ATTACHMENT A

RIGHT NO. 55-04000 / A55-04000

CHANGE IN OWNERSHIP

This statement acknowledges that I do not own, and have not owned, either of the two homes identified in this right. My name was added to claim no. A55-04000 as a convenience to assist Mr. Cramer in filing the SRBA claim.

My name should be removed from the SRBA claim.

Harold R. Statham
printed name

Harold R. Statham
signature

19 March 1998
date

Harold R. Statham

RECEIVED
MAR 23 1998
WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

For Value Received

Sandra Coverley and William H. Coverley, Jr, Wife and Husband
and Karen E. Ford, a single woman

do hereby convey, release, remise and forever quit claim

unto Dora L. Fredricksen, a married woman, as her sole and
P.O. Box 68 MURPHY 83650 separate property
the following described premises, to-wit:

Lot 10 of Block 5 of the Plat of Silver City, Owyhee County,
Idaho, together with all improvements located thereon
which real property is also shown as Lot 36 in the Government
Survey of Lot 105 in Section 6, Township 5 South, Range 3 West
of the Boise Meridian, Owyhee County, Idaho.

The house located hereon has been referred to as the "Ben Lake House"
and more recently as the "Vic Ford House"

200794

FILED-RECORDED

OCT 19 2 27 PM '89

BARBARA JAYO
OWYHEE COUNTY RECORDER
BY 21 MLE DEPUTYRECEIVED BY
Dora L. Fredricksen
FEB 5 3 00

RECORDED

together with their appurtenances.

Dated: 6-14-89

Sandra Coverley
Sandra Coverley
William H. Coverley, Jr
William H. Coverley, Jr

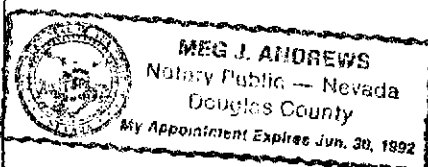
Karen E. Ford
Karen E. Ford

STATE OF ~~Idaho~~ ^{Nevada}, COUNTY OF ~~Douglas~~
On this 14th day of June, 1989,
before me, a notary public in and for said State, personally
appeared
William H. Coverley, SANDRA COVERLEY,
KAREN E. FORD

Mail Assessment and Tax Notices to:
Dora L. Fredricksen
1513 Pomery Place
Santa Rosa, CA 95403

known to me to be the persons whose names ARE
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Meg J. Andrews
Notary Public
Residing at Minden, Nevada
Comm. Expires 6/30/92

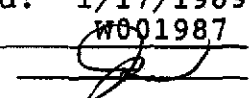


Mail to:

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A55-04000
Date Received: 1/17/1989
Receipt No: W001987
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: PHILIP CRAMER 707-762-7173
Address: 1891 MOUNTAIN VIEW AVE.
PETALUMA, CA 94952
OR
Name: HAROLD R. STATHAM 208-343-0328
Address: 4023 HOOVER
BOISE, ID 83705

2. Date of Priority: JUL 01, 1948

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	03W	6	SE	NE			OWYHEE

5. Description of diverting works:
CONCRETE DAM IN MINE TUNNEL W/PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES - SEE REMARKS.

A55-04000

Page 1

Date: 06/15/89

MICROFILMED
SEP 29 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	03W	6	SE NE		DOMEST	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE.

14. Remarks:

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED ONLY ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S HOME WAS FIRST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND HOME ON THE STATUTORY CLAIM BECAUSE IT WAS A VERBAL AGREEMENT BETWEEN THE TWO PARTIES INVOLVED TO HAVE THE 2ND HOME CONNECTED AND THE CLAIMANT WAS ONLY FILING ON HIS WATER RIGHT. SINCE THE STATUTORY CLAIM CAN BE CONSIDERED AS FILED IN ERROR, IT IS BEING AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): *Philip Chamber* Date: 6/15/89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 15th day

of June 19 89

Seal

Jan O. Kuntz
Notary Public

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

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A55-04000
Date Received: 1/16/1989
Receipt No: W001987
Received By: [Signature]

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

1. Name: PHILIP CRAMER 707-762-7173
Address: 1891 MOUNTAIN VIEW AVE.
PETALUMA, CA 94952
OR
Name: HAROLD R. STATHAM 208-343-0328
Address: 4023 HOOVER
BOISE, ID 83705

2. Date of Priority: JUL 01, 1948

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05S	03W	6	SE NE		OWYHEE

5. Description of diverting works:
CONCRETE DAM IN MINE TUNNEL W/PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME.

A55-04000

Page 1

Date: 01/17/89

MICROFILMED
SEP 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03W	6	SE	NE		DOMEST	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE.

14. Remarks:
P/D LOCATED ON ROOSEVELT LODE OR MINE NO. 49022.
P/U HOME LODE MINERAL SURVEY NO.1577.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Harold R. Statham Date: 1-17-89
_____ Date: _____

State of Idaho)
County of ADA) ss.

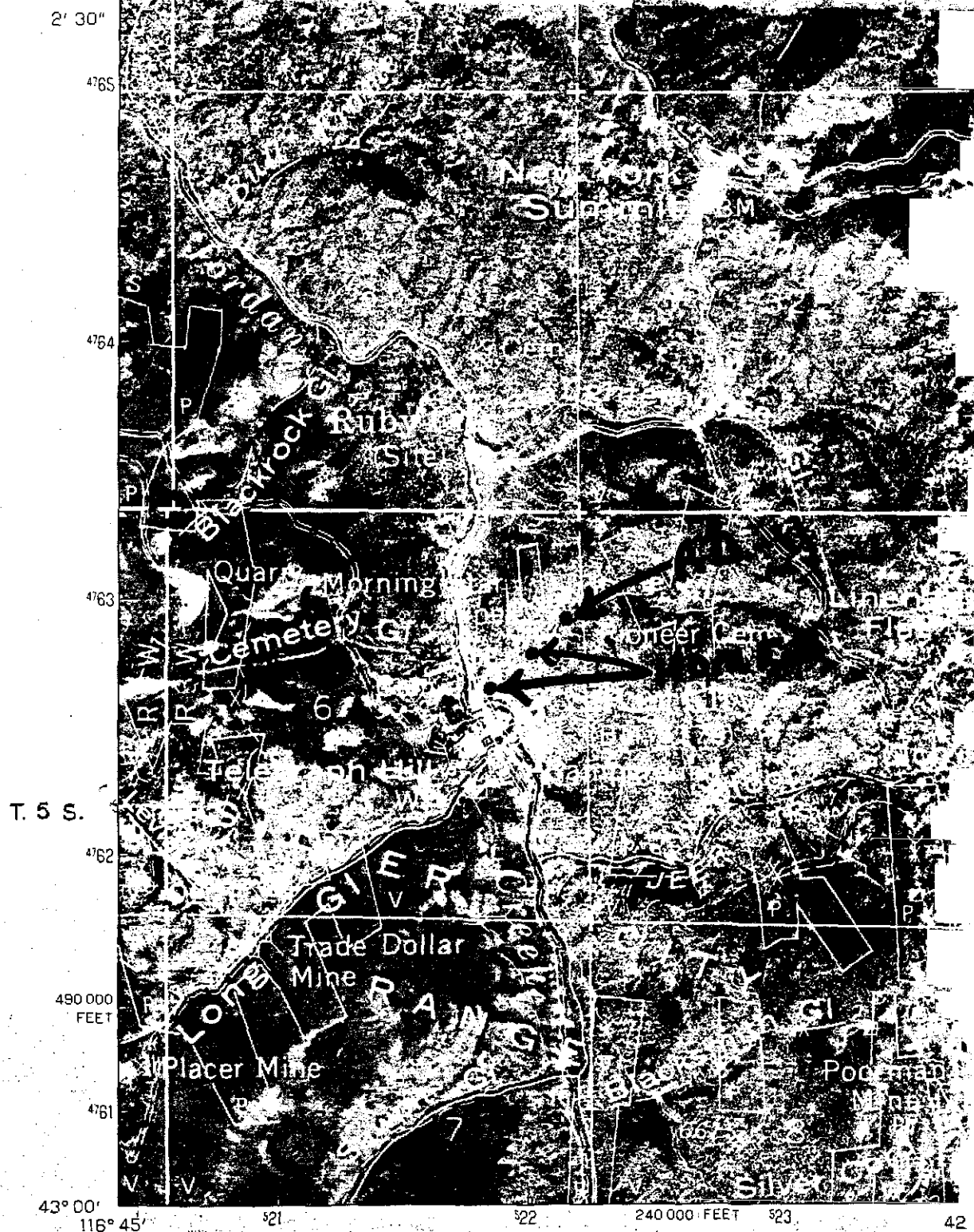
Subscribed and sworn (or affirmed) before me this 17th day

of January 19 89

Seal

Jan Shute
Notary Public

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



SUPPLEMENT TO RECOMMENDED RIGHTS FROM CITY SPRING AT SILVER CITY

PREPARED BY STEVE LESTER *SL*
IDWR WESTERN REGION
~~MARCH 4~~ MAY 8, 1998

NOTE - THIS REPLACES THE 3/4/98 MEMO FOR RIGHTS FROM CITY SPRING & A FEW MISC. RELATED FILINGS. UPDATE BASED ON FINAL CONCLUSIONS FROM NOTICE OF ERROR PROCEDURE. OUT OF DATE INFO IS SHOWN IN ~~STRIKEOUT~~ FORMAT WHILE NEW INFO IS SHOWN IN UNDERLINE FORMAT.

~~This explanation is provided to all claimants whose Snake River Basin Adjudication Claims identify the "city spring" in Silver City as a source. The explanation is provided for the claimants because it may be confusing to receive a recommended right without a complete explanation of all uses from the city spring.~~

The following terms are used:

CAMPGROUND = Ottos' private campground uphill from IPB site

CITY = Silver City Property Owners Association

CITY SYSTEM = City's diversion works and delivery pipelines

IDWR = Idaho Department of Water Resources

IPB = Ottos' hostel at Idaho Power building

LOG CABIN = Ottos' secondary structure near the IPB site

SRBA = Snake River Basin Adjudication.

STORAGE TANK = the new City tank that replaced the old wooden tank.

~~The claims have been recommended by IDWR as shown in this mailing. The recommended rights are subject to corrections per the claimant response period provided under Idaho law.~~ IDWR recommendations are based on a review by IDWR legal and other staff. The recommendations result from a thorough review of all the evidence provided by the claimants plus IDWR field exams conducted from 1987 through 1994.

If a use for an individual owner is recommended under that owner's older claim, that use has been deleted from the City's younger claims to avoid duplication. Supplemental information shown below is arranged alphabetically by ownership.

CITY RIGHT NOS. 55-10204, 55-07011 AND 55-07409

55-10204 - recommended with 1968 priority date for domestic use for 16 homes where 2 of the homes include lawn irrigation. This right results from

from file 55-07011 → *Attachment 2*
(1)

combining a number of single family domestic uses, previously unrecorded until the SRBA, under a single priority date. The latest priority date for the combined uses must be used in such situations. The right lists the lot numbers served by this right.

55-07011 - recommended with 1971 priority date for 22 homes where 2 of the homes include lawn irrigation. ~~Also covers commercial use at the Idaho Hotel.~~ The lot numbers are not completely known for this right so have been omitted. The recommendation is based on a pending license. The right now exists as a permit which was field examined in 1987 before SRBA claims were filed. Licensing has been complicated by competing SRBA claims. It is assumed that the license can be issued ~~before the IDWR Director's Report is submitted to the SRBA Court (later this year after the claimant response period is completed).~~ in a timely manner while the SRBA Director's Report is being considered by the court.

55-07409 - this permit includes a 1990 priority date to cover those uses initiated after the November 1987 field exam of 55-07011. This right is outside of the SRBA scope and therefore will not be included in the Director's Report nor will it be decreed by the SRBA Court. The permit can be licensed for domestic use for 23 homes (includes 1 home with lawn irrigation) and a public drinking fountain assuming that the other two City rights are decreed as above.

City Summary - the 3 City rights will cover domestic use for 61 homes including lawn irrigation at 5 of those homes ~~(that is all of the irrigation found by 1994 field verification)~~ plus drinking water at the public fountain. ~~and commercial water for the Idaho Hotel.~~ All other uses via the City System are covered under individuals' rights.

FREDRICKSON RIGHT NO. 55-13655

Recommended to be disallowed based on insufficient evidence of priority date. IDWR legal staff determined that a contentious situation such as the City Spring requires better documentation to support SRBA claims. This use is recommended for 1 home (in-house use only) in City right 55-07011.

HYSLOP RIGHT NO. 55-10239

This right is recommended with a 1874 priority date for 1 home ~~(in-house use only)~~ for Lot 50. Use includes in-house and limited yard landscaping.

IDAHO HOTEL RIGHT NO. 55-10205

This right is recommended ~~for disallowal based on evidence of forfeiture from 1942-1968. This commercial use is recommended in City right 55-07011.~~ with a 1868 priority for inside commercial use at the Idaho Hotel.

OTTO RIGHT NOS. 55-04151 and, 55-10130 & 55-13689

55-04151 - recommended with a ~~1937~~ 1922 priority date for 2 sources: overflow from the storage tank plus any additional water provided from the old shaft/tunnel located below the tank and the road (shaft/tunnel is near the flume by the Campground). The points of diversion include the overflow collection at

the storage tank plus the shaft/tunnel. This is not water from the City Spring except insofar as captured overflow from the Storage Tank is involved. Uses include commercial use at the campground and the IPB site plus and domestic use at the private Campground, Log Cabin and IPB sites (note dual uses depend on arrangement with guests at the site: domestic for non-paying but commercial for paying guests). This is not water piped into the IPB, rather it is water delivered via a ditch to the IPB site. Uses do not include any lawn etc. irrigation. Internal and limited yard landscaping uses are included. Landscaping of up to 1/2 acre includes non-native plants plus native plants, the latter case in which water is applied to refresh plants after campers depart so a beneficial use is derived from this practice.

55-10130 - recommended with a 1922 priority date for domestic and commercial water for the IPB and Log Cabin delivered by the City system. This is water piped into the two units and does not include lawn etc. irrigation. This right includes the dual use arrangement noted in 55-04151. The same internal and external uses occur (except not at the Campground) in this right as in 55-04151.

Additional right? - another filing is needed to cover a spring that contributes water to the delivery system in 55-04151. An old mining shaft is located above the road not far from the storage tank overflow diversion. This additional source cannot be included in any of the current Otto rights. If the use started before 5-20-1971, a late SRBA claim can be filed along with evidence to support the beneficial use claim. If the use started on or after 5-20-1971, an application for permit should be filed to establish a 1998 priority date. The appropriate filing should be made without delay. Result shown in next paragraph.

55-13689 - A 1937 beneficial use right has been recommended as claimed as a result of the claimant's notice of error action. This right is recommended for the same uses as in 55-04151. This is not water from the City Spring but is commingled with water from 55-04151.

STATHAMS' RIGHT NOS. 55-04007 AND 55-04110

55-04007 - recommended with a 1909 priority for in-house domestic use at 2 homes, Lots 91 and 92. Does not include lawn irrigation (see next right).

55-04110 - recommended to be disallowed per 1994 withdrawal of claim. This claim was for lawn irrigation at 1 of the Statham homes but has been recommended in City right 55-10204.

All of the uses regarding the City Spring are covered by the above recommendations to the extent that the uses have been verified by claimants' evidence and/or IDWR field examinations.

ADDITIONAL RIGHT NOT FROM CITY SPRING

Included in this explanation is another right not from the City Spring but serving homes also served under the City rights.

55-04000 - recommended with a 1948 priority for an unnamed stream (flow from old mining tunnel) located uphill from the homes. IDWR has been informed that this right serves Lots 36 and 44 for Cramer and Fredrickson homes. The claim lists Cramer and Statham, but IDWR has learned that Statham property is not

involved. The home owners served by this right ~~should file a change in ownership with IDWR to replace Statham with Fredricksen assuming that IDWR has the correct information for this situation.~~ filed the proper change in ownership to record the right in the names of Cramer and Fredricksen.

Original filed in permit 55-07011 with copies in all other water right and addiduciation files at region and state office.

Silver City Master Plot Map

5/11/68

Attached plot replaces 1990 version. The 1990 map was best estimate then. Now, following JABA Director's Report recommendation, this new map is the final word.

Not possible to indicate which units are covered by which city ^{1/}

Right - no master list has been found to correlate to this map.

Key point is that we are covered by city rights or by separate rights under separate ownership.

No duplication occurs in coverage.

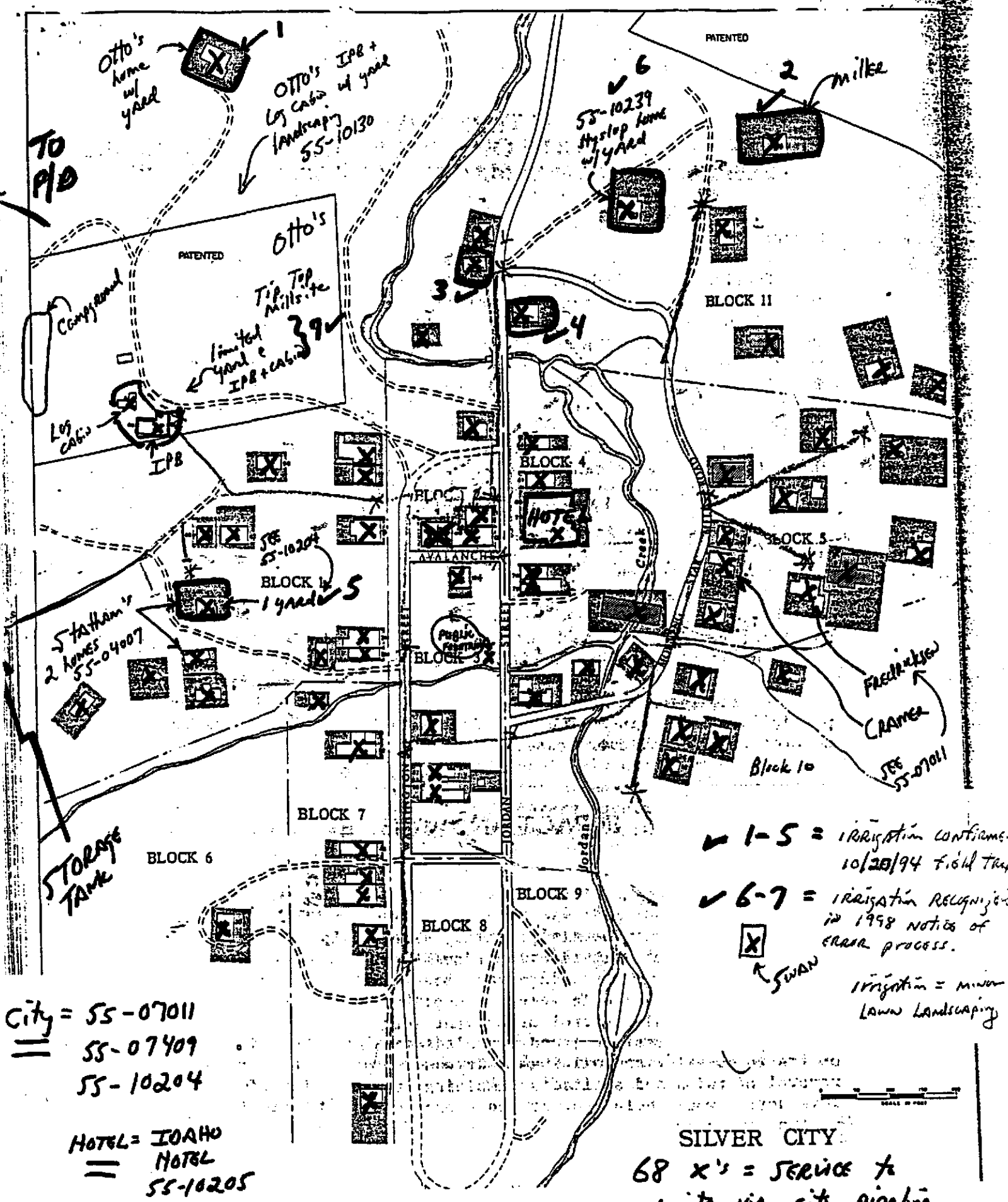
<u>OWNER & Right</u>	<u>Priority</u>	<u>USES</u>	<u>X's on map</u>
City SS-10204	1968	0/16 w/ 2 laws ^{2/}	16
SS-07011	1971	0/22 " 2 "	22
SS-07409	1990	0/23 " 1 "	} 24
		1 public fountain	
Hyslop SS-10239	1874	0/1 w/ 1 lawn	1
ID HOTEL SS-10205	1868	comm/1 -	1
OTTO SS-10130	1922	0/2 ^{3/} w/ 1 lawn	2
Stotham SS-04007	1909	0/2 -	2

all X's accounted for $\rightarrow 68$

^{1/} city = the association.

^{2/} 1 lawn = Stotham's main home w/ internal use re SS-04007.

^{3/} also includes commercial use & same 2 units (IPB & by cabin). Combined yard use for 2 units (plus compound which is served by other rights not from city spring) is $\leq \frac{1}{2}$ acre.



✓ 1-5 = IRRIGATION CONFIRMED 10/20/94 Field Trip

✓ 6-7 = IRRIGATION RECOGNIZED in 1958 NOTICE OF GRASS PROCESS.

X SWAN

IRRIGATION = minor Lawn Landscaping

CITY = 55-07011
 = 55-07409
 = 55-10204

HOTEL = IOAHO
 = HOTEL
 = 55-10205

UNITS SERVED BY
 "City Spring" via
 city distribution system

SILVER CITY
 68 X's = SERVICE to
 units via city pipeline
 system. 67 units plus
 1 public fountain.

MARK 2 map for 55-07011

AJ0749NP
No. R55-04000

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

DATE: 03/23/98
PAGE: 2

Comments:

Date: 03/02/1998 User-ID: LHARRIS Subject: COPIED FROM REMARKS

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED
ONLY ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S
HOME WAS FIRST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS
ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND
HOME ON THE STATUTORY CLAIM BECAUSE IT WAS A VERBAL AGREEMENT
BETWEEN THE TWO PARTIES INVOLVED TO HAVE THE 2ND HOME CONNECTED
AND THE CLAIMANT WAS ONLY FILING ON HIS WATER RIGHT. SINCE THE
STATUTORY CLAIM CAN BE CONSIDERED AS FILED IN ERROR, IT IS BEING
AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM.

Date: 03/23/1998 User-ID: DBUFFING Subject: NAME CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS A
NAME CHANGE.

Audit: 03/23/98 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 23, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A55-04000

DORA L FREDRICKSEN
LOREN E FREDRICKSEN
312 AMBER
CALDWELL ID 83605

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in name of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

DATE: 03/02/98
PAGE: 1

PAGE: 1

DIVERSION
VOLUME

0-04 CFS

Stage: BENEFICIAL USE

OWYHEE County

E\$

SE AC -

Other Rights: NONE.

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R55-04000

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

DATE: 03/02/98
PAGE: 2

Comments:

Date: 03/02/1998 User-ID: LHARRIS Subject: COPIED FROM REMARKS

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED
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AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM.

Audit: 03/02/98 LHARRIS

SUPPLEMENT TO RECOMMENDED RIGHTS FROM CITY SPRING AT SILVER CITY

PREPARED BY STEVE LESTER 
IDWR WESTERN REGION
MARCH 4, 1998

This explanation is provided to all claimants whose Snake River Basin Adjudication Claims identify the "city spring" in Silver City as a source. The explanation is provided for the claimants because it may be confusing to receive a recommended right without a complete explanation of all uses from the city spring.

The following terms are used:

CAMPGROUND = Ottos' private campground uphill from IPB site

CITY = Silver City Property Owners Association

CITY SYSTEM = City's diversion works and delivery pipelines

IDWR = Idaho Department of Water Resources

IPB = Ottos' hostel at Idaho Power building

LOG CABIN = Ottos' secondary structure near the IPB site

SRBA = Snake River Basin Adjudication.

STORAGE TANK = the new City tank that replaced the old wooden tank.

The claims have been recommended by IDWR as shown in this mailing. The recommended rights are subject to corrections per the claimant response period provided under Idaho law. IDWR recommendations are based on a review by IDWR legal and other staff. The recommendations result from a thorough review of all the evidence provided by the claimants plus IDWR field exams conducted from 1987 through 1994.

If a use for an individual owner is recommended under that owner's older claim, that use has been deleted from the City's younger claims to avoid duplication. Supplemental information shown below is arranged alphabetically by ownership.

CITY RIGHT NOS. 55-10204, 55-07011 AND 55-07409

55-10204 - recommended with 1968 priority date for domestic use for 16 homes where 2 of the homes include lawn irrigation. This right results from combining a number of single family domestic uses, previously unrecorded until the SRBA, under a single priority date. The latest priority date for the combined uses must be used in such situations. The right lists the lot numbers served by this right.

55-07011 - recommended with 1971 priority date for 22 homes where 2 of the homes include lawn irrigation. Also covers commercial use at the Idaho Hotel. The lot numbers are not completely known for this right so have been omitted. The recommendation is based on a pending license. The right now exists as a permit which was field examined in 1987 before SRBA claims were filed. Licensing has been complicated by competing SRBA claims. It is assumed that the license can be issued before the IDWR Director's Report is submitted to the SRBA Court (later this year after the claimant response period is completed).

55-07409 - this permit includes a 1990 priority date to cover those uses initiated after the November 1987 field exam of 55-07011. This right is outside of the SRBA scope and therefore will not be included in the Director's Report nor will it be decreed by the SRBA Court. The permit can be licensed for domestic use for 23 homes (includes 1 home with lawn irrigation) and a public drinking fountain assuming that the other two City rights are decreed as above.

City Summary - the 3 City rights will cover domestic use for 61 homes including lawn irrigation at 5 of those homes (that is all of the irrigation found by 1994 field verification) plus drinking water at the public fountain and commercial water for the Idaho Hotel. All other uses via the City System are covered under individuals' rights.

FREDRICKSON RIGHT NO. 55-13655

Recommended to be disallowed based on insufficient evidence of priority date. IDWR legal staff determined that a contentious situation such as the City Spring requires better documentation to support SRBA claims. This use is recommended for 1 home (in-house use only) in City right 55-07011.

HYSLOP RIGHT NO. 55-10239

This right is recommended with a 1874 priority date for 1 home (in-house use only) for Lot 50.

IDAHO HOTEL RIGHT NO. 55-10205

This right is recommended for disallowal based on evidence of forfeiture from 1942-1968. This commercial use is recommended in City right 55-07011.

OTTO RIGHT NOS. 55-04151 and 55-10130

55-04151 - recommended with a 1937 priority date for 2 sources: overflow from the storage tank plus any additional water provided from the old shaft/tunnel located below the tank and the road (shaft/tunnel is near the flume by the campground). The points of diversion include the overflow collection at the storage tank plus the shaft/tunnel. Uses include commercial use at the campground and the IPB site plus domestic use at the IPB site (note dual uses depend on arrangement with guests at the site). This is not water piped into the IPB, rather it is water delivered via a ditch to the IPB site. Uses do not include any lawn etc. irrigation.

55-10130 - recommended with a 1922 priority date for domestic and commercial water for the IPB and Log Cabin delivered by the City system. This is water piped into the two units and does not include lawn etc. irrigation. This right includes the dual use arrangement noted in 55-04151.

Additional right? - another filing is needed to cover a spring that contributes water to the delivery system in 55-04151. An old mining shaft is located above the road not far from the storage tank overflow diversion. This additional source cannot be included in any of the current Otto rights. If the use started before 5-20-1971, a late SRBA claim can be filed along with evidence to support the beneficial use claim. If the use started on or after 5-20-1971, an application for permit should be filed to establish a 1998 priority date. The appropriate filing should be made without delay.

STATHAMS' RIGHT NOS. 55-04007 AND 55-04110

55-04007 - recommended with a 1909 priority for in-house domestic use at 2 homes, Lots 91 and 92. Does not include lawn irrigation (see next right).

55-04110 - recommended to be disallowed per 1994 withdrawal of claim. This claim was for lawn irrigation at 1 of the Statham homes but has been recommended in City right 55-10204.

All of the uses regarding the City Spring are covered by the above recommendations to the extent that the uses have been verified by claimants' evidence and/or IDWR field examinations.

ADDITIONAL RIGHT NOT FROM CITY SPRING

Included in this explanation is another right not from the City Spring but serving homes also served under the City rights.

55-04000 - recommended with a 1948 priority for an unnamed stream (flow from old mining tunnel) located uphill from the homes. IDWR has been informed that this right serves Lots 36 and 44 for Cramer and Fredrickson homes. The claim lists Cramer and Statham, but IDWR has learned that Statham property is not involved. The home owners served by this right should file a change in ownership with IDWR to replace Statham with Fredrickson assuming that IDWR has the correct information for this situation.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DORA &/OR LOREN FREDRICKSEN
312 AMBER ST
CALDWELL ID 83605

RE: CHANGE IN OWNERSHIP FOR RIGHT NO. 55-04000

Dear Mr. and Mrs. Fredricksen:

Enclosed is a form to record the proper ownership for right no. 55-04000 and associated adjudication claim no. A55-04000. This right includes a source separate from the Silver City "city spring" for two homes. The homes are owned by you and by Mr. Cramer.

The right currently lists the names of Mr. Cramer and Mr. Statham. It is understood that Mr. Statham included his name at the time of claims-taking several years ago as a convenience to record the right for Mr. Cramer, who lives out of state.

Mr. Cramer agrees that the right serves his home and your home. Mr. Statham agrees that his name should be removed from the right. Because the right serves homes under separate ownership, both owners must be included on the right instead of simply deleting Mr. Statham's name from the record.

To properly record the correct ownership of the right before it is forwarded to the adjudication court, please complete the change in ownership form. The form has been modified to reflect that this is a clarification rather than a true change in ownership. Please complete the circled items on the form.

By copy of this letter to Mr. Statham, he can sign Attachment A to remove his name from the right. Mr. Cramer is also being provided a copy of this letter.

When Mr. Statham returns the completed Attachment A and you return the completed ownership documentation, the right will be revised to show ownership by Mr. Cramer and you. Responses should be submitted before the end of this month to allow the corrections to be made in time to be forwarded to the court by this office.

Please let me know if anything is not clear. Thank you for your immediate attention to this matter.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure / c: P. Cramer and H. Statham

✓ faxed cc to Bill Statham for informational purposes

CONVERSATION MEMORANDUM

DATE 3/17/98

FILE ASS-04000

NAME OF PARTY Philip Cramer 707-762-7173

EMPLOYEE PC

RE: Change in Ownership

He called to follow up on his 3/6/98 notice of error reply (received c. 3/16/98).

Confirmed that D/2 under his ownership plus Franklins are served by this right. Trial Rusty Statham plans to drop by office to remove Statham name from claim.

Cramer is ok with D/2 but wants right in his name only. I told him that staff will discuss and send reply to parties involved with this claim.

March 6, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED
MAR 16 1998
WATER RESOURCES
WESTERN 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:

March 30, 1998

Water right number:

55-04000

PHILIP CRAMER
1891 MOUNTAIN VIEW AVE
PETALUMA CA 94952

Daytime Telephone Number:

Evening Telephone Number:

707 762 7173

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:

See Enclosed letter
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

3-12-98

SIGNATURE:

Please print your name:

Philip Cramer

RECEIVED

MAR 16 1998

WATER RESOURCES
WESTERN REGION

3/12/98

To Department of Water Resources

Re: Water Right #55-04000

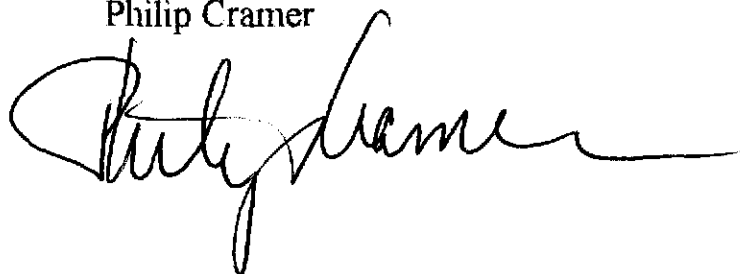
I Philip Cramer recommend the Statham name be removed from this water right, because the Statham house does not use this water.

At the time this water right was issued, Mr. Fredrickson (lot 36) did not own the house this water servers.

You can add the Fredrickson name to the ownership of the water right if need be. I am sorry I do not have his address.

Sincerely

Philip Cramer

A handwritten signature in black ink, appearing to read "Philip Cramer", with a long horizontal flourish extending to the right.

RIGHT NUMBER: 55-04000

NAME AND ADDRESS: PHILIP CRAMER
1891 MOUNTAIN VIEW AVE
PETALUMA CA 94952HAROLD R STATHAM
4023 HOOVER
BOISE ID 83705

Remove

RECEIVED

MAR 16 1998

WATER RESOURCES
WESTERN REGION

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 07/01/1948

POINT OF DIVERSION T05S R03W S06 LOT 18 (SESENE) Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC	01-01 12-31	0.04 CFS

DOMESTIC USE IS FOR 2 HOMES, INSIDE USE ONLY.

PLACE OF USE: DOMESTIC Within Owyhee County
T05S R03W S06 LOT 18 (SENE)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PLACE OF USE ALSO KNOWN AS LOTS 36 & 44.

CONVERSATION MEMORANDUM

DATE 3/16/98

FILE A55-04000

NAME OF PARTY William Stratham 323-1578 Ext 228

EMPLOYEE RL

RE: Change in Ownership

Called on behalf of his father (Harold "Rusty" S.)

Stratham did not receive copy of R file for this right. Asked for fax copy to be sent to him (William) @ 323-2399. I faxed him that letter in the day.

He confirmed that Stratham name on claim only as convenience to help Cramer file on D/2 owned by Cramer & Fredrickson.

Recommendations for
R File

SEE ATTACHED profile
Report

-JR

2/17/98

AJ5809NP
No. A55-04000

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/01/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHILIP CRAMER 1891 MOUNTAIN VIEW AVE PETALUMA CA 94952 (707) 762-7173	07/01/1948	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

C HAROLD R STATHAM
4023 HOOVER
BOISE ID 83705
(208) 343-0328

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: J STATUTORY CLAIM

Point(s) of Diversion: T05S R03W S06

SENE L18 (SESENG)

OWYHEE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac
05S	03W	6													

POU County: OWYHEE

Non-Irrigation Uses: D/2 HOMES

Other Rights: NONE.

Remarks: GEN

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED ONLY ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S HOME WAS FIRST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND HOME ON THE STATUTORY CLAIM BECAUSE IT WAS A VERBAL AGREEMENT BETWEEN THE TWO PARTIES INVOLVED TO HAVE THE 2ND HOME CONNECTED AND THE CLAIMANT WAS ONLY FILING ON HIS WATER RIGHT. SINCE THE STATUTORY CLAIM CAN BE CONSIDERED AS FILED IN ERROR, IT IS BEING AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM.

Dates: Exam Made Date: Verified Date: 01/21/1985 Objection Filed Date:

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

NOTE

Recommend to current owner but possible change in ownership may be filed (Statham should be Fredrickson (A55-13655) for Lot 36, it appears). This will be discussed in supplemental motions to claimants.

-JR

CONVERSATION MEMORANDUM

DATE 2-17-98

FILE ASS-04000

NAME OF PARTY Bill Statham 323-2288 (w)

EMPLOYEE JR

RE: Change in ownership?

D/2 for ~

Cramer s/w Statham (claim info)

or

Frederiksen (bill exam info)

He'll v it out & call me back soon.

Called bank - his folks told him that no Statham ownership involved - was just helping Mr. Cramer to file.

Suggested call P. Cramer @ CA # to see if other home is connected (verbal agreement or court case?).

LORON + DORA ~~Frederiksen~~ Frederiksen?

Called - left msg for Phil Cramer 707-762-7173 (CA #)

Need to hear from Cramer

J R B A FIELD EXAM NOTES

CLAIM # See Below

EXAM DATE 10-4-1991

EXAMINER FL Later

ASS-04000

04003 ← original info & exams filed in

04004

04005 ← contains some add'l. original exam info
in this claim only

04007

04108 ← {withdrawn

04110 ← {

NOTE - Bill Statham is son - can contact
@ Toothman - Olson 323-2288
(Eng. firm)

-R 2/17/98

J R B A FIELD EXAM NOTES

CLAIM # See Below

EXAM DATE 10-4-1991

EXAMINER John Lester

ASS-04000

04003 ← original info & exams filed in

04004

04005 ← contains some add'l. original exam info
in this claim only

04007

04108 ← withdrawn

04110

JC 2/17/98

CLAIM NO. ASS - 04000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME *KEEP CRAMER but*
☒ NEW OWNER: change station to Fredrickson (see ASS-13655 for that name/address)
☐ No Change ADDRESS
☒ NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☐ No Change - POINT OF DIVERSION
☒ Point of diversion is different than the claim *Lot 18*
New P/D: Twp. _____, Rge. _____, Sec. SE 1/4 1/4 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS *10 AC tract identical*
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☐ No Change - TOTAL VOLUME
☒ Incomplete on claim, the total is, -- -- _____ cfs 1.2 af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

← add
Lot 18

Remarks: (Comments pertinent to field examination)

SEE notes, photos etc in ASS-04003.

Appears Station should be changed to
FREDERICKSON per H. STATHOM's comments
during exam.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

- ASS-04003

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☒
☒
☒

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 10/4/1991

FIELD EXAMINER: Steve Lester

Signature [Signature]



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 19, 1991

Mr. Harold R. Statham
4023 Hoover St.
Boise, ID. 83705

RE: Snake River Basin Adjudication Field Exams

Dear Rusty:

I am writing to suggest a date to conduct the field exams for your claims in the Silver City area. How does October 1, 2, or 3 sound? Please call me at 334-2190 by 9/26/91 to let me know which of these days, or another day if more convenient, is preferred.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Lester'.

Steve Lester
Sr. Water Resource Agent

RECEIVED
JUN 22 1983

Claim No. 55-4000

STATE OF IDAHO
Department of Water Resources
Western Regional Office



AMENDED CLAIM TO A WATER RIGHT AMENDED

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

PHILIP CRAMER

(Name of Claimant)

1891 MTN. VIEW AVE., PETALUMA, CA

(Mailing Address)

Telephone No. 707-762-7173

(Zip Code) 94952

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) JULY 1, 1948

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

UNN. STREAM

tributary to

DINKS

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.04 CFS</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>		
Quantity _____	Use _____	Period of Use From _____	To _____		
Quantity _____	Use _____	Period of Use From _____	To _____		
Quantity _____	Use _____	Period of Use From _____	To _____		
Quantity _____	Use _____	Period of Use From _____	To _____		

- (4) .04 CFS TOTAL QUANTITY USED.
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 NE 1/4, Sec. 6 Twp. 35 Rge 34 B.M., County of _____
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
CONCRETE DAM IN MINE TUNNEL W/PIPELINE TO PLACES OF USE.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55	34	6				X													

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: DOMESTIC USE FOR TWO HOMES.

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED
ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S
HOME WAS 1ST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS
ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND HOME
BECAUSE IT WAS A VERBAL AGREEMENT BETWEEN THE TWO PARTIES INVOLVED
TO HAVE THE 2ND HOME CONNECTED AND THE CLAIMANT WAS ONLY
FILED ON HIS WATER RIGHT. SINCE THIS CLAIM WAS FILED IN ERROR,
IT IS NOW BEING AMENDED TO SHOW BOTH HOMES.

Scale: 2 inches equal 1 mile.

SEE ATTACHED MAP

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of ADA) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 15th day of June, 19 89.

Shirley Cramer
 (Claimant)

Jan Shute
 Notary Public
 Residing at Meridian ID

My commission expires 9-14-94

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6-15-89 Exception filed by: _____ Date _____
 Prelim. check by _____ Date _____
 \$30.00 fee received by _____ Date _____
 Published in _____
 Dates _____

OFFICE
 FEE
 AMOUNT

Identification No. 55-4000
Claim No. 141373
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Philip Cramer
post office address Silver City, Idaho, (mailing address - Murphy, Idaho 83650)
2. The point of diversion is in SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 6 Township 5 S
Range 3 W B.M. located on un-named stream
(name of source)
tributary to Sinks in Owyhee County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:
July 1948 amount: 0.02 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:
use domestic period of use from January 1 to December 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of concrete dam in mine
tunnel with 3/4" copper pipe; length is 4 feet; height is 6 feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

_____, if so, give dates and explain.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated _____

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served 1 name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation Point of diversion is located on Roosevelt lode or mine No. 49022.

Place of use is on home lode mineral survey No. 1577, recorded with B. L. M.

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

July 27, 1967
(Date)

Philip Crane
(Signature of Claimant)

State of Idaho

County of Ada } ss.

On this 27th day of July 19 67, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~ ~~they~~) executed the same.

M. Russell Smith
Notary Public residing at Boise, Idaho

My commission expires Jan 19, 1969

For Department Use Only

Received by <u>Dave</u> Date <u>7-27-67</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>Dave</u> Date <u>7-27-67</u>	_____	_____	_____
Fee received by <u>K.O.</u> Date <u>7-27-67</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>Dave</u>	_____	_____	_____
Published in <u>Boise Post-Journal</u> Dates <u>Aug 17</u>	_____	_____	_____

OLD (CD) NUMBER -

1 - 1891 MOUNTAIN VIEW AVE.

STATE- CA ZIP- 94952

CITY- PETALUMA
PHONE - 707-762-7173
1 - 4023 HOOVER

STATE- ID ZIP- 83705

CITY- BOISE
PHONE - 208-343-0328

14 WESTERN 4T

UNNAMED STREAM

STREAM INDEX (BLANK IF NO INDEX CODE)

(73) DWHHE

DIVERSION RATE DIVERSION VOLUME

01/01 12/31

0.040

0.040

DESCRIPTION

43 DOMESTIC

(73) GNYHEE

+ - - NON-IRRIGATION USE - D/2 HOMES - SEE REMARKS.

+ - - OTHER RIGHTS FOR SAME USE - NONE.

[illegible]

NOTE: THE ORIGINAL STATUTORY CLAIM FILED FOR THIS RIGHT LISTED ONLY ONE HOME BEING SERVED. HOWEVER, AT THE TIME THE CLAIMANT'S HOME WAS FIRST CONNECTED TO THE WATER SYSTEM, ANOTHER HOME WAS ALSO CONNECTED AT THAT TIME. THE CLAIMANT DID NOT LIST THE 2ND HOME ON THE STATUTORY CLAIM BECAUSE IT WAS A VERBAL AGREEMENT BETWEEN THE TWO PARTIES INVOLVED TO HAVE THE 2ND HOME CONNECTED AND THE CLAIMANT WAS ONLY FILING ON HIS WATER RIGHT. SINCE THE

MICROFILMED

JUL 1 1994

WATER RIGHT NUMBER - A55-04000 PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - REMARKS - - - - - +
STATUTORY CLAIM CAN BE CONSIDERED AS FILED IN ERROR, IT IS BEING
AMENDED TO SHOW TWO HOMES ALONG WITH THIS ADJUDICATION CLAIM.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - - DECREE PLAINTIFF - - - + + - - - - - DECREE DEFENDANT - - - +
- - - - - - - - - - DECREE DATE - - +
- - - - - 00/00/0000

+ - - - - - AUDIT FIELDS - 01/16/89 SHURTE 06/15/89 SHURTE 10/24/89 REFUNDML

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - 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	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 01/21/1985	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 01/17/1989	LAST AMENDED DATE	- 06/15/1989	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- S
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W001987	FEDERAL/STATE INDICATOR	-
CLAIMS TAPE ERROR FLG	-	PUU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR		

Completed by IDWF