

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00193A

Date Received: 12/18/1989

Receipt No: X777777

Received By: *DH - [unclear],
Chy - split [unclear]
per [unclear]*

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: D WAYNE BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227
AND/OR
Name: MELODIE L BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227

2. Date of Priority: MAY 1, 1885

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	18E	26	SE	NE	SE		CUSTER
		35	NW	SW	NE		CUSTER
			SW	SW	NE		CUSTER

5. Description of diverting works:
SEVERAL DITCH HEADINGS INTO CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.490		

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

8. Total consumptive use is 232.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	25	SW	NW		IRR	26.0
			NW	SW		IRR	5.0
					Section Acres		31.0
		26	SE	NE		IRR	6.0
			NE	SE		IRR	27.0
			SW	SE		IRR	10.0
			SE	SE		IRR	19.0
					Section Acres		62.0
		35	NW	NE		IRR	13.2
					Section Acres		13.2
					Total Acres		106.2

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
72-00190,-00194,-02142

14. Remarks:

SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.

12-29-98: CORRECTION TO SPLIT PER NOE REC'D 12/17/98 FROM MELODIE BAKER AND PER WARRANTY DEED SUBMITTED WITH OWNERSHIP CHANGE MAY 1995. INSTRUCTIONS FROM CLAIMANTS REC'D 6-95 SUBSEQUENTLY APPEAR INCORRECT.- VH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs Decree Defendant

DATE: 12/28/98
PAGE: 1

Orig Claims $\frac{5.2 \text{ cfs}}{222 \text{ ac}} = 0.0234 \text{ cfs/ac}$

$$106.2 \times .0234 = 2.48$$

AJ5809NP
No. A72-00193B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/28/98
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD DOUGLAS BAKER	05/01/1885	IRRIGATION	04-01 11-01	3.01 CFS	
C	CHERYL KAY BAKER HC 68 BOX 350 CLAYTON ID 83227 (208) 838-2269					
TOTAL DIVERSION:					3.01 CFS	
CONSUMPTIVE USE:						322.50 AFA

Water Source: SALMON RIVER, EAST FORK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T09N R18E S03 Lot02(NWNWNE)
T10N R18E S35 NESWSW

CUSTER County
CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09N	18E	3	:	01-12	02-14															:	26.0
10N	18E	34	:																24	:	24.0
10N	18E	35	:			15	08					11		17		22	01		05	:	79.0
TOTAL ACRES																				:	129.0

POU County: CUSTER

Non-Irrigation Uses: INCIDENTAL STOCKWATERING 100 HEAD RANGE CATTLE/SHEEP 20 HORSES

Other Rights: 72-00190 00191 00194 02095

Remarks: GEN SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: 0

$115.8 \text{ ac} \times 0.0234 \text{ cfs/ac} = 2.71 \text{ cfs}$

$\text{CRIG CLAIM } \frac{5.2 \text{ cfs}}{222 \text{ ac}} = 0.0234 \text{ cfs/ac}$

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00193A

Date Received: 12/18/1989

Receipt No: X777777

Received By: *H. A. [Signature]*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: D WAYNE BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227
AND/OR
Name: MELODIE L BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227

2. Date of Priority: MAY 1, 1885

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	18E	26	SE	NE	SE		CUSTER
		35	NW	SW	NE		CUSTER
			SW	SW	NE		CUSTER

5. Description of diverting works:
SEVERAL DITCH HEADINGS INTO CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.184		

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

8. Total consumptive use is 232.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	18E	25	SW	NW		IRR	26.0
			NW	SW		IRR	5.0
						Section Acres	31.0
		26	SE	NE		IRR	6.0
			NE	SE		IRR	27.0
			SW	SE		IRR	10.0
			SE	SE		IRR	19.0
						Section Acres	62.0
						Total Acres	93.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
72-00190,-00194,-02142

14. Remarks:
SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

GOSSI, ET. AL.

Decree Plaintiff

GIAMPEDRAGLIA, ET. AL.

vs Decree Defendant

RECEIVED

72-00193
5.2 cfs (260")

MAY 30 1995

East Fork

Department of Water Resources
Southern Region

SPLIT THIS RIGHT

72-00193A

- ✓ 1. Name: D. Wayne and/or Melodie L. Baker
Address: HC 68 Box 304, Clayton, Idaho 83227
Telephone: (208)838-2440
2. Date of Priority: May 01, 1885
3. East Fork of Salmon River - Tributary to: Salmon River
- ✓ 4. POD: T10N R18E Sec 26 SENESE Custer
Sec 35 NWSWNE Custer
SWSWNE Custer
- ✓ 5. Several ditch headings into canals
- ✓ 6. Irrigation from 04/01 to 11/01 2.184 cfs
- ✓ 7. 2.184 cfs
- ✓ 8. 232.5 AFA
- ✓ 9. Incidental stock watering for 400 head range cattle and 20 head horses
- ✓ 10. POU:

	<u>T10N</u>	<u>R18E</u>		
Sec 25	SWNW	Irr	26.0 acres	<i>as orig.</i>
	NWSW	Irr	5.0 acres	<i>as orig.</i>
Sec 26	SENE	Irr	6.0 acres	<i>as "</i>
	NESE	Irr	27.0 acres	<i>as "</i>
	SWSE	Irr	10.0 acres	<i>as "</i>
	SESE	Irr	19.0 acres	<i>as "</i>
			<u>93.0 acres</u>	
11. Custer
- ✓ 12. Yes
- ✓ 13. ~~00190~~, 00194, 02142
14. Remarks: This is a split in right No. 72-00193 *update R-surr. dm.*
15. Basis: decreed, Gossi, et.al. v. Giampedraglia, et.al.
Plaintiff Defendant

COPY
ORIGINAL

RECEIVED

MAY 30 1995

72-00193
5.2 cfs (260")

Department of Water Resources
Southern Region

East Fork

SPLIT THIS RIGHT

72-00193A

1. Name: D. Wayne and/or Melodie L. Baker
Address: HC 68 Box 304, Clayton, Idaho 83227
Telephone: (208)838-2440
2. Date of Priority: May 01, 1885
3. East Fork of Salmon River - Tributary to: Salmon River
4. POD: T10N R18E Sec 26 SENESE Custer
Sec 35 NWSWNE Custer
SWSWNE Custer
5. Several ditch headings into canals
6. Irrigation from 04/01 to 11/01 2.184 cfs
7. 2.184 cfs
8. 232.5 AFA
9. Incidental stock watering for 400 head range cattle and 20 head horses
10. POU:

	<u>T10N</u>	<u>R18E</u>	
Sec 25	SWNW	Irr	26.0 acres
	NWSW	Irr	5.0 acres
Sec 26	SENE	Irr	6.0 acres
	NESE	Irr	27.0 acres
	SWSE	Irr	10.0 acres
	SESE	Irr	<u>19.0 acres</u>
			93.0 acres
11. Custer
12. Yes
13. 00190, 00194, 02142
14. Remarks: This is a split in right No. 72-00193
15. Basis: decreed, Gossi, et.al. v. Giampedraglia, et.al.
Plaintiff Defendant

ORIGINAL

SPLIT

72-00193
5.2 cfs (260")

East Fork

SPLIT THIS RIGHT

72-00193B

- ✓ 1. Name: Delete Richard L. and/or Betty L. Baker from ownership. (Keep Doug and Cheryl) *Box 350 is Arroyo*
2. May 01, 1885 *✓ 40*
3. East Fork of Salmon River - Tributary to: Salmon River
- ✓ 4. POD: T09N R18E Sec 3 NWNWNE 2 Custer *orig*
T10N R18E Sec 35 NESWSW Custer *orig*
- OK 5. Several ditch headings into canals, one 10 HP pump to sprinklers
6. Irrigation from 04/01 to 11/01 3.016 cfs
- ✓ 7. 3.016 cfs
- ✓ 8. 322.5 AFA
- ✓ 9. Incidental stock watering for 100 head range cattle or sheep and 20 head horses.
- ✓ 10. POU:

	<u>T09N</u>	<u>R18E</u>					
	Sec 3	NENE	Lot 1	Irr	12.0 acres	<i>orig</i>	
		NWNE	Lot 2	Irr	14.0 acres	"	
	<u>T10N</u>	<u>R18E</u>					
	Sec 34	SESE		Irr	24.0 acres	<i>orig</i>	
	Sec.35	NWNE		Irr	15.0 acres		
		SWNE		Irr	8.0 acres		
		SENE		Irr	11.0 acres		
		NESW		Irr	17.0 acres		
		SWSW		Irr	22.0 acres		
		SESW		Irr	1.0 acres		
		NWSE		Irr	5.0 acres		
					129.0 acres total		
11. Custer
- ✓ 12. Yes
- ✓ 13. 00194, 00190, 00191, 02095
14. Remarks: This is a split in right No. 72-00193 *update R-own chry*
15. Basis: decreed, Gossi, et.al. v. Giampedgarlia, et.al.
Plaintiff Defendant

COPY



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 05-31-94

JUN 20 1995

LEGAL DESCRIPTION OF PROPERTY: Township Attached Range _____ Department of Water Resources
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, Southern Region
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: A72-00193

[] Name and Address of Former Owner/Claimant(s)(Seller): Richard L. and/or Betty L. Baker and/or
Richard Douglas and/or Cheryl Kay Baker

HC 68 Box 350

Clayton, Idaho 83227

[] New Owner/Claimant (Purchaser): D. Wayne and/or Melodie L. Baker

[] New Mailing Address: HC 68 Box 304

Clayton, Idaho 83227

[] New Telephone Number: (208) 838 -2440

[] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

A72-00193A

[] Attach proof of ownership, describe proof attached: Memorandum of Sale

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Melodie L. Baker Date 6-16-95

Date

[] Signature of Former Owner/Claimant(s) Betty L. Baker Date 6-16-95

Date 6-16-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 06-09-95 7H

Further Action Needed: NAS

Further Action Taken

Date: 07-13-95 7H

Final Review and Data-Entry

Date: 07-13-95 7H

Claim Numbers of Split, if any:

A72-00193
to parts A+B

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

0206827

MEMORANDUM OF SALE

THIS MEMORANDUM OF SALE, made and entered into this 31st day of May, 1994, by and between RICHARD L. BAKER and BETTY L. BAKER, individually, and as Co-Trustees of the RICHARD L. BAKER AND BETTY L. BAKER TRUST, under Trust Agreement dated May 1, 1991, whose current address is HC 68, Box 370, Clayton, Idaho 83227, hereinafter referred to as "Sellers," and DAVID WAYNE BAKER and MELODIE L. BAKER, husband and wife, whose current address is HC 68, Box 304, Clayton, Idaho 83227-9601, hereinafter referred to as "Buyers;"

W I T N E S S E T H:

WHEREAS, Sellers wish to sell to Buyers, and Buyers wish to purchase from Sellers certain lands and appurtenances lying and situate in Custer County, Idaho, more particularly described as follows:

SEE EXHIBIT "A," ATTACHED HERETO AND MADE A PART
HEREOF; and

WHEREAS, the parties have agreed upon the terms and conditions of sale, most of which have been set forth within a deed of even date and a Sale Agreement of even date, as well as within certain other related and associated documents, all of which are in escrow with Custer County Title, Inc., of Challis, Idaho; and

WHEREAS, the parties wish to document certain other agreements and understandings within this Memorandum of Sale;

NOW, THEREFORE, in consideration of \$5.00 in hand paid

RECEIVED

JUN 20 1995

Department of Water Resources
Southern Region

each party to the other, and in further consideration of the understandings and agreements herein contained, it is understood and agreed as follows, to-wit:

1. That the documents referred to above, and which are executed concurrently herewith, are hereby confirmed in their entirety.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

Richard L. Baker
Richard L. Baker, individually
and as Co-Trustee

David Wayne Baker
David Wayne Baker

Betty L. Baker
Betty L. Baker, individually
and as Co-Trustee

Melodie L. Baker
Melodie L. Baker

SELLERS

BUYERS

206827
Custer County Reg. of
Custer County Title

Time 2:20 P.M.

7-1 19 94
Ethel M. Peck, Clerk

Anna Deputy

\$ 12.00

STATE OF IDAHO)
 : ss.
 County of Custer)

On this 31st day of May, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD L. BAKER and BETTY L. BAKER, individually, and as Co-Trustees of the RICHARD L. BAKER AND BETTY L. BAKER TRUST, under Trust Agreement dated May 1, 1991, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

James P. Bennett
 Notary Public for Idaho
 Residing at: Charlottesville, Idaho
 My Comm. Expires: 1-21-99

STATE OF IDAHO)
 : ss.
 County of Custer)

On this 31st day of May, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared DAVID WAYNE BAKER and MELODIE L. BAKER, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

James P. Bennett
 Notary Public for Idaho
 Residing at: Charlottesville, Idaho
 My Comm. Expires: 1-21-99

EXHIBIT A
TOWNSHIP 10 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY,
IDAHO.

206827

SECTION 25: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 26: SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 35: That portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying North and East of Herd Creek Road. And that portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying North and East of Herd Creek and North and West of the County Road.

TRACT II:

TOWNSHIP 9 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 4: Lot 4.

TOWNSHIP 10 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 32: S $\frac{1}{2}$ S $\frac{1}{2}$.

Section 33: Lot 4, and Lot 5, EXCEPTING THE EASTERLY 777.3 FEET, OF SAID LOT 5

TRACT III:

TOWNSHIP 9 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 4: Lots 1 and 2;

TOWNSHIP 10 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 33: Lot 6 and the Easterly 777.3 feet of Lot 5 EXCEPTING THEREFROM:

A fraction of Lots 1 and 2, in Section 4, Township 9 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows, to-wit:

Commencing at the Northeasterly corner of said Section 4, run thence South 89°45' West along the Northerly boundary of Section 4 at a distance of 1005.8 feet along the North line of said Section 4 to the REAL POINT OF BEGINNING; thence South 89°45' West, 224.3 feet; thence South 25°34' West, 334.2 feet; thence South 87°31' East, 210.3 feet; thence North 26°57' East, 349.6 feet, more or less to the Point of Beginning.

This deed subject to Pine Creek Easement reserving and subject, however, to a private Easement or right-of-way for the use and benefit of Grantors or any lineal descendants of Grantors so long as they or their descendants hold interests in lands in Section 31, Township 10 North, Range 18 East, Boise Meridian, Custer County, Idaho, or Sections 5 or 6, Township 9 North, Range 18 East, Boise Meridian, Custer County, Idaho, that may be reasonably served by such Easement. The Easement is described as that certain existing roadway commencing some 100 feet more or less, East of the intersection of the East Fork County Road and the West boundary line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, Township 10 North, Range 18 East, Boise Meridian, Custer County, Idaho, thence continuing Southerly through the described SW $\frac{1}{4}$ SW $\frac{1}{4}$ to other lands across the East Fork River within the Pine Creek Subdivision or the sections described. This Easement is private, not public, and shall only be for the benefit of the parties named above and may be only used by those parties in that group who hold lands in the above described sections.

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: [REDACTED]
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: MAY 01, 1885

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	18E	3	NW	NW	NE	2	CUSTER
10N	18E	26	SE	NE	SE		CUSTER
		35	NE	SW	NE		CUSTER
			SW	SW	NE		CUSTER
			NE	SW	SW		CUSTER

5. Description of diverting works:

SEVERAL DITCH HEADINGS INTO CANALS, ONE 10HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.200		

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

A.F.A.

8. Total consumptive use is 555.0 Acre Feet Per Annum.

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING FOR 100 HEAD RANGE CATTLE OR SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	3	NE	NE	1	IRR	12.0
			NW	NE	2	IRR	14.0
						Section Acres	26.0
10N	18E	25	SW	NW		IRR	26.0
			NW	SW		IRR	5.0
						Section Acres	31.0
		26	SE	NE		IRR	6.0
			NE	SE		IRR	27.0
			SW	SE		IRR	10.0
			SE	SE		IRR	19.0
						Section Acres	62.0
		34	SE	SE		IRR	24.0
						Section Acres	24.0
		35	NW	NE		IRR	15.0
			SW	NE		IRR	8.0
			SE	NW		IRR	11.0
			NE	SW		IRR	17.0
			SW	SW		IRR	22.0
			SE	SW		IRR	1.0
			NW	SE		IRR	5.0
						Section Acres	79.0
						Total Acres	222.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

72-00191, 00192, 00194, 00190, 02142, 02095

14. Remarks:

MR. TAPPAN NO LONGER HAS A LEASE OR ANYTHING ELSE WITH THIS RANCH.

WARRENTY DEED WAS DATED JULY19, 1990. OWNERSHIP CHANGE ENTERED IN COMPUTER SYSTEM 10/22/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

GOSSI, ET. AL.

Decree Plaintiff

vs

GIAMPEDRAGLIA, ET. AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

NOV 21 1990

Department of Water Resources
Southern Region Office

Nov 19, 1990

H-268 Box 320

Clayton Dda 83337

State of Idaho
Dept of Water Resources
Southern Region -
222 Shoshone St. East
Twin Falls, Idaho 83301

Re: Adjudication Claims # A72-00193, 00191, 00190, 10084
A72-00194, 10085, 00192, 02143

Dear Sirs:

In October we received notification from your office informing us that our change of ownership on the above water rights had been done. There are two things that are not correct and I would like changed. The date the ownership changed was July 17, 1990, and on page 3 - #14 - Remarks: Mr. Lappen no longer has a lease or anything else with this ranch. I would appreciate a corrected copy at your earliest convenience.

Thanking you in advance,
Cheryl Baker

MICROFILMED

MAR 18 1993

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: XXXXXXXXXX
Date Received: 12/18/1989
Receipt No: E011345
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: BETTY L. BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: RICHARD DOUGLAS BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227
AND/OR
Name: CHERYL KAY BAKER 208-838-2271
Address: C/O HC 68 BOX 350
CLAYTON, ID 83227

2. Date of Priority: MAY 01, 1885

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	18E	3	NW	NW	NE	2	CUSTER
10N	18E	26	SE	NE	SE		CUSTER
		35	NE	SW	NE		CUSTER
			SW	SW	NE		CUSTER
			NE	SW	SW		CUSTER

5. Description of diverting works:
SEVERAL DITCH HEADINGS INTO CANALS, ONE 10HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.200		

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

A.F.A.

8. Total consumptive use is 555.0 Acre Feet Per Annum.

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING FOR 100 HEAD RANGE CATTLE OR SHEEP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	18E	3	NE	NE	1	IRR	12.0
			NW	NE	2	IRR	14.0
						Section Acres	26.0
10N	18E	25	SW	NW		IRR	26.0
			NW	SW		IRR	5.0
						Section Acres	31.0
		26	SE	NE		IRR	6.0
			NE	SE		IRR	27.0
			SW	SE		IRR	10.0
			SE	SE		IRR	19.0
						Section Acres	62.0
		34	SE	SE		IRR	24.0
						Section Acres	24.0
		35	NW	NE		IRR	15.0
			SW	NE		IRR	8.0
			SE	NW		IRR	11.0
			NE	SW		IRR	17.0
			SW	SW		IRR	22.0
			SE	SW		IRR	1.0
			NW	SE		IRR	5.0
						Section Acres	79.0
						Total Acres	222.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

72-00191, 00192, 00194, 00190, 02142, 02095

MICROFILMED

MAR 18 1993

14. Remarks:

MR. TAPPAN HAS A LEASE AGREEMENT WITH OWNERS TO FARM THIS
PROPERTY. HE IS FILING THIS NOTICE AS LESSOR/OPERATOR.

OWNERSHIP CHANGED 10/16/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

GOSSI, ET. AL.

Decree Plaintiff

vs

GIAMPEDRAGLIA, ET. AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Oct-1990 10:24

Richard L. or Betty L. Baker
Richard Douglas or Cheryl Kay Baker
C/O HC 68 Box 350
Clayton, ID 83227

Re: Adjudication Claim(s) No. A72-00193, 00191, 00190. 10084
A72-00194, 10085, 00192. 02142

Dear Claimant(s):

The Department has changed the record of the current owner as you requested on the above listed adjudication water right(s). Please find enclosed a copy(s) of the computer record of the claim(s) noting the change in claimant(s).

Please review the enclosed copies, should you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Secretary

/jg

Enclosures

MICROFILMED

MAR 18 1993

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A72-00193, A72-00191, A72-00190, A72-10084, A72-00194, A72-10085, A72-00192, A72-02142

[] Name and Address of
Former Claimant(s): Lassiter, Johnson & Kitz
c/o 505 S. Fagler Drive, Suite 1300
West Palm Beach, Florida 33401

[] New Claimant(s): Richard L. or Betty L. Baker
Richard Douglas or Cheryl Kay Baker

[] New Mailing Address: c/o HC 68, Box 350
Clayton, ID 83227

New Telephone Number: (208) 838 - 2271

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no
If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Warranty Deed
(Proof of ownership must describe either the property
conveyed or include the claim number. Proof of ownership is
not required if this form is signed by the former claimant.)

[] Signature of New Claimant(s): Richard L. Baker

Date: _____

MICROFILMED

MAR 18 1993

SD-36	TOWNSHIP: 09N	GE: 18E	SECTION: 3	TRACT:	LOT:
S	L	STATE	NAME	S	MAX # RECORDS
E	O		LAST, FIRST	T	PRIORITY
L	TRACT T	WATER RIGHT NO.		G	DATE
				AC	CODE
					DESC
NENE	1		GOSSI, ROSA A.	10	01 IRR
			BAKER, RICHARD L.		
			BAKER, RICHARD DOUGLAS		
			BAKER, CHERYL KAY		
			GOSSI, FRED		
			TAPPAN, SCOT		
			LASSITER, JOHNSON AND		
			BAKER, BETTY L.		
NENE	1	A72-00194	GOSSI, ROSA A.	12	01 IRR
			GOSSI, FRED		
			TAPPAN, SCOT		
			LASSITER, JOHNSON AND		
			BAKER, RICHARD L.		
			BAKER, BETTY L.		
			BAKER, RICHARD DOUGLAS		
			BAKER, CHERYL KAY		

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

MAR 1 8 1993

SD-36	TOWNSHIP:	ANGE:	SECTION:	TRACT:	LOT:			
S	L	STATE		S	MAX # RECORDS	15		
E	O	NAME		T	PRIORITY	USE		
L	TRACT	RIGHT NO.	LAST, FIRST	N	DATE	CODE	DESC	
---	---	---	---	---	---	---	---	---
SWSE			LASSITER, JOHNSON AND	C	10	D	05/01/1885	
SWSE			GOSSI, ROSA A.	O	10	D	05/01/1885	01 IRR
			GOSSI, FRED	O				
			TAPPAN, SCOT	P				
			LASSITER, JOHNSON AND	C				
SWSE			GOSSI, ROSA A.	O	10	D	05/01/1936	01 IRR
			GOSSI, FRED	O				
			TAPPAN, SCOT	P				
			LASSITER, JOHNSON AND	C				
SWSE			SHINDURLING, GEORGE B.	O	10	L	06/22/1951	01 IRR
			TAPPAN, SCOT	P				
			LASSITER, JOHNSON AND	C				
SESE			GOSSI, ROSA A.	O	19	D	05/01/1885	01 IRR
			GOSSI, FRED	O				
			TAPPAN, SCOT	P				
			LASSITER, JOHNSON AND	C				

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

MAR 1 8 1993

SD-36	TOWNSHIP:	AGE:	SECTION:	TRACT:	LOT:
S	L	STATE		S	MAX # RECORDS 15
E	O	NAME		T	PRIORITY USE
L	TRACT T	LAST, FIRST	N AC	G	DATE CODE DESC
NESE		GOSSI, FRED	O 27	D	05/01/1885
NESE		TAPPAN, SCOT	P		
NESE		LASSITER, JOHNSON AND	C		
NESE		GOSSI, ROSA A.	O 27	D	05/01/1885 01 IRR
NESE		GOSSI, FRED	O		
NESE		TAPPAN, SCOT	P		
NESE		LASSITER, JOHNSON AND	C		
NESE		GOSSI, ROSA A.	O 27	D	05/01/1936 01 IRR
NESE		GOSSI, FRED	O		
NESE		TAPPAN, SCOT	P		
NESE		LASSITER, JOHNSON AND	C	J	06/01/1900 43 DOMEST
NESE		TAPPAN, SCOT	C		04 STOCK
NESE		LASSITER, JOHNSON AND	C		
SWSE		GOSSI, ROSA A.	O 10	D	05/01/1885 01 IRR
SWSE		GOSSI, FRED	O		
SWSE		TAPPAN, SCOT	P		

SD-36	TOWNSHIP:	AGE:	SECTION:	TRACT:	LOT:
S	L	STATE	NAME	S	MAX # RECORDS
E	O	WATER	NAME	T	PRIORITY
L	TRACT	RIGHT NO.	LAST, FIRST	G	DATE
					USE
					CODE
					DESC
NWSW			GOSSI, ROSA A.	O	5
			GOSSI, FRED	O	
			TAPPAN, SCOT	P	
			LASSITER, JOHNSON AND	C	
NWSW			GOSSI, ROSA A.	O	5
			GOSSI, FRED	O	
			TAPPAN, SCOT	P	
			LASSITER, JOHNSON AND	C	

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

MAR 18 1993

SD-36	TOWNSHIP:	RANGE:	SECTION:	TRACT:	LOT:
S	L	STATE	NAME	S	MAX # RECORDS
E	O			T	PRIORITY
L	TRACT	WATER	LAST, FIRST	G	DATE
	T	RIGHT NO.		AC	USE
					CODE
					DESC
---	---	---	---	---	---
---	SWSW	---	TAPPAN, SCOT	C	J 06/01/1900 43 DOMEST
---		---	LASSITER, JOHNSON AND	C	04 STOCK
---	SESE	---	TAPPAN, SCOT	P 24	D 05/01/1885 01 IRR
---		---	LASSITER, JOHNSON AND	C	
---		---	GOSSI, ROSA A.	O	
---		---	GOSSI, FRED	O	
---	SESE	---	GOSSI, ROSA A.	O 24	D 05/01/1885 01 IRR
---		---	GOSSI, FRED	O	
---		---	TAPPAN, SCOT	P	
---		---	LASSITER, JOHNSON AND	C	
---	SESE	---	GOSSI, ROSA A.	O 24	D 05/01/1936 01 IRR
---		---	GOSSI, FRED	O	
---		---	TAPPAN, SCOT	P	
---		---	LASSITER, JOHNSON AND	C	

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED
MAR 18 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00193
Date Received: 11/15/1989
Receipt No: E011345
Received By: ES

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SCOT TAPPAN 208-838-2355
Address: HC 68 BOX 360
SALMON FORK SUBDIVISION
CLAYTON, ID 83227

AND/OR

Name: LASSITER, JOHNSON AND KITZ 407-659-4422
Address: 505 S. FLAGLER DR.
SUITE 1300
WEST PALM BEACH, FL 33401

2. Date of Priority: MAY 01, 1885

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	18E	3	NW	NW	NE	2	CUSTER
10N	18E	26	SE	NE	SE		CUSTER
		35	NE	SW	NE		CUSTER
			SW	SW	NE		CUSTER
			NE	SW	SW		CUSTER

5. Description of diverting works:

SEVERAL DITCH HEADINGS INTO CANALS, ONE 10HP PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.200		

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

A.F.A.

8. Total consumptive use is 555.0 Acre Feet Per Annum.

A72-00193

Page

16/89

MAR 18 1993

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING FOR 100 HEAD RANGE CATTLE OR SHEEP

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres		
09N	18E	3	NE	NE	1	IRR	12.0		
			NW	NE	2	IRR	14.0		
Section Acres							26.0		
10N	18E	25	SW	NW		IRR	26.0		
			NW	SW		IRR	5.0		
		Section Acres							31.0
		26	SE	NE		IRR	6.0		
			NE	SE		IRR	27.0		
			SW	SE		IRR	10.0		
			SE	SE		IRR	19.0		
		Section Acres							62.0
		34	SE	SE		IRR	24.0		
			Section Acres						
		35	NW	NE		IRR	15.0		
			SW	NE		IRR	8.0		
SE	NW			IRR	11.0				
NE	SW			IRR	17.0				
SW	SW			IRR	22.0				
SE	SW			IRR	1.0				
NW	SE			IRR	5.0				
Section Acres							79.0		
Total Acres							222.0		

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

72-00191, 00192, 00194, 00190, 02142, 02095

14. Remarks:

MR. TAPPAN HAS A LEASE AGREEMENT WITH OWNERS TO FARM THIS

14. Remarks: Continued

PROPERTY. HE IS FILING THIS NOTICE AS LESSOR/OPERATOR.

15. Basis of Claim: DECREED

Case Number:

Court:

Decree date:

GOSSI, ET. AL.

Decree Plaintiff

vs

GIAMPEDRAGLIA, ET. AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s):

Scott J. Jorgensen

Date: 12-15-89

Date: _____

State of Idaho)

County of Custer)

SS.

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

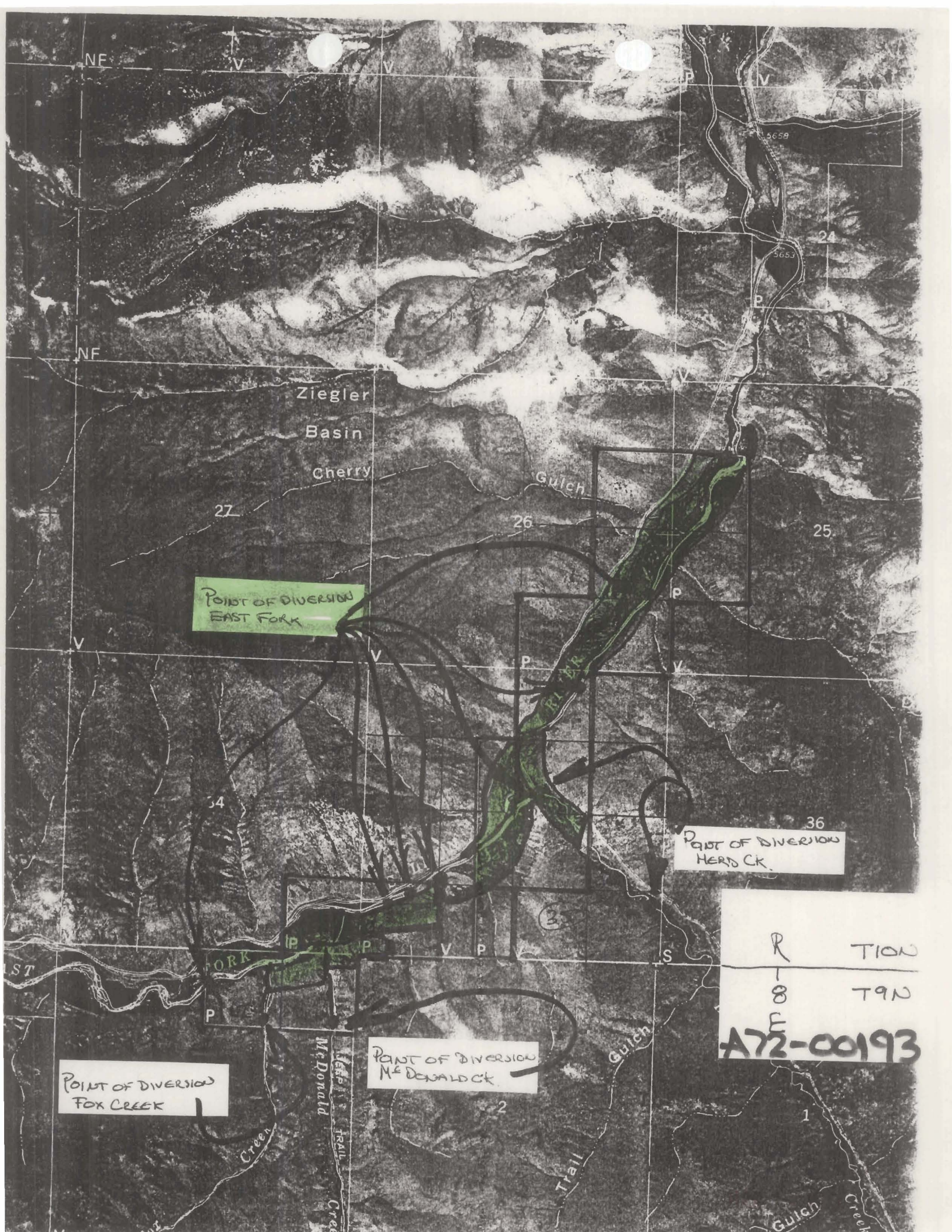
of Dec 19 89

Linda M. Swa
Notary Public

Seal

Residing at Challis, Id.

My Commission Expires June 1992



NE

V

V

P

V

NF

Ziegler

Basin

Cherry

Gulch

27

26

25

POINT OF DIVERSION
EAST FORK

V

V

P

P

V

34

36

POINT OF DIVERSION
HERD CK

ST

FORK

V

P

S

P

McDonald

POINT OF DIVERSION
McDONALD CK

2

Gulch

Trail

1

Gulch

Creek

POINT OF DIVERSION
FOX CREEK

R TION
8 T9N
A72-00193

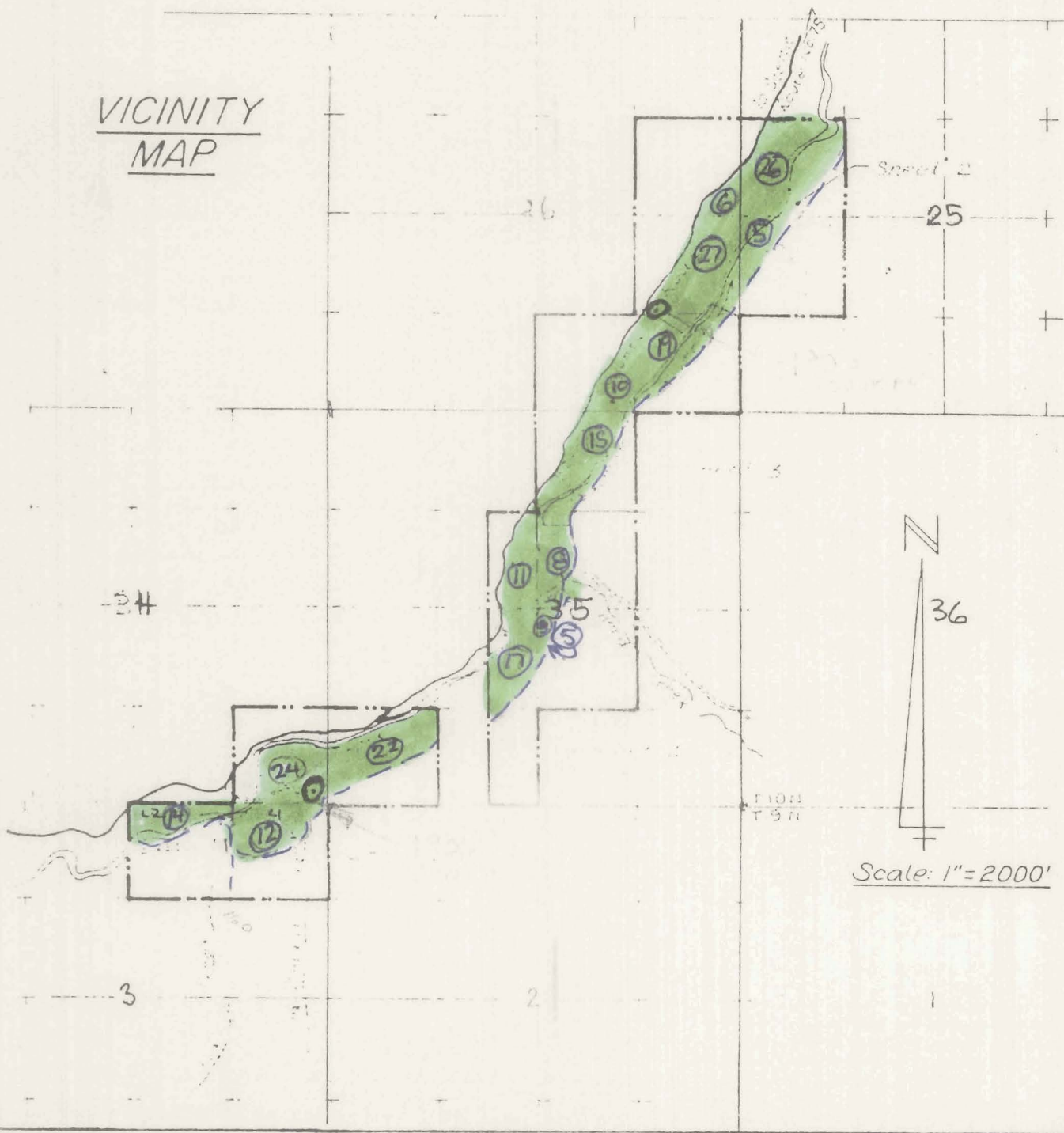
to the possession of the purchaser a copy of the SANITARY
REGULATIONS AND RECOMMENDATIONS as attached hereto and
hereby made a legal and binding instrument upon all
portions of this subdivision.

A72-D0193

By: _____

Date: _____

VICINITY
MAP



Salmon Fork

Sheet 1 of 5

R18E

MICROFILMED

MAR 18 1993

MEMO

February 6, 1985

FROM: Southern Region *AM*

TO: Decree File 72-G
Gossi et al vs. Giampedraglia et al.

RE: Analysis of Diversion Points for Rights 72-0190 thru 0194

The rights are combined in one finding in the decree, giving several sources and points of diversions. Platting the water rights on a map indicates that two of the tracts given as points of diversion are not on the streams, and that no point of diversion given is on Fox Creek.

The rights are coded as follows, with all possible tracts as diversion points, a tract assumed for Fox creek, and impossible points not used.

RIGHT #	SOURCE	POINTS OF DIVERSION
72-0190	Herd Creek	SWNE, NWSE, SESE, Sec. 35, T10N, R18E
72-0191	McDonald Creek	SENE, Sec. 3 T9N, R18E
72-0192	Fox Creek	NWNE, Sec. 3, T9N, R18E (w/remark)
72-0193	East Fork, Salmon River	NWNE, SWNE, SESW Sec. 35, T10N, R18E; NENW, Sec. 3, T9N, R18E.
72-0194	East Fork, Salmon River	do

22

23

Ziegler

Basin

cherry

Gulch

27

28

34

35

SALMON

EAST

FORK

M. J. J. J.

3

Rights

72-0140

0191

0192

0193

0194

* = Center of Tract where P/D given

⊙ = Assumed P/D Coded.

Trail

Gulch

Herd

Gulch

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. PINE CR.

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

November 13, 1996 3:28pm

NAME:
BOB FOSTER

RE:
PINE CR SUBD-MELODIE BAKER
MTG TONIGHT W/HER IF&G RE:
REESTABLISH WATER RIGHTS.

REVIEWED WHAT I SAID/SENT TO HER 11-01 AFTER TCW 10-29-1996 AT 2:50 PM.

READ HIM CLIPPINGS FROM THE CHALLIS MESSENGER BACK TO MAY OF THIS
YEAR RE: PINE CR LOTS.

HE WILL LET ME KNOW THE OUTCOME OF THE MEETING.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. PINE CREEK

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

November 1, 1996 8:56am

NAME:
MELODIE L. BAKER

RE:
PINE CREEK SUBDIVISION
USAGES/CLAIMS.

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

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

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

NOV 01 1996

Idaho Water Resource

INTER-DEPARTMENT MEMO

10-29-96 2⁵⁰TO: MS. MFADIE BAKERSUBJECT: our telephone callFROM: FFDATE: 10-31-1996

Here's what I said I thought might help.

I've included the language from our claim investigation handbook that we're supposed to use when reviewing usages claimed.

Good luck Tuesday!

Call with questions best to all the BAKERS

() For your information

() Response required

Lunk

signature

TELEPHONE MEMORANDUM

Incoming Call

Outgoing Call

Returning Call

2⁵⁰/3¹⁵ stand map.

TO:

DATE:

FROM:

7

10-29-1996

MELODIE BAKER

FILE:

PINE CR SUBD

FILE NO:

SUBJECT:

establishing usage in the
subdivision

REMARKS:

county won't build a bridge
w/ app to buyers - reviewed NR/
AT

NR's on PINE CR
AT'S there.

map - QPD / TOPD

decree CC -

ROUTING

INSTRUCTIONS:

CALENDAR

DATES:

11-01-96 all PINE CR SUBD and

GUFFY claims have a cc
of JCM/claim tally.

7

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. PINE CR SUBD.

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

June 18, 1996 2:21pm

NAME:
WAYNE BAKER

RE:
PINE CREEK SUBDIVISION LOTS

TF AT 8:35 AM-TCW-HOW TO REPRESENT CLAIMS IN THE SRBA FOR THE LOTS THAT THEY HAVE PURCHASED AT TAX AUCTION. SUGGESTED THEY CHECK WITH JIM BENNETTS ALTHO I CAN'T GIVE LEGAL ADVICE. THEY BOUGHT LOTS THAT HAVE NO PROBLEMS WITH ACCESS. HE WILL ASSEMBLE EVERYTHING AND THEN LET ME KNOW WHAT THEY HAVE.

LATER THIS MORNING BOB FOSTER OF OUR SALMON OFFICE CALLED TO SAY THAT WAYNE HAD CONTACTED HIM AND HE SUGGESTED THAT HE SEE ME. BOB HAS BEEN THERE (THE SUBD) WITH DICK BAKER LAST MONTH BUT HAS NO FURTHER KNOWLEDGE OF THE USAGES OTHER THAN THE REPRESENTATION OF HISTORICAL USAGE.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. PINE CR. SUBD.

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

July 17, 1996 11:20am

NAME:
JIM BENNETTS

RE:
PINE CREEK SUBDIVISION

TF-TCW-WAYNE BAKER-PROBABLY NOT GOING TO PURSUE THE WATER RIGHTS OR THE LOTS SOLD BY THE COUNTY AT THE TAX SALE LAST MONTH.

HE SAID THAT THE COUNTY MAY BE GOING INTO THE SUBDIVISION BUSINESS
IN TERMS OF BUILDING BRIDGES, ETC.

FILE IN PINE CREEK SUBDIVISION FILE WITH CC TO BAKER, WAYNE CLAIM
FILE-LOWEST NUMBER.

orig in PINE
CR SUBD
fill ...

CC: BAKER, WAYNE claim file.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-00190 ET AL

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

June 13, 1997 8:13am

NAME:
BAKER, DOUG AND CHERYL
EF-7 AND EF-8 IF&G SCREEN SITES
DIVERTING THEIR IRR USAGES:
A72-00190, -00193(SPLIT) AND -00194.

RE:
DIVERSION POINT REWORK
CONSOLIDATION OF TWO.

A portion

I HAD LUNCH WITH BOB FOSTER OF THE SALMON OFFICE 06-11-1997 IN BOISE AND HE BROUGHT ME UP TO DATE ON EVENTS UP THE EAST FORK.

THE BAKERS HAVE DEVELOPED AN AGREEMENT (COPIES TO BE SENT DOWN BY BOB NEXT WEEK) WITH IF&G TO CONSOLIDATE THE IF&G SCREEN SITES EF-7 AND EF-8 THAT SCREEN THEIR IRRIGATION DIVERSIONS FROM THE SALMON RIVER, EAST FORK.

I FOLLOWED UP WITH BOB AT THE S.O. TO GET THE COPIES SENT DOWN AND TO BE SURE THAT I HAD THE CONVERSATION CORRECTLY IN THIS FILE NOTE.

I WILL REVIEW THE WATER RIGHTS DIVERTED ORIGINALLY THROUGH THESE SITES AND CHECK ON THE PODS CLAIMED FOR POSSIBLE AMENDMENT OR TRANSFER REQUIREMENTS AS THESE CLAIMS HAVEN'T BEEN RECOMMENDED YET.

ADDITIONALLY, THIS FILE NOTE WILL BE PUT INTO BOTH OF IF&G'S CLAIM FILES FOR THE REVIEW OF THEIR CLAIMS WHICH HAVE BEEN RECOMMENDED BASED ON THE PODS CLAIMED.

CC: A72-10541 AND A72-10491 IF&G CLAIMS (EF-7 AND EF-8 RESPECTIVELY).



Department of Water Resources

222 Shoshone St. East, Twin Falls, ID 83301

FRANCIS G. HITCHCOCK
SR. WATER RESOURCE AGENT
SOUTHERN REGIONAL OFFICE
(208) 736-3033
FAX (208) 736-3037

10

MENT OF WATER RESOURCES

222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MR JIM BENNETTS, ESQ.
PO BOX 36
CHALLIS, ID 82226-0036

RE: BAKER FAMILY PROPERTY-OWNERSHIP CHANGE, AMENDMENTS AND SPLIT.

Dear Jim:

I enclose copies of the final paperwork regarding the Baker properties on the Salmon River, East Fork that Tom and I worked on the latter half of 1995. Originals were sent to the individual owners so that all the family members could see all the records.

As I don't have secretarial support I have done all the changes myself and the needed double-checking of all the new data entry on the names, legals, remarks, etc in the claims. Please note the insert regarding the A and R records which took a great deal of time and must match for future queries so that all claim numbers come up as a group.

Unless the family comes up with some errors I believe that the task is complete. I will be working on claims from the East Fork this winter and may turn up some detail changes myself. Please let me know if you have questions regarding the form of the records. Best wishes.

Sincerely Yours,

Francis G. Hitchcock
Water Resources Agent Sr.

enclosures



Idaho Department of Water Resources

222 Shoshone St. East, Twin Falls, ID 83301

FRANCIS G. HITCHCOCK
SR. WATER RESOURCE AGENT
SOUTHERN REGIONAL OFFICE
(208) 736-3033
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10

MENT OF WATER RESOURCES

222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MR AND MRS D WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

RE: FINALIZED WATER RIGHTS CLAIMS IN THE ADJUDICATION AS A RESULT
OF THE OWNERSHIP CHANGES, THE AMENDMENTS AND THE SPLIT.

Dear Wayne and Melodie:

Here at last is a final version of all the changes that the Baker family set in motion in June of 1995!

I'm sending a set of changes to each couple in the family to make it easier to review who now has what.

Please look them over and see if they agree with what I've sent you up to now. I've worked on this so much that it tends to kind of run together whenever I look at it. As a result I may be missing a detail that will stand out to you folks at once.

Let me know if you have any questions. I look forward to seeing you all again this season but the legislature is in session and the court changes things weekly so who knows. Best wishes to all.

Sincerely Yours,

Francis G. Hitchcock
Water Resource Agent Sr.

enclosures

NOTE:

AS MENTIONED BEFORE, THE A BEFORE THE BASIN NUMBER OF 72 MEANS A CLAIM IN THE SNAKE RIVER BASIN ADJUDICATION.

AN R BEFORE THE BASIN NUMBER OF 72 SIMPLY MEANS A RESEARCH RECORD THAT THE DEPARTMENT KEEPS ON THAT WATER RIGHT CLAIM NUMBER TO SHOW ANY AND ALL CHANGES RIGHT UP TO THE TIME IT IS RECCOMENDED TO THE COURT IN A DIRECTOR'S REPORT.

WHENEVER WE MAKE OWNERSHIP CHANGES WE HAVE TO CHANGE THE NAME ON BOTH THE A AND THE R RECORDS. THATS WHY I'M SENDING YOU ALL THE COMPLETE RECORD OF ALL OF THE FORMS OF YOUR CLAIMS THAT ARE IN THE DATABASE HERE.

YOU CAN SEE THAT IF ONE NAME WAS DIFFERENT AT ALL THEN WE WOULDN'T BE ABLE TO REPORT ALL YOUR RIGHTS AS A GROUP NOR COULD WE REPORT TO YOU ACCURATELY WHAT YOU HAVE FILED.

THANKS...FRANK

RECEIVED

MAY 30 1995

72-00196
1.2 cfs (60")

Department of Water Resources
Southern Region

East Fork

1. Delete Dick L. and/or Betty L. Baker from the ownership. Change to D. Wayne and/or Melodie L. Baker, HC 68 Box 304, Clayton, Idaho 83227, Telephone (208)838-2440 as owners.
2. through 15. all OK

D. WAYNE BAKER
claims before the
amendments:

after the
amendments:

A72-00224 IRR
-00225 IRR
-10329 DOM.
-10330 STK.

IRR A72-00193A	orig. claimed by DICK/BETTY.
IRR -00196	orig. claimed by DOUG/CHERYL.
IRR -00197	"
IRR -00198	"
IRR -00199	"
IRR -00200	"
IRR -00224	orig. claimed by D. WAYNE/MEL.
IRR -00225	" " " " " "
IRR -02142	orig. claimed by DOUG/CHERYL
DOM/STK. -10084	" and DICK/BETTY.
DOM/STK. -10174	orig. claimed by DICK/BETTY.
DOM. -10329	orig. claimed by D.W./MEL.
STK. -10330	" " " " " "

ORIGINAL

BAKER

CLAIMS Returned - signed

A72-00196
-00224
-00225
-10329
-10330

D. WAYNE + MELODIE

BAKER

A72-10382
-07095

RICHARD DOUGLAS +
CHERYL K

12-21-1995

ORIGINAL



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

December 6, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MR AND MRS D WAYNE BAKER
HC 68 BOX 394
CLAYTON, ID 83227

RE: MAKING YOUR NAME THE SAME ON ALL YOUR CLAIMS

Dear Wayne and Melodie:

As it says I'm writing to ask that you sign the enclosed claims just the way your names are as the owners.

This makes these claims match all your other claims changed during the amendments last summer. Its important for future work in our database that all your claims come up when we put in your name.

So...please sign the enclosed claim forms just as your names show as the owners. We don't use punctuation in the names in the computer. We have to do it this way because any change to a water use claimed in the adjudication must be amended.

Return them to me and I'll notarize the signatures for you and place them in your claim files. I'll also send you copies as we usually do for your records.

Please call me if you have any questions about this or anything else related to your claims. Best wishes for the holidays and good luck in 1996.

Sincerely,

Francis G. Hitchcock
Water Resources Agent Sr.

enclosures

-00196
-00224
-00225
-10329
-10330



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

August 29, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MR AND MRS D. WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

RE: OBJECTIONS TO CLAIMS...RESPONSE BY OCTOBER

Dear Wayne and Melodie:

I'm sending you a separate note about your question on notice to respond to claims.

You should ask Jim Bennetts to advise you as I can't without practicing law.

I'm sending you another copy of the mailing for your review. I wish I could be of more help. It is an important issue. In fact, our department sent out news release April 11, 1995 saying, in part: "IDWR will assist water users with access to the reports, copies and forms. Claimants who have questions about the significance of the claims filed in these reports are encouraged to call the Idaho Attorney General's office at 208-334-2400."

Copies of the claims and abstracts are available at any IDWR office for your review.

Sincerely,

Frank Hitchcock

enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

August 29, 1995

MR AND MRS D. WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

RE: THANK YOU...BUT SEE BELOW

Dear Wayne and Melodie:

Thanks for your return of the signed claims. I enclose copies of the notarized signatures for you to attach to the respective claim copies for your records.

I also enclose a subscription form for the docket sheet that you wanted to subscribe to. Please note the money goes to the SRBA court rather than to us.

As Melodie and I discussed on the phone yesterday claims are to be kept in your names rather than YL Ranches. I'm glad in terms of having to change everything again!

I didn't find in your signed claims a copy of A72-00200. My mailing tally shows that I sent you a copy but its very possible despite my writing everything down that I missed doing it. Would you check your paperwork there to see if you have a copy? In any case, here's another copy for you to sign and return to me and I'll do the notarization.

Not a big deal. Just the usual detail(s). It would be a big deal if we get to the decree stage and -00200 isn't signed! Let me know if you have any questions as usual. Best wishes.

Sincerely,

Frank Hitchcock

enclosures

3

YL RANCHES

WAYNE AND MELODIE BAKER
H-C 68 BOX 304
CLAYTON, IDAHO 83227-9601

TT: 2:05 PM 08-28-95 TCW
JCNM done - see file.

Frank Hitchcock
Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

RECEIVED

AUG 28 1995

Department of Water Resources
Southern Region

Dear Frank,

Sorry this took us so long. You know how summer is. It rained here today, so we sat down and signed our names.

sent ① I put a check on one of the sheets that I do want a monthly copy of the Snake River Basin Adjudication docket sheet. I didn't think I needed to put a yes check on every one. *order form*

sent ② Earlier in the year I received notice that I needed to respond to any claims on our water rights before October. Is this still necessary? I have not heard back from Jim Bennetts and so am assuming this is on hold again, hopefully.

I have been to Twin once this summer and am going down to school shop over Labor Day. I am amazed at the changes in the area every time I go down.

Thank you for all of your help on these water rights.

Sincerely,

Melodie Baker

09-01-95
Hold till we
receive - 00200
- then do WRS

sent 08-30-95

08-31-95

CN THRA - as soon.
as - 00200 come in

COPY

we w/ finish all claims
run WRS and jacket.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

August 7, 1995

MR AND MRS D. WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

RE: PLEASE...

Dear Wayne and Melodie:

I was up on the river showing my wife around three weeks ago and thought of stopping by to say hello. We saw the hay down all along the Salmon and the East Fork and figured you had plenty to do without flatlander getting in the way.

My reason for writing to you again is to suggest that if at all possible you sign and return the amended claims for me to notarize for your files. Since Tom Coates returns to school in two weeks it would be business-like to get this done while he's still in Jim's office.

As always, I have the chicken heart when things like this go too long and someone else gets a finger in the pie (of your rights/claims). That someone being others in this office or someone other than Tom handling the papers at Jims.

Give me or Tom a call if you are unsure about any aspect of the changes that have been made per Tom's paperwork to me. Since I didn't get to see you two I hope that my work is satisfactory. If there is any reason other than just the time to do it please call me at once.

You are welcome to call me at home after hours up to 10 pm or leave a message on our recorder at 733-4870. This is just one of those details things I don't want to let go. Please let me hear from you ASAP. Best wishes.

Sincerely,

Frank Hitchcock

PS: Melodie, have you seen what they have done to Twin?

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-00190 ET AL

BAKER CLAIMS

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

August 7, 1995 4:10pm

NAME:
TOM COATES, BENNETTS OFFICE

RE:
A72-00190 ET AL-BAKER(S)

TF-RETURNED MY MSG-TCW-RECIEVED D&C BAKER'S SIGNED AMENDED CLAIMS BACK. REVIEWED MAILING BACK TO THEM OF CCS: 1) NOTARIZED SIGNATURES ON THE CLAIMS; 2) CORRECTED (NOT AMENDED) CLAIMS THAT HAD THE WRONG PHONE NUMBER FOR D&C.

DISCUSSED NO WORD BACK FROM MELODIE AND WAYNE...SAID I WOULD SEND THEM A REMINDER TO RETURN SO WE DON'T ALL FORGET. TOM WILL BE AROUND FOR TWO MORE WEEKS BEFORE RETURNING TO LAW SCHOOL.



State Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 14, 1995

MR. AND MRS. D. WAYNE BAKER
HC 68 BOX 304
CLAYTON, ID 83227

RE: OWNERSHIP CHANGES/WATER RIGHT SPLIT OF SRBA CLAIMS

DEAR WAYNE AND MELODIE:

Here, at last, are the completed changeovers in their new form with you two as the owners. You will need to sign on the signature page for those claims that were amended. I have marked those claims with a yellow Post-It for your convenience. May I suggest that you have Melodie sign and that way you won't have to get her signature notarized up there. Since I have her signature on file I will use that example to notarize from.

The claims that were not amended don't require anything else to be done by you. The copy that is enclosed is for your records.

Please!...Review each claim to be sure that the changes requested by Tom Coates have been made and that the claims represent the usage the way you want it on file. This was a lot of detail work and even though I did it all myself and checked over and over is no guarantee that I didn't miss something. We can make changes easily at this point but if you discover a mistake in the usage after we turn in our report to the court you have to go to the court to try to make the change.

Return the signed copies to me in the enclosed mailers. As always, do call me if you have any question at all about these changes or the process. If I'm not here I will call you back as soon as I am in the office. **Please!**...Don't deal with anyone else in the office as they won't have any idea about your claims. Let me call you back at a time thats convenient for you even if it is after hours.

I'll be looking for your return of the signed claims for your files here in the office. Best wishes.

Sincerely,

cc: enclosures

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. BOX 36

CHALLIS, IDAHO 83226-0036

TELEPHONE
(208) 879-4188

FAX
(208) 879-1218

June 16, 1995

RECEIVED

JUN 20 1995

Frank Hitchcock
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region

RE: Baker Water Rights Transfer

Dear Frank:

As per our conversation at the Baker ranch today, I am enclosing the signed change of ownership documents.*

I sincerely hope these are correct. Thank you very much for your needed assistance. Please notify Jim or me if there are any further problems concerning these claims that we may not have addressed.

Very truly yours,

Tom Coates

Tom Coates, Paralegal

TC/k

Enclosure

* Covering ALL water rights claimed by the family...

original in A72-00190 COPY ✓

01/24/2001

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

RIGHT NUMBER: 72-193A

NAME AND ADDRESS: D WAYNE BAKER
MELODIE L BAKER
HC 68 BOX 304
CLAYTON, ID 83227

SOURCE: SALMON RIVER, E. FK TRIBUTARY: SALMON RIVER

QUANTITY: 2.49 CFS

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION:	T10N R18E S26	NESE	Within CUSTER County
	T10N R18E S35	SWNE	Within CUSTER County
	T10N R18E S35	NESW	Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	2.49 CFS

PLACE OF USE:

<u>IRRIGATION Within CUSTER County</u>					
T10N R18E S25	SWNW	16	T10N R18E S25	NWSW	4.5
T10N R18E S26	SENE	2.6	T10N R18E S26	NESE	20
T10N R18E S26	SWSE	7.6	T10N R18E S26	SESE	10
T10N R18E S35	NWNE	8.8			

69.5 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 72-02142 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 70 ACRES IN A SINGLE IRRIGATION SEASON

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREED

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 NESW AKA EF-8: 72-00193B, 72-02095
RIGHT NO. 72-02142 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 SWNE AKA EF-7

01/24/2001

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

RIGHT NUMBER: 72-193A

NAME AND ADDRESS: D WAYNE BAKER
MELODIE L BAKER
HC 68 BOX 304
CLAYTON, ID 83227

SOURCE: SALMON RIVER, E. FK

TRIBUTARY: SALMON RIVER

QUANTITY: 2.49 CFS

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T10N R18E S35 26 NESE Within CUSTER County
T10N R18E S35 SWNE Within CUSTER County
T10N R18E S35 NESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

↑
PERIOD OF USE QUANTITY
4-01 10-31 2.49 CFS

PLACE OF USE:

*Comparison
Report for
Court*

16	T10N R18E S25	NWSW	4.5
2.6	T10N R18E S26	NESE	20
7.6	T10N R18E S26	SESE	10
8.8			

RES TOTAL

4E IRRIGATION OF 60 ACRES WITHIN
IVE IN A SINGLE IRRIGATION
4 RIGHT NO. 72-02142 IS LIMITED
ED TOTAL OF 70 ACRES IN A SINGLE

OTHER PROVISIONS NECES

TRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF
WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL
OTHER WATER RIGHTS IN BASIN 72: WATER RIGHT NO. SOURCE
NONE NONE THE FOLLOWING WATER RIGHTS FROM THE
FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED
SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER
BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL
WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF
WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 NESW AKA EF-8: 72-
00193B, 72-02095

RIGHT NO. 72-02142 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 SWNE AKA EF-7

Hancock, Vikie

From: Spencer, Nick
Sent: Wednesday, January 24, 2001 10:46 AM
To: Hancock, Vikie; Music, Vicky
Subject: 72-00193A (Baker)

Hi Vikie and Vicky. SM Cushman granted the Bakers' motion for leave to file a late objection, and deemed the objection filed as of today. It will go on the docket sheet along with an order directing that the last day for filing responses to the objection will be February 28th. He also set it for a telephone status conference on March 27th at 11:30 if we don't file an SF-5 first. I kept Melodie Baker on the phone after the hearing to tell her that we agreed with the objection, would correct the error regarding the POD in Section 26, and would put the POD descriptions back to 1/4 1/4s as originally recommended due to the movement of the river channel. Since there is little likelihood that anybody is going to file a response to the late objection I think we can go forward to prepare and SF-5 to file shortly after the February 28 response deadline. Vikie, could you make the corrections to the POD descriptions in the next few days? Vicky, could you prepare an SF-5 cover sheet and certificate of service to use when the water right description is corrected? It would be great if we could get this one done so that we can file an SF-5 shortly after the response deadline. Thanks. NBS

72-00193 A

Wayne & Melodie Baker

Data Entry error.

We are in agreement
that POD legals
are:

Sec 26 NE SE

Sec 35 SW NE

Sec 35 NE SW

Vikia

RECEIVED
JUN 07 1999

RECEIVED
JUN 29 1999
Department of Water Resources
Southern Region

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 A72-00193A
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: D. Wayne And/or Melodie L. Baker
Address: HC 68 Box 304
Clayton, ID 83227-9601
Daytime Phone: 838-2440

Name & Address of Attorney, if any:

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

Name: D. Wayne and/or Melodie L. Baker
Address: HC 68 Box 304
Clayton, ID 83227-9601

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

State of Idaho)
County of Custer)ss.

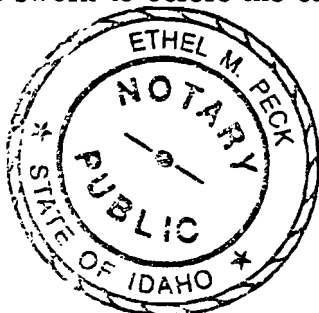
MELODIE L. BAKER , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Melody L Baker
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:



June 2, 1999
Ethel M. Peck
Notary Public for Idaho
Residing at: Phillips
My Commission Expires: 3-19-2004

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.

Hancock, Vikie

From: Clelland, Steve
Sent: Wednesday, June 02, 1999 10:52 AM
To: Hancock, Vikie
Subject: FYI: Melody Baker Objections

6/2/99 10:00 AM

NAME:

RE:

MELODY BAKER

CALLIN

OBJECTION FORMS

She just got the Objection forms and wanted to know if she could postmark them or FAX. After she re-read the instructions she found her answers and it is "no" to both questions. I suggested she send the forms in anyway and the court can treat them as late objections. In either case, the opportunity to file an effective objection is still possible.

She also brought up the issue of using the 10 acre $\frac{1}{4}$ - $\frac{1}{4}$ is not accurate for their river situation due to the changing conditions. I agreed with her and reminded her she can still move within the 40 acre tract before filing a transfer, however, if she wants to file an objection I think the Dept. will follow the idea.

*FAX - melodie Baker
838-2274*

*FAX - Custer County
879-5246*

SD-4114
INQUIRY

Idaho Department of Water Resources
Adjudication Diversion Data Screen

Date: 05/20/99
Time: 13:18:09

Water Right Number: 72-00193A

FIRST PAGE

4. Point of Diversion:

POD

Diversion

Name

TWP	Rng	Sect	1/4	1/4	1/4	Lot	Flag	
10N	18E	35		SW	NE			EF-7
10N	18E	35		NE	SW			EF-8
10N	18E	35		NE	SE			

26

(GOLD4=Prev Screen)
(GOLD5=Next Screen)

(GOLD6=End of Data)

(Enter=Exit)
(GOLD8=Cancel)

5/20 Vikie,

we might need to have Wayne & Helene
object to consent pod legal. Somehow
this got changed from orig. claim
TY

Called - left message
5-24-99

COMMUNICATION DOCUMENTATION

February 19, 1999

Regarding:

Customer:

Stockwater claims for Wayne and Melodie Baker

From: Vikie Hancock

[illegible]

I called Melodie Baker in reply to her letter to the department dated 1-27-99 regarding claims for stockwater on their ranch along the East Fork. I asked her what her method of stock watering was, and the number and kinds of stock. She told me that they had between 400 and 500 range cattle, and 20 horses. She told me that they watered them year round from the river and creeks and irrigation diversions. She said that there were probably four different "ranches" that they divided the stock up into, and that sometimes all of the cattle were confined to one area, and that sometime the cattle were divided up into several areas, depending on conditions.

I explained that in order to have stockwater included as an element of their existing claims, they could amend each claim to include stock as an element, however, because these claims were based upon the 1938 Decree for irrigation, their stock diversions would be included in the total diversion for irrigation, and limited to the irrigation season of use.

I told her that another option was to file late Beneficial Use claims for stockwater only, with a priority date based on the decreed priority date for irrigation (from 1938 decree). I told her there would be no late fees on de minimus stockwater claims. I gave her our guidelines of 0.02 cfs for instream stock use, and 0.11 cfs for diversion to 500 range cattle. I explained the general process of filing late claims now that recommendations have been reported to the court, and sent her the claim forms needed.

RECEIVED

EAST FORK RANCHES
WAYNE AND MELODIE BAKER
HC 68 BOX 304
CLAYTON, IDAHO 83227-9601

FEB 10 1999

Department of Water Resources
Twin Falls, Idaho



January 27, 1999

Vikie Hancock
Water Resource Agent
State of Idaho
Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Dear Ms. Hancock,

I appreciate your changing the points of diversion to the forty acre tract, only.

Thanks also for the changes on 72-00193A and moving the "dot" down on the one GIS.

I noticed that on claim 72-00201B, under Explanatory Material, it says: "property is also known as LOT 3, BLK 1, and it should be LOT 10". Must be a typo, it was right on the papers before.

On claims 72-00193A, 72-00198, 72-00197, 72-00196, 72-002142, 72-00200, 72-00199 all show incidental use for 400 cows and 20 horses. This is non-irrigation use, and I understand this is a given as a beneficial use in the Adjudication and thus not an element of the water right, but since there has always been this stated on the claim, why take it off now? The stockwater claims we filed for, are not uses along the river and in our ditches, that the above claims covered under non-irrigation/incidental. We are just concerned that down the road, with all of the environmental pressure and pressure on water for the endangered species, we are going to lose this right if not shown, and where it was already stated on the above claims, would like to see it remain, if that makes sense. We do not want it to take away from the diversion amount allowed for irrigation under our decree.

Thank you for taking care of all of this. I hope I am not making this any more difficult than necessary. We are just gunny when it comes to our water, we just keep getting so much pressure.

Sincerely,

Melodie L. Baker

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

Water Right Number - R72-00193A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +	+ - First Name - - +	+ - - - - Address - - - - - +
*** C - CURRENT OWNER ***		
BAKER	D WAYNE	1 - HC 68 BOX 304 2 - 3 - City- CLAYTON Phone - 208-838-2440 State- ID Zip- 83227
BAKER	MELODIE L	1 - HC 68 BOX 304 2 - 3 - City- CLAYTON Phone - 208-838-2440 State- ID Zip- 83227
*** O - ORIGINAL OWNER ***		
BAKER	RICHARD L	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271 State- ID Zip- 83227
GOSSI	FRED	1 - 2 - 3 - City- N/A Phone - 208-000-0000 State- ID Zip- 00000
GOSSI	ROSA A	1 - 2 - 3 - City- N/A Phone - 208-000-0000 State- ID Zip- 00000
BAKER	RICHARD DOUGLAS	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271 State- ID Zip- 83227
LASSITER JOHNSON AND KITZ		1 - 505 S FLAGLER DR 2 - SUITE 1300 3 - City- WEST PALM BEACH Phone - 407-659-4422 State- FL Zip- 33401
BAKER	BETTY L	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271 State- ID Zip- 83227
BAKER	CHERYL KAY	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271 State- ID Zip- 83227

Water right number - R72-00193A

Prefix Translation: RESEARCH

```

+ - - - - Last Name - - - - +   + - First Name - - +   + - - - - Address - - - - - +
TAPPAN                           SCOT                        1 - HC 68 BOX 360
                               2 - SALMON FORK SUBDIVISION
                               3 -
                               City- CLAYTON                State- ID Zip- 83227
                               Phone - 208-838-2355

+ - - Priority Date - - +   + - - Region - - - +   + - - Stage - - - +   + - - Status - - - +
    05/01/1885                17 SOUTHERN                D - DECREED

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

+ - - - - Point of Diversion - - - - - +
TwN   Rng   Sec   Tract   Lot   RFlg   County
10N   18E   26   SE NE SE   (37) CUSTER
      35   SW SW NE   (37) CUSTER
      SW NE SW   (37) CUSTER
      EF-7
      EF-8

+ - - - - Water Use - - - - - +
Code   Description   Period From   Period To   Diversion Rate   Diversion Volume
01 - IRRIGATION      04/01       10/31       2.490

+ - Total Div. Rate - +   + - Total Div. Volume - +   + - Total Consumptive Use - +   + - KW Usage - +
    2.490                                0.0

+ - - - - Place of Use - - - - - +
TwN   Rng   Sec   Tract   Lot   Acres   Code   Description   County
10N   18E   25   SW NW       16.0   01   IRRIGATION   (37) CUSTER
10N   18E   25   NW SW       4.5    01   IRRIGATION   (37) CUSTER
10N   18E   26   SE NE       2.6    01   IRRIGATION   (37) CUSTER
10N   18E   26   NE SE       20.0   01   IRRIGATION   (37) CUSTER
10N   18E   26   SW SE       7.6    01   IRRIGATION   (37) CUSTER
10N   18E   26   SE SE       10.0   01   IRRIGATION   (37) CUSTER
10N   18E   35   NW NE       8.8    01   IRRIGATION   (37) CUSTER

Total Acres: 69.5

+ - - Diversion Means - SEVERAL DITCH HEADINGS INTO CANALS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00190,-00194,-02142

+ - - - - Remarks - - - - - +
POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN

```

Water right number - R72-00193A

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 72-02142 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 70 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 NESW AKA EF-8:
72-00193B, 72-02095.
RIGHT NO. 72-02142 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 SWNE AKA EF-7.

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

+ - - - - Conditions of Approval - - - - - +
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 72:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

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

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

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
Date: 12/22/1995 User Id: FHITCHCO Subject: COPIED FROM REMARKS
SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.
OWNERSHIP CHANGE ENTERED 07-13-1995 BY FH.
INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES
Date: 11/21/1998 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
Date: 12/29/1998 User Id: VHANCOCK Subject: CHANGE IN SPLIT PER NOE
NOE FROM MELODIE BAKER SUBSTANTIATED BY WARRANTY DEED SUBMITTED AT TIME OF OWNERSHIP CHANGE IN 6-95 REQUIRED CORRECTION TO POU
AND DIV RATE SPLIT OF A72-00193. A AND R RECORDS CHANGED THIS DATE. SEE NOTE IN FILE.

+ - - Audit Fields - - +
12/29/98 VHANCOCK

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

Prefix Translation: RESEARCH

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	- 12/29/1998	Old Judicial District	-
Claim Received Date	- 12/18/1989	Last Amended Date	- 07/13/1995	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

NOTE TO FILE

From: Vikie Hancock

12/28/98

Regarding: Claim number A72-00193 Split to A and B

Receipt of a Notice of Error from Melodie and D. Wayne Baker required a correction to the way original claim A72-00193 was split during the change of ownership in 1995. Part of the acreage in NWNE Section 35 should have been included in A72-00193A in the name of Melodie and D. Wayne Baker. Former agent Frank Hitchcock split the claim per instructions received from claimants on May 30th 1995, however, these instructions subsequently seem to have been in error. Melodie Baker's Notice of Error is substantiated by the Warranty Deed submitted at the time of ownership change, which conveys the acreage in question in section 35 to Melodie and D. Wayne from Dick and Betty Baker. I am therefore adjusting my recommendation for place of use and diversion rate for both claim number 72-00193A and 72-00193B. Method of calculation below:

- Original claim 72-00193 - $5.2 \text{ cfs} / 222 \text{ acres} = 0.0234 \text{ cfs per acre}$.
- Claimed acres in NWNE Sec 35 = 15 ac Found irrigated = 10 ac
- Number of found irrigated acres in portion owned by Melodie and D. Wayne Baker = 8.8
- Number of found irrigated acres in portion owned by Richard and Cheryl Baker = 1.2
- Percentage of actual irrigated acres owned by M. and D. Baker = 88%
- Percentage of actual irrigated acres owned by R. and C. Baker = 12%
- 88% of claimed (15) acres = 13.2 acres
- 12% of claimed (15) acres = 1.8 acres.
- NWNE Section 35 should have been split as follows:
 - 13.2 acres to 72-00193A - D. Wayne and Melodie Baker
 - 1.8 acres to 72-00193B – Richard and Cheryl Baker
- Total acres and diversion rates for both claims should have been split at follows:
 - 2.49 cfs for 106.2 ac to 72-00193A
 - 2.70 cfs for 115.8 ac to 72-00193B



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 29, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

D. Wayne and Melodie Baker
HC 68 Box 304
Clayton, Idaho 83227

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-00193A, -00196, -00197, -00198, -00199,
-00200, -00201B, -00224, -00225, -02142

Dear Mr. and Mrs. Baker:

I am writing in response to your reply to our Notice of Error forms for the above adjudication claims. I hope that I can address the comments that you have on the many claims in this letter. I'll tackle the questions which appear most often first, and then move on to more specific items, in the hope that this method will be most understandable, for all of us.

First, I agree with your request that we identify the points of diversion to the forty acre tract, only. It has been Department policy to locate points of diversion to the ten acre tract whenever possible, for accuracy. However, when dealing with surface water, and especially with a river as dynamic as the East Fork, we recognize the benefit of backing that off a bit to allow for changes in the river channel. I have corrected our records per your request.

Next, regarding *stockwater as a Use*. All of the claims referenced above were originally filed for irrigation use only, with stockwater listed as incidental, and thus not an element of the water right. All of the claims, except 72-02142, which is based on a license for irrigation only and originally filed by George Shinderling, are based on decreed rights from a 1938 Court Decree which was silent on stockwater usage. You do, however, have stockwater claims, based on beneficial use, in the Adjudication. You should have received the partial decree for these claims on or around October, 1997. I am sending you copies of the stockwater claims that you filed with the Department. If you now feel that these claims do not accurately represent your stockwater usage, you have a couple of options. You can file additional claims for stockwater based on beneficial use. You can amend the above irrigation claims that are based on decree to include stockwater as a use; however, the diversion amount for stock would be included in the diversion amount allowed for irrigation under your decree, so the total diversion rate would remain the same. Stockwater is considered incidental to your irrigation water right, whether or not it is listed as a use, however, if you wish to proceed with either of the stockwater options outlined, please let me know, and I will forward the appropriate forms.

Next, I will try to explain our method for determining the proposed recommendation of your irrigated *Place of Use*. The Adjudication process was begun in 1987 to determine the status of water rights in Idaho at that time. The Department contracted to have aerial photographs taken then, so that we would have these photos to calculate what was being irrigated at the time the Adjudication was begun. Statutes were enacted by the Idaho Legislature to ensure that all water uses existing at commencement could be included in the process, whether or not the landowner had complied with permit requirements. However, any new uses - including an addition in acres irrigated - require permits, per Idaho law. It has been a Department policy to recommend acres where resumption of irrigation occurred during the process of the Adjudication on acres that may have been dry in 1987, but had been irrigated historically (ie: your claim 72-00201B in Pine Creek Subdivision). We cannot, however, include in our recommendation acres that you may wish to irrigate in the future.

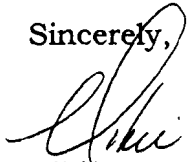
The department uses "Arc View", a computer program also used by Custer County, to locate and calculate the irrigated acres, based on aerial photography. The exact shape of the fields is sometimes subject to human interpretation, therefore I also used notes that former agent Frank Hitchcock took during his field exams of your property. If you see that I have missed acres that you irrigate, please document them by drawing the acres, and the ditches used to irrigate them, on the GIS color images you received in the mail, and send them down to me, so that I can add to my recommendation. This also goes for points of diversion. If you know that a point of diversion wrong as represented on the GIS image, please mark the correct location so that I may change my recommendation. I'll then send you a corrected GIS image back for your approval.

You mentioned specific acres that you wished added to claim number 72-00193A in the NWNE of Section 35. I believe that this field was included in claim 72-00193B for Richard and Cheryl Baker, per instructions to former agent Frank Hitchcock. They didn't mention the discrepancy in their reply to our Notice of Error for 72-00193B, but further checking on my part shows that the field in question seems to be included in your Warranty Deed. I am, therefore, correcting the split of claim 72-00193 so that your "A" portion includes these acres. I'm also glad you caught the error in Explanatory Material - I corrected the EF-8 legal to read NESW.

On claim 72-00224 and -00225 you questioned the legal description for EF-3. Changing the legal to read to the $\frac{1}{4}$ $\frac{1}{4}$ instead of $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$ will still not make it match your original claim. Gary Ingram seemed to agree with the legal for EF-3 as I have described it, however, if you strongly disagree, let me know. In regard to the point of diversion for claim numbers 72-00199 and -00200, the point on the GIS image is incorrectly a bit north of section 5 since the river goes right along the section line, but your recommendation reads correct. I will move the "dot" down on our master GIS file to match the legal.

I hope that I have covered all of your concerns. I am sending you a corrected copy of the split claim 72-00193A, showing the change in place of use, and of the other claims with updated point of diversion legals, and other data entry corrections. Please let me know as soon as possible if you still wish to add irrigated acres, change specific points of diversion, or file for additional stockwater uses. The actual Director's Report to the SRBA Court is scheduled to be sent January 12, 1999, and it will be best if we can get things corrected before then. I want to thank you for your cooperation in the SRBA. It has certainly been a complicated process, but hopefully we are nearing the end in your basin. If you have any questions, please don't hesitate to call me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'V. Hancock', written in black ink.

Vikie Hancock

Water Resource Agent

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 17 1998

Department of Water Resources
Southern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-00193A

MELODIE L BAKER
D WAYNE BAKER
HC 68 BOX 304
CLAYTON ID 83227

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g., ^{(1) Purpose of Use states Irrigation. This should read Irrigation and Stockwater. Doesn't show stockwater on preliminary, it does on our original and has been determined for historical beneficial use} (2) Place of Use acreage is dropped here to 60.7 from 93. (3) Explanatory Material-The legal at SWNWSW is wrong (4) Recommended Place of Use on GIS not correct

2. Describe the changes you wish to make in the proposed recommendation:

(1) Purpose of Use: Should state Irrigation and Stock water-add stockwater as in the original-historical beneficial use right. (2) Place of Use acreage should remain at 93acres. (3) Explanatory Material-legal at SWNWSW should read SWNESW as in the Pt of Div (4) Recommended Place of Use in yellow on GIS should include field in Section 35 NWNE

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

(1) Our legal reads "Irrigation and Stockwater" and so should the preliminary. It was proven as historical beneficial use and still can. (2) Leave as in the original acreage. We may want to put in more ground either through need, better equipment, better water use, drain water, etc. We have paid for this right and should not have it taken away. (3) May be a typo (4) This field should be included in ground irrigated, do not understand exclusion. Legal is above.

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

DATE: 12/11/98 SIGNATURE: Melodie L Baker David Wayne Baker
Please print your name: Melodie L Baker David Wayne Baker

Water Right Number - R72-00193A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +	+ - First Name - - +	+ - - - - Address - - - - - +	
*** C - CURRENT OWNER ***			
BAKER	MELODIE L	1 - HC 68 BOX 304 2 - 3 - City- CLAYTON Phone - 208-838-2440	State- ID Zip- 83227
BAKER	D WAYNE	1 - HC 68 BOX 304 2 - 3 - City- CLAYTON Phone - 208-838-2440	State- ID Zip- 83227
*** O - ORIGINAL OWNER ***			
GOSSI	ROSA A	1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
BAKER	RICHARD DOUGLAS	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271	State- ID Zip- 83227
BAKER	RICHARD L	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271	State- ID Zip- 83227
GOSSI	FRED	1 - 2 - 3 - City- N/A Phone - 208-000-0000	State- ID Zip- 00000
LASSITER JOHNSON AND KITZ		1 - 505 S FLAGLER DR 2 - SUITE 1300 3 - City- WEST PALM BEACH Phone - 407-659-4422	State- FL Zip- 33401
BAKER	BETTY L	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271	State- ID Zip- 83227
BAKER	CHERYL KAY	1 - C/O HC 68 BOX 350 2 - 3 - City- CLAYTON Phone - 208-838-2271	State- ID Zip- 83227

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

Water right number - R72-00193A

Prefix Translation: RESEARCH

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

TAPPAN

SCOT

1 - HC 68 BOX 360
2 - SALMON FORK SUBDIVISION
3 -
City- CLAYTON State- ID Zip- 83227
Phone - 208-838-2355

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1885 17 SOUTHERN D - DECREED

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

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

10N 18E 26 SE NE SE (37) CUSTER
35 SW SW NE (37) CUSTER EF-7
SW NE SW (37) CUSTER EF-8

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 2.184

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.184 0.0

+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10N 18E 25 SW NW 16.0 01 IRRIGATION (37) CUSTER
10N 18E 25 NW SW 4.5 01 IRRIGATION (37) CUSTER
10N 18E 26 SE NE 2.6 01 IRRIGATION (37) CUSTER
10N 18E 26 NE SE 20.0 01 IRRIGATION (37) CUSTER
10N 18E 26 SW SE 7.6 01 IRRIGATION (37) CUSTER
10N 18E 26 SE SE 10.0 01 IRRIGATION (37) CUSTER

Total Acres: 60.7

+ - - Diversion Means - SEVERAL DITCH HEADINGS INTO CANALS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 72-00190,-00194,-02142

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

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 51 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Handwritten notes:
add 3.3 ac
na na na
Chap per 11/20/98
12/29/98
11/21/98

Water right number - R72-00193A

Prefix Translation: RESEARCH

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

USE OF THIS RIGHT WITH RIGHT NO. 72-02142 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 61 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 SWSW AKA EF-8:
72-00193B, 72-02095.

RIGHT NO. 72-02142 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE AS 10N 18E SEC 35 SWSNE AKA EF-7.

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

No Old Water Right Numbers Found

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

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

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

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

+ - Decree Date - +
00/00/0000

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

Date: 12/22/1995 User Id: FHITCHCO Subject: COPIED FROM REMARKS
SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.
OWNERSHIP CHANGE ENTERED 07-13-1995 BY FH.
INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES

+ - - Audit Fields - - +

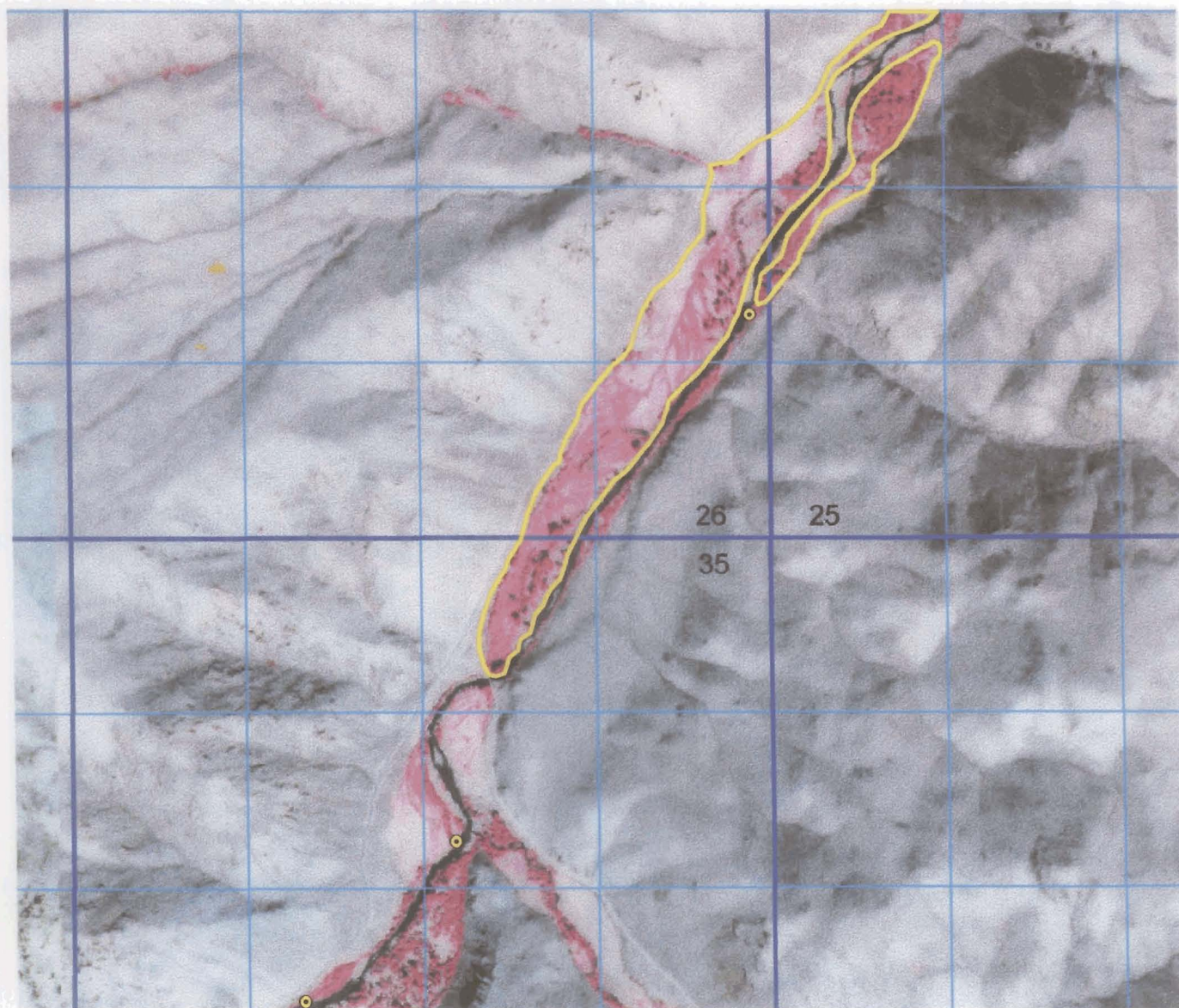
11/20/98 VHANCOCK

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 11/20/1998 | Old Judicial District | - |
| Claim Received Date | - 12/18/1989 | Last Amended Date | - 07/13/1995 | Temporary Right | - P |
| | | Receipt Number | - X777777 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

RIGHTS 72-00193A

RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 25, 26, 35
data entry on December 28, 1998



0 1320 2640 3960 5280 6600 Feet

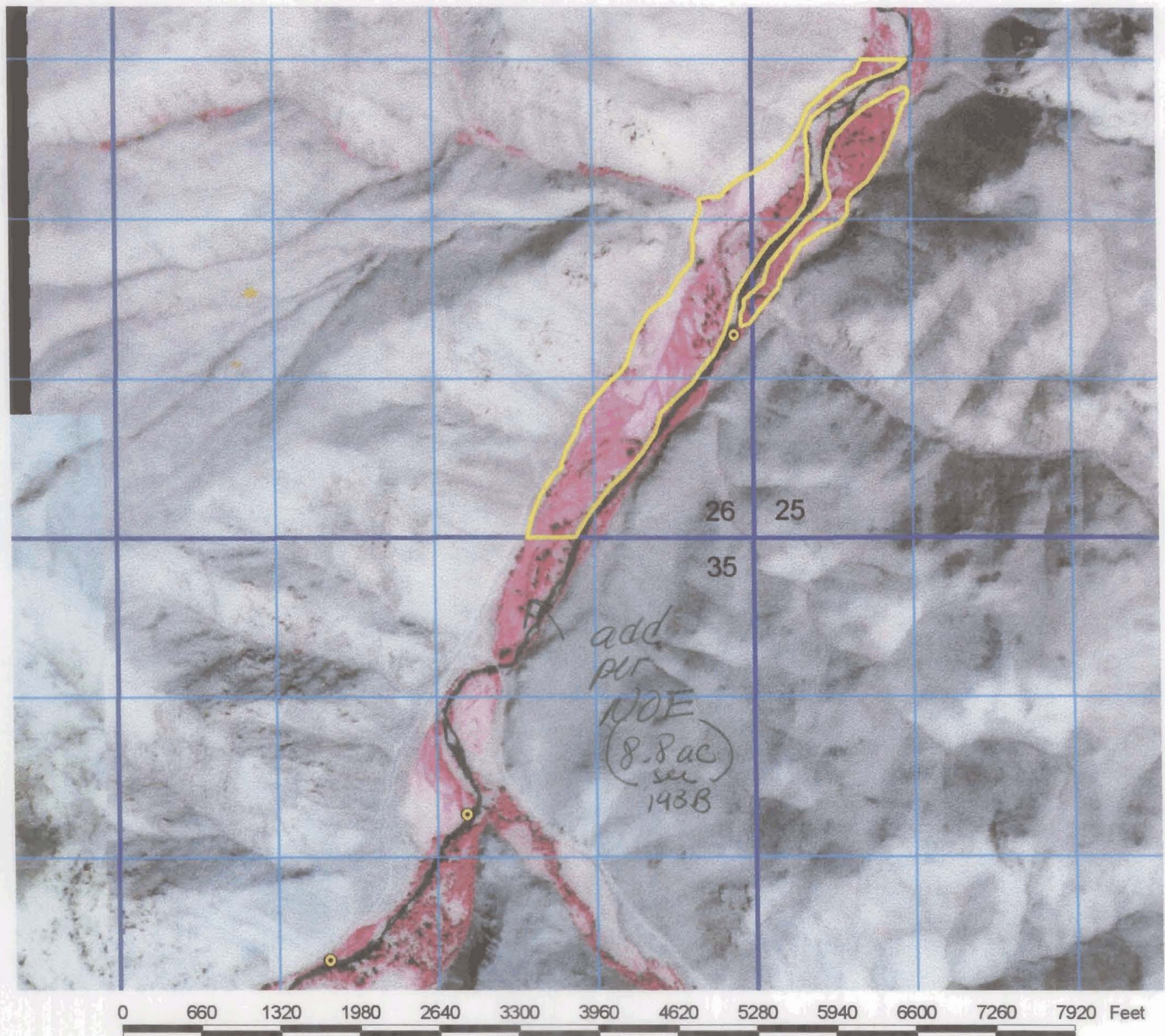


-  **RECOMMENDED PLACE OF USE**
-  **RECOMMENDED POINT OF DIVERSION**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**
-  **SUBDIVISION LOT BOUNDARIES**

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

RIGHT 72-00193A

RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 25, 26
data entry on November 17, 1998



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

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

SUPERCEDED PER NOE 12/28/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:42:38
01/13/96
69

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A72-00193A

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|--------------------------------------|-----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | D WAYNE BAKER | 05/01/1885 | IRRIGATION | 04-01 11-01 | 2.18 CFS | |
| C | MELODIE L BAKER | | | | 2.18 CFS | |
| TOTAL DIVERSION:
CONSUMPTIVE USE: | | | | | 2.18 CFS | 232.50 AFA |

Water Source: SALMON RIVER, EAST FORK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion:

T10N R18E S26
S35

SENESE
NWSWNE

SWSWNE

CUSTER County
CUSTER County

Place of use Legal Description for: IRRIGATION

| | | NE | | | | NW | | | | SW | | | | SE | | | | |
|-------------|--------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|------|
| | | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | SUM |
| T | R S | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | |
| 10N | 18E 25 | : | | : | | : | | : | 26 | : | | : | 05 | : | | : | | 31.0 |
| 10N | 18E 26 | : | | : | 06 | : | | : | | : | | : | | : | 27 | : | 10 19 | 62.0 |
| TOTAL ACRES | | | | | | | | | | | | | | | | | 93.0 | |

POU County: CUSTER

Non-Irrigation Uses: (INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES)

Other Rights: 72-00190,-00194,-02142

Remarks: (SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.)

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: D

Comments

Kole
(E11 + 02142
51 ac
PPU
60.7

023

1/1

CITY: CLAYTON
PHONE NUMBER: 208-838-2440

STATE: ID ZIP: 83227

OWNER CODE: C

✓ LAST: BAKER
ADDRESS: HC 68 BOX 304
CITY: CLAYTON
PHONE NUMBER: 208-838-2440

FIRST: MELODIE L

STATE: ID ZIP: 83227

OWNER CODE: C

LAST: LASSITER JOHNSON AND KITZ
ADDRESS: 505 S FLAGLER DR
SUITE 1300
CITY: WEST PALM BEACH
PHONE NUMBER: 407-659-4422

FIRST:

STATE: FL ZIP: 33401

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: SPLIT DONE DUE TO CHANGE IN OWNERSHIP 06-10-1995 BY FH.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: 8/17/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Field Exam by Frank Hitchcock. Claimant contacted
and lands observed numerous times in 1993, 1994,
1995, 1996, by Frank Hitchcock.

CVR

- A. AJ CLAIM: # A72-00193A PRIORITY DATE: 05-01-1885 STAGE: D
- B. WR RECORD: # 72-00193 PRIORITY DATE: 05-01-1885 STAGE: D
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)
- FIELD EXAM COMPLETED N/A(☐) Y(☐) N(☐)
- FIELD EXAM SENT TO STATE OFFICE N/A(☐) Y(☐) N(☐)
- LICENSE ISSUED N/A(☐) Y(☐) N(☐)
- * IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)
- * FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☐) N(☐)

NOTES:

Priority date recommended as decreed on Base right
Recommend as claimed

RECOMMENDED PRIORITY DATE:

05-01-1885

REVIEWED BY

[Signature]

DATE

11-20-98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD
FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|------------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A72-00193A | 10N | 18E | 26 | SE | NE | SE | | | CUSTER | | |
| A72-00193A | 10N | 18E | 35 | NW | SW | NE | | | CUSTER | | |
| A72-00193A | 10N | 18E | 35 | SW | SW | NE | | | CUSTER | | |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A72-00190

**

A72-02142

A72-10084

A72-10464

A72-10514

A72-10541

** 16 R PREFIX CLAIMS WITH THIS POD

WR RECORDS IN SAME 40 ACRE TRACT

72-00190

72-00194

72-02142

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD
FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|------|------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 72-00193 | 09N | 18E | 3 | | NE | NW | | | CUSTER | | |
| 72-00193 | 10N | 18E | 35 | | NW | NE | | | CUSTER | | |
| 72-00193 | 10N | 18E | 35 | | SW | NE | | | CUSTER | | |
| 72-00193 | 10N | 18E | 35 | | SE | SW | | | CUSTER | | |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

72-00190

72-00194

72-02142

A72-00190

A72-02142

A72-10464

A72-10492

A72-10514

A72-10541

A72-16011

***** 16 R PREFIX CLAIMS WITH THIS POD

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

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

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

N/A() Y() N(✓)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

Y(✓) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N(☒)

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y() N(☒)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y(☒) N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

Y() N()

AJ FIELD EXAM

(DATE OF FIELD EXAM 8-17-93)

NAME OF EXAMINER

Frank Hitchcock

Y(☒) N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: NO P/S found in Sec 26 by field exam FH, however
indications were that one existed as claimed.
PODs recommended as found at field exam and
desk review using ARC VIEW GIS Program.

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

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD
FLAG | COUNTY | DIVERSION NAME | DIVERSION NBR |
|------------|------------|-----------|-----------|-----------|-----------|-----|-------------|---------------|----------------|---------------|
| ✓ 10N | 18E | 26 | SE | NE | SE | | | CUSTER | | |
| ✓ 10N | 18E | 35 | SW | SW | NE | | | CUSTER | EF-7 | |
| ✓ 10N | 18E | 35 | SW | SW | NE | | | CUSTER | EF-8 | |
| <u>10N</u> | <u>18E</u> | <u>35</u> | <u>SW</u> | <u>NE</u> | <u>SW</u> | | | <u>CUSTER</u> | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

REVIEWED BY: Alanco

DATE: 11-20-98

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

See map in claim file A72-00190

| | |
|------------------------------|------------|
| A. ROOT WATER RIGHT NUMBERS: | R72-00193 |
| | A72-00193A |
| | A72-00193B |
| | R72-00193A |
| | R72-00193B |

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | 615
FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|------------------------|-------------------|----------------|-----------------|-----------------------|------------------|
| 10N | 18E | 25 | SW | NW | | BAKER, D WAYNE | A72-00193A / 26.0 | - / | 18.0 | 14 | |
| | | | SW | NW | | BAKER, CHERYL KAY | R72-00190 / 26.0 | 72-00190 / | | | |
| | | | SW | NW | | BAKER, RICHARD DOUGLAS | R72-00194 / 26.0 | 72-00194 / | | | |
| | | | SW | NW | | BAKER, D WAYNE | R72-00193A / 26.0 | - / | | | |
| | | | SW | NW | | GOSSI, ROSA A. | | 72-00191 / | | | |
| | | | SW | NW | | GOSSI, ROSA A. | | 72-00192 / | | | |
| | | | SW | NW | | GOSSI, ROSA A. | | 72-00193 / | | | |
| 10N | 18E | 25 | NW | SW | | BAKER, D WAYNE | A72-00193A / 5.0 | - / | 9.0 | 4.5 | |
| | | | NW | SW | | BAKER, D WAYNE | R72-00193A / 5.0 | - / | | | |
| | | | NW | SW | | BAKER, CHERYL KAY | R72-00190 / 5.0 | 72-00190 / | | | |
| | | | NW | SW | | BAKER, RICHARD DOUGLAS | R72-00194 / 5.0 | 72-00194 / | | | |
| | | | NW | SW | | GOSSI, ROSA A. | | 72-00191 / | | | |
| | | | NW | SW | | GOSSI, ROSA A. | | 72-00192 / | | | |
| | | | NW | SW | | GOSSI, ROSA A. | | 72-00193 / | | | |
| 10N | 18E | 26 | SE | NE | | BAKER, D WAYNE | A72-00193A / 6.0 | - / | | 2.6 | |
| | | | SE | NE | | BAKER, MELODIE L | R72-02142 / 6.0 | 72-02142 / 6.0 | | | |
| | | | SE | NE | | BAKER, D WAYNE | R72-00193A / 6.0 | - / | | | |
| | | | SE | NE | | BAKER, CHERYL KAY | R72-00190 / 6.0 | - / | | | |
| | | | SE | NE | | BAKER, RICHARD DOUGLAS | R72-00194 / 6.0 | - / | | | |
| | | | SE | NE | | US DEPT OF INTERIOR | A72-12277 / | - / | | | |
| | | | SE | NE | | US DEPT OF INTERIOR | A72-12278 / | - / | | | |
| | | | SE | NE | | BAKER, D WAYNE | A72-02142 / 6.0 | - / | | | |
| 10N | 18E | 26 | NE | SE | | BAKER, D WAYNE | A72-00193A / 27.0 | - / | 15.0 | 20 | |
| | | | NE | SE | | BAKER, MELODIE L | R72-10084 / | - / | | | |
| | | | NE | SE | | BAKER, D WAYNE | R72-00193A / 27.0 | - / | | | |
| | | | NE | SE | | BAKER, CHERYL KAY | R72-00190 / 27.0 | 72-00190 / | | | |
| | | | NE | SE | | BAKER, RICHARD DOUGLAS | R72-00194 / 27.0 | 72-00194 / | | | |
| | | | NE | SE | | BAKER, MELODIE L | A72-10084 / | - / | | | |
| | | | NE | SE | | GOSSI, ROSA A. | | 72-00191 / | | | |
| | | | NE | SE | | GOSSI, ROSA A. | | 72-00192 / | | | |
| | | | NE | SE | | GOSSI, ROSA A. | | 72-00193 / | | | |
| 10N | 18E | 26 | SW | SE | | BAKER, D WAYNE | A72-00193A / 10.0 | - / | 5.0 | - | |

NOT IN DECREED TRACTS

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM.
615 | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|------------------------|-------------------|-----------------|-----------------|-----------------------|------------------------|
| | | | SW | SE | | BAKER, MELODIE L | R72-02142 / 10.0 | 72-02142 / 10.0 | | | |
| | | | SW | SE | | BAKER, D WAYNE | R72-00193A / 10.0 | - / | | 7.6 | NOT IN DECREEED TRACTS |
| | | | SW | SE | | BAKER, CHERYL KAY | R72-00190 / 10.0 | - / | | | |
| | | | SW | SE | | BAKER, RICHARD DOUGLAS | R72-00194 / 10.0 | - / | | | |
| | | | SW | SE | | BAKER, D WAYNE | A72-02142 / 10.0 | - / | | | |
| 10N | 18E | 26 | SE | SE | | BAKER, D WAYNE | A72-00193A / 19.0 | - / | 19.0 | 10 | |
| | | | SE | SE | | BAKER, D WAYNE | R72-00193A / 19.0 | - / | | | |
| | | | SE | SE | | BAKER, CHERYL KAY | R72-00190 / 19.0 | 72-00190 / | | | |
| | | | SE | SE | | BAKER, RICHARD DOUGLAS | R72-00194 / 19.0 | 72-00194 / | | | |
| | | | SE | SE | | GOSSI, ROSA A. | | 72-00191 / | | | |
| | | | SE | SE | | GOSSI, ROSA A. | | 72-00192 / | | | |
| | | | SE | SE | | GOSSI, ROSA A. | | 72-00193 / | | | |

ADDITIONAL POU FOUND

Q

| | | | | |
|--------------------|------------|-------|-------|------|
| TOTAL ACRES | A72-00193A | 93.00 | 66.00 | 60.7 |
| POU COUNTY: CUSTER | | | | |

50.7 within
decreeed tracts

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

Y(✓) N()

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------------------|------------------------|-----------|----------------|-----------|----------------|
| A72-00193A | SALMON RIVER, EAST FORK | BAKER, D WAYNE | 2.184 | 0.023 | | |
| R72-00190 | HERD CREEK | BAKER, CHERYL KAY | 0.400 | 0.003 | | |
| R72-00193 | SALMON RIVER, EAST FORK | BAKER, CHERYL KAY | 5.200 | 0.023 | | |
| R72-00193A | SALMON RIVER, EAST FORK | BAKER, D WAYNE | 2.184 | 0.023 | | |
| R72-00194 | SALMON RIVER, EAST FORK | BAKER, RICHARD DOUGLAS | 0.300 | 0.001 | | |
| R72-02142 | SALMON RIVER, EAST FORK | BAKER, MELODIE L | 0.320 | 0.020 | | |
| A72-02142 | SALMON RIVER, EAST FORK | BAKER, D WAYNE | 0.320 | 0.020 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|---------------------|---------------------|-----------|--------|
| A72-12277 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | 0.010 CFS | |
| A72-12277 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | 0.010 CFS | |
| A72-12278 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | 0.010 CFS | |
| A72-12278 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | 0.010 CFS | |
| R72-10084 | DOMESTIC | BAKER, MELODIE L | FROM 01-01 TO 12-31 | 0.040 CFS | |
| R72-10084 | STOCKWATER | BAKER, MELODIE L | FROM 01-01 TO 12-31 | 0.030 CFS | |
| A72-10084 | DOMESTIC | BAKER, MELODIE L | FROM 01-01 TO 12-31 | 0.040 CFS | |
| A72-10084 | STOCKWATER | BAKER, MELODIE L | FROM 01-01 TO 12-31 | 0.030 CFS | |

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

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 72-00190, -00194, -02142

*Licensed right # 02142
(E11 limits to 51 ac this right in ppu)*

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

N/A(☐) Y(☐) N(☒) *split*

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

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

N/A(☐) Y(☐) N(☒)

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

Y(☒) N(☐)

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

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: (☒) ORTHOPHOTOQUAD, IDWR NO. V24; () TOPOGRAPHIC QUAD, IDWR NO. _____;
(☒) NAPP, IDWR NO. V24 SE; () ASCS PHOTO; () OTHER _____

NOTES:

irrigated acres located & calculated using GIS
Arc view Program with 1988 Napp Aerial photography
and quarter/quarter overlays

RECOMMENDATIONS:

TOTAL ACRES: 61 N/A()

REVIEWED BY: [Signature] DATE: 11-20-98

A. AJ CLAIMED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A72-00193A IRRIGATION | FROM 04-01 TO 11-01 | 2.184 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 2.184 CFS | |

B. WR RECORDED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 72-00193 IRRIGATION | FROM TO | 5.200 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 5.200 CFS | |

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

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

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

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

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

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

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

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

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

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

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

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

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

NOTES:

no period of use in decree. Recommend current
IDWR Based 72 standard.
Decree awarded $1\frac{1}{2}$ " per acre.

AJ CLAIM TOTAL DIVERSION RATE: 2.184 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 5.200 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 60.7 x 0.02 CFS/ACRE = 1.21 CFS
(Taken from pou review)

1b. CALCULATIONS

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 232.5 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

*Decree awarded .03/ac
bubble analysis attached*

NOTES: Bubble analysis of soil indicates a
requirement above the claimed diversion
amount. Recommend diversion amount as claimed.
See attached bubble analysis.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

| REC.
PURPOSE OF USE | REC. PERIOD
FROM TO | | REC. DIV
RATE CFS | | REC. DIV
VOL. AF/A | | REC. CONS.
USE | |
|------------------------|------------------------|-------|----------------------|----------|-----------------------|----------|-------------------|----------|
| | | | DATABASE | EXAMINER | DATABASE | EXAMINER | DATABASE | EXAMINER |
| IRRIGATION | 04-01 | 11-01 | 2.184 | | | | 232.5 | |
| | 4-1 | 11-31 | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| TOTAL FOR THIS RIGHT | | | 2.184 | | | | 232.5 | |

NON-IRRIGATION USES CLAIMED: INCIDENTAL STOCKWATERING FOR 400 HEAD RANGE CATTLE 20 HORSES

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

REVIEWED BY:

DATE: 11-20-98

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

POU1 = KOL - 51 acres -
E 11 - 61 acres with 72-02142

EXPLANATORY CONDITIONS (CODE):

C#3

EXPLANATORY REMARKS (CODE):

FOL SW NE SW EF8
193B, 02095

FOS SW SW NE EF7
02095

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00193

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 5.200 EXAMINER _____ CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A72-00193A | 2.184 | R72-00193 | 5.200 | 72-00193 | 5.200 |
| - | A72-00193B | 3.016 | R72-00193A | 2.184 | - | - |
| - | - | - | R72-00193B | 3.016 | - | - |
| TOTAL CFS | | 5.200 | 10.400 | | | 5.200 |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE N FIELD EXAMINER Y(☒) N()

NOTES:

*See ownership change from claimants outlining
split of claim # 72 00193.*

AUTHENTICATION:

SIGNATURE: _____

DATE: 11-20-98

NAME OF FIELD EXAMINER: _____

TITLE: Water Resource Agent

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

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|--|--|--|
| ☒ ORTHOPHOTOQUAD | DATE OF PHOTO <u>7-24-74</u> IDWR ID NO. <u>V24</u> | Y(☒) N(☐) |
| ☐ TOPOGRAPHIC | DATE FIELD CHECKED _____ IDWR ID NO. _____ | Y(☐) N(☐) |
| ☒ NAPP | DATE OF PHOTO <u>9-18-88</u> IDWR ID NO. <u>V24 SE</u> | Y(☒) N(☐) |
| ☐ ASCS AERIAL PHOTO | DATE OF PHOTO _____ | Y(☐) N(☐) |
| ☐ ASCS COLOR SLIDE | DATE OF PHOTO _____ | Y(☐) N(☐) |
| ☐ BLM OR USFS AERIAL PHOTO | DATE OF PHOTO _____ | Y(☐) N(☐) |
| ☐ TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____ | Y(☐) N(☐) |
| ☒ SCS SOIL SURVEY MAP | DATE ISSUED <u>ARC VIEW GIS Program</u> | Y(☐) N(☒) |
| ☐ SUBDIVISION PLAT MAP | DATE OF MAP _____ | Y(☐) N(☐) |
| ☐ OTHER _____ | DATE _____ | Y(☐) N(☐) |
| ☐ OTHER _____ | DATE _____ | Y(☐) N(☐) |
| ☐ OTHER _____ | DATE _____ | Y(☐) N(☐) |

GIS FILE

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|---|---|--------------|---------------------|
| ☐ LICENSING FIELD EXAM | DATE OF FIELD EXAM _____ | _____ | _____ |
| ☐ WATER RIGHT LICENSE | DATE LICENSE SIGNED _____ | _____ | _____ |
| ☐ IDWR APPROVED TRANSFER | DATE TRANSFER APPROVED _____ | _____ | _____ |
| ☐ SYSTEM DESCRIPTION | DATE DRAWN _____ | _____ | _____ |
| ☐ PHOTOGRAPHS | DATE(S) PHOTOS TAKEN _____ | _____ | _____ |
| ☐ SPLIT RIGHT REVIEW | DATE REVIEW COMPLETED _____ | _____ | _____ |
| ☒ HUBBLE ANALYSIS | DATE ANALYSIS COMPLETED _____ | _____ | _____ |
| ☐ CONVEYANCE LOSS ANALYSIS | DATE ANALYSIS COMPLETED _____ | _____ | _____ |
| ☒ FLOW MEASUREMENT CALCULATIONS | DATE SYSTEM MEASURED _____ | _____ | _____ |
| ☐ OTHER <u>Decree</u> | DATE <u>1938</u> | _____ | <u>copy in file</u> |
| ☐ OTHER _____ | DATE _____ | _____ | _____ |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:07
01/13/96

PAGE: 17
QUICKLOOK INFORMATION

68
CLAIM NUMBER: A72-00193A

| WR ELEMENT | DATA
DISCREPANCY
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | ELEMENT
DOCUMENTED
WHOM/DATE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|----------------------------|---|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | FA | | | DA | DA | |
| POINT OF DIV | Y | | 8-17-93 | | | 11-17-98 | 11-20-98 | |
| SOURCE | | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES OF USE | | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| REMARKS | Y | | or | | | | | |

BARCODE UPDATED
WHOM/DATE

11/14/98 DA

| Basin | 72 | IRIGATION | DIV. RATE | IFAG # |
|---------------|----|----------------|-----------|--------|
| JO RANCH | | SALMON, E.F. | 6.37 | EF-2 |
| " | | " | 15.40 | EF-2 |
| BAKER WAYNE | | INDIAN CANY | 18.57 | EF-3 |
| ANDERSON | | SALMON, E.F. | 14.75 | EF-4 |
| BRADSHAW | | ROAD CR. | .90 | N/A |
| E.F. SUBD 1-7 | | " | 1.105 | N/A |
| E.F. SUBD | | SALMON, E.F. | 4.30 | EF-5 |
| CRESTO | | " | 3.12 | EF-6 |
| BAKER, D+B | | " | 14.70 | EF-7 |
| " | " | " | 4.06 | EF-8 |
| " | " | " | 2.88 | EF-9 |
| BENNETTS | | HEARD CR. | 2.12 | HC-3 |
| BAKER, D+B | | SALMON, E.F. | 4.42 | HC-2 |
| " | " | " | 2.67 | HC-1 |
| " | " | MCDONALD CR. | N/A | N/A |
| " | " | FOX CR. | N/A | N/A |
| " | " | SALMON, E.F. | 8.42 | EF-10 |
| " | " | " | 17.67 | EF-11 |
| " | " | " | 15.89 | EF-12 |
| * GUFFY | | PINE CR. #2 | .34 | N/A |
| " | | " #2 | 1.37 | N/A |
| PINE CR. SUBD | | SALMON, E.F. | 13.73 | EF-13 |
| BAKER, D+B | | " | 14.97 | EF-15 |
| " , EDDIE | | " | 12.99 | EF-16 |
| " | " | " | 6.26 | EF-17 |
| " | " | BIG BAUDER CR. | 4.34 | BB-1 |
| " | " | " | 3.62 | BB-2 |
| " | " | SALMON, E.F. | 1.34 | EF-18 |
| | | | | |
| | | | | |
| | | | | |

6.18

* BAKER, D+B BIG LAKE CR. 3.45

RECEIVED

AUG 21 1995

Department of Water Resources
Southern Region

MEASUREMENT

to said action or their successors, and the consent of all parties to this action as shown by the pleadings and stipulation of counsel in this action, is hereby modified and corrected as to the quantities of water and dates of priority of appropriation thereon, in the manner and to the extent as in paragraph seven herein set forth.

7. That the following named persons, parties to this suit, are entitled to the uninterrupted use of the flow of the waters of East Fork of the Salmon River and its tributary forks, branches, springs and streams, hereinafter named, upon the lands mentioned and described in the complaint, answer and cross-complaint and stipulations on file herein, and appurtenant to said lands as hereinafter specified, in the following amounts and from the following dates, to-wit:

That ROSA A. GOSSI and FRED GOSSI are the owners of Lots 1 and 2, Section 3, Township 9 North, Range 18, E. B. M.; NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25; E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 26; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34; SW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, all in Township 10 North, Range 18, E. B. M. and appurtenant to said land they are entitled to .4 cubic feet per second of time of the waters of Herd Creek with date of priority May 1, 1885; .2 cubic feet per second of time of the waters of McDonald Creek with date of priority May 1, 1885; .2 cubic feet per second of time of the waters of Fox Creek with date of priority May 1, 1885; 5.2 cubic feet per second of time of the waters of East Fork of the Salmon River with date of priority May 1, 1885; and .3 cubic feet per second of time of the waters of the East Fork of Salmon River with date of priority May 1, 1936, and with points of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 2; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3; all in Township 9 North, Range 18, E. B. M.; and NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, all in Township 10 North, Range 18, E. B. M.;

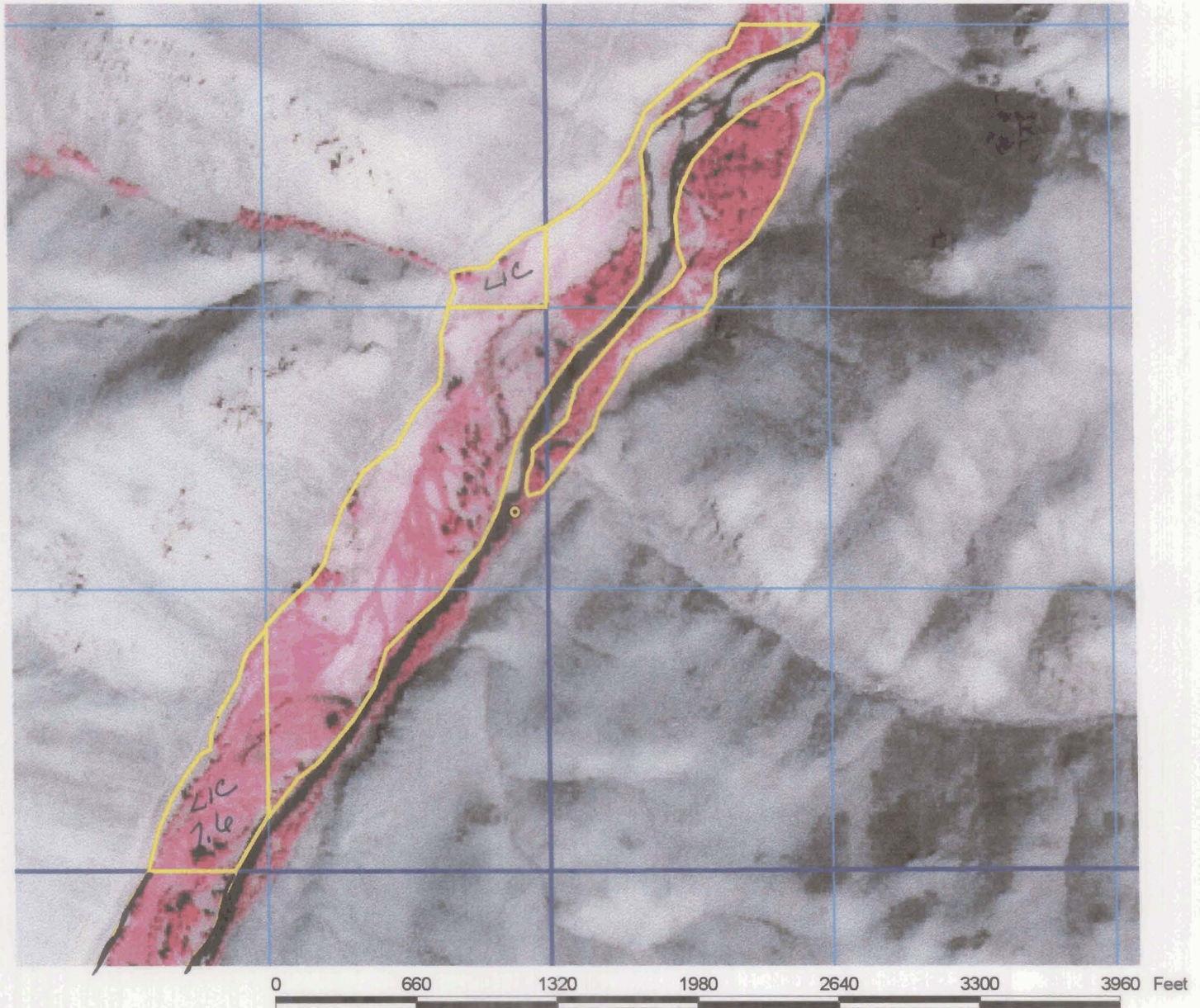
That HATTIE BAKER is the owner of SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 27, Township 9 North, Range 17, E. B. M., and appurtenant to said land, she is entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1915, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, Township 9 North, Range 17, E. B. M.

That MARCO YACOMELLA is the owner of Lots 1 and 2, Section 4, Township 9 North, Range 18, E. B. M., and Lots 5 and 6, Section 35, Township 10 North, Range 18, E. B. M.; and appurtenant to said land he is entitled to 1.2 cubic feet per second of time of the waters of the East Fork of the Salmon River with date of priority May 1, 1895 and he is also entitled to 1.2 cubic feet per second of time of the waters of said East Fork of the Salmon River with date of priority May 1, 1936, with point of diversion in Lot 3, Section 4, Township 9 North, Range 18, E. B. M.

3330
DECEE

RIGHTS 72-00193A

RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 25, 26
data entry on November 17, 1998



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



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

FILE NOTES

72-00193 (Dick & Betty Baker)

5.2 cfs

222 ac



00193A



00193B

2.184 cfs

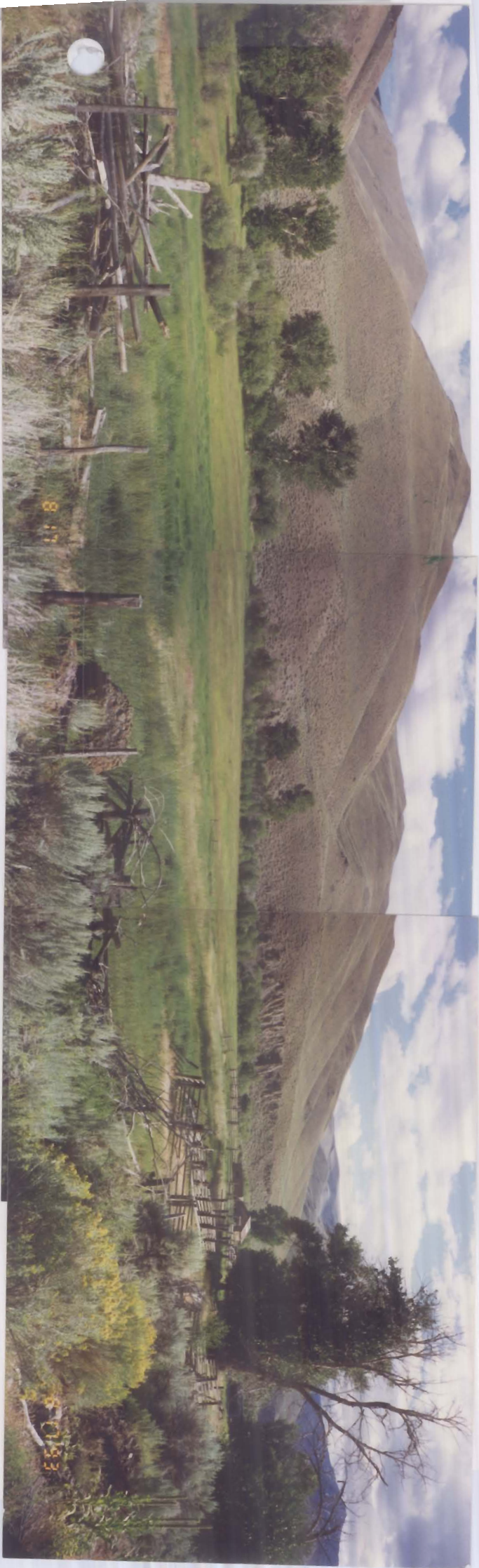
93 ac

(D. Wayne & Melodee Baker)

3.016 cfs

129 ac

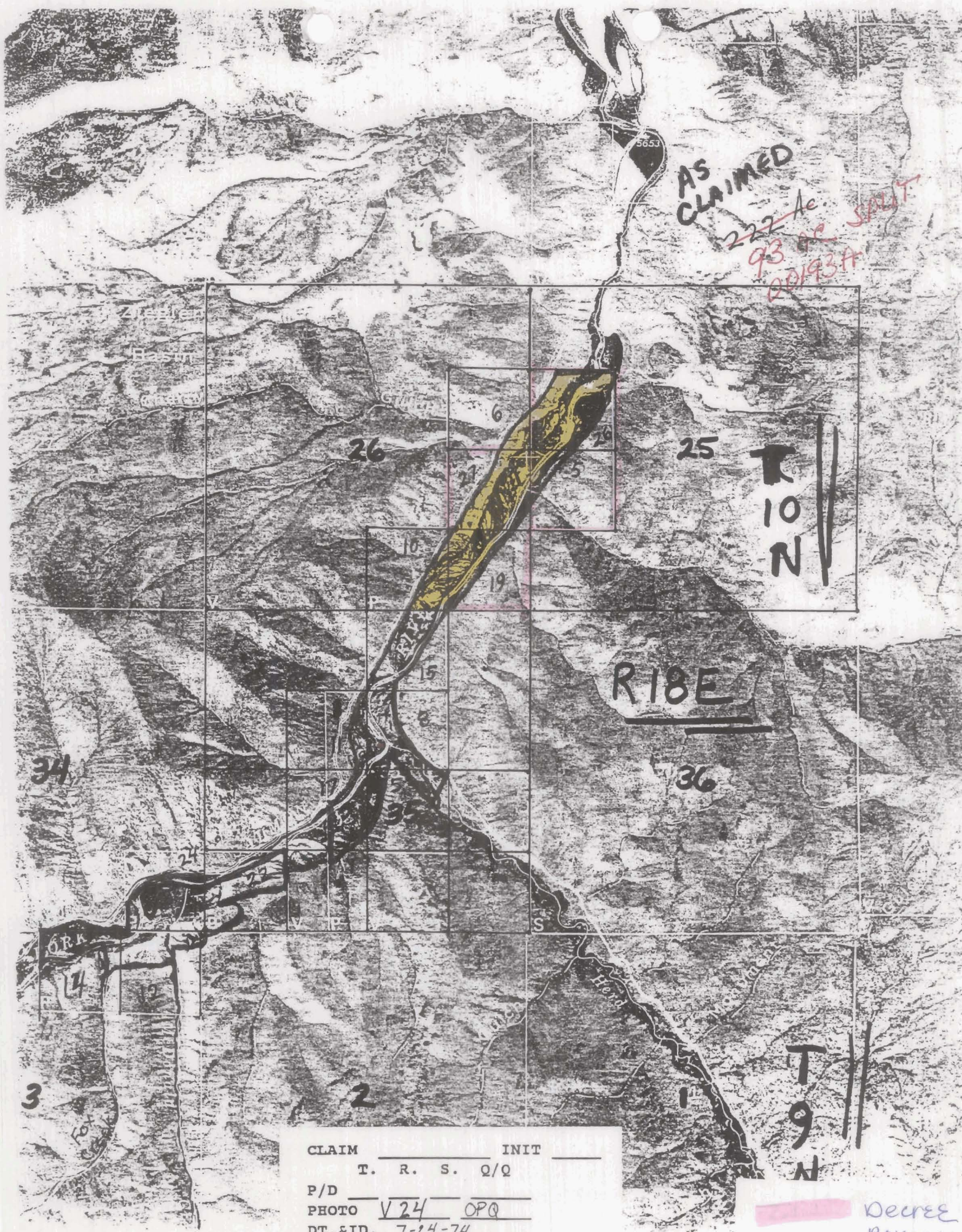
(Doug & Cheryl Baker)



30
 from N. of blue double-wide back towards the 10
 junction for, etc - run up over hill } 9
 foot of and this will id. over stream 8

BAKER

72-00193A



AS CLAIMED

222 Ac.
93 AC.
20193 ft

T
10
N

RIBE

T
9
N

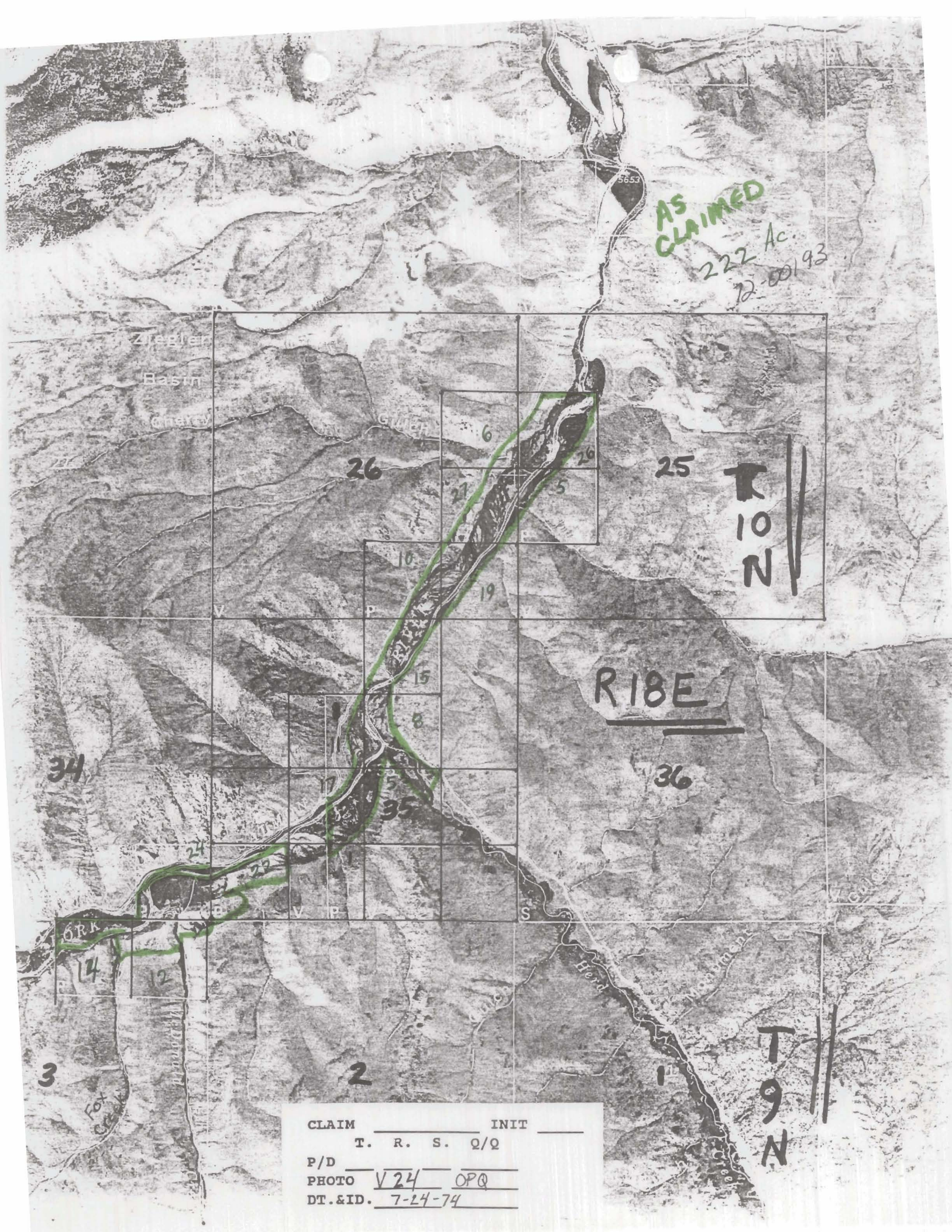
Decree
Boundary

| | |
|--------------|----------|
| CLAIM | INIT |
| T. R. S. Q/Q | |
| P/D | |
| PHOTO | V 24 OPO |
| DT. & ID. | 7-24-74 |

map

See OVERSIZED MAP
OF IRRIGATION USE
FILE # A72-00190

MAP INFO



AS CLAIMED
222 Ac.
12-00193

RIBE

T 10 N

T 9 N

CLAIM _____ INIT _____
T. R. S. Q/Q
P/D _____
PHOTO V 24 OPQ
DT.&ID. 7-24-74

23

Basin.

cherry

Gulch

EAST

40KK

REP. - Hall Creek
 M. Arnold
 5.20

Rights

72-240

0191

0192

0,93

0.94

* = Center of Tract where P/D given

⊙ = Assumed P/D Coded.

Train



Department of Water Resources
222 Shoshone Street E.
Twin Falls, ID 83301

Date April 29, 1992

Name Keith Kutchins
Fisheries Dept.
Address Shoshone Bannock Tribes
PO Box 306
No. of Fort Hall ID 83203

| Copies | Material | Cost |
|--------|-------------------------------------|---------|
| 87 | Copies of Claims: A72-00190 through | \$ |
| | A72-00194 @ .05 ea. | 4.35 |
| | | |
| | | |
| | | |
| | | |
| TOTAL | | \$ 4.35 |

Please find enclosed the form(s) and/or information you requested. The charge, if any, is indicated above.

If we may be of further assistance, please contact us.

Sincerely,

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

11/14/98 10:39:06
Page 1

Water Right Number - 72-00193

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
GOSSI

ROSA A.

1 -
2 -
3 -

City-
Phone -

State- Zip-

GOSSI

FRED

1 -
2 -
3 -

City-
Phone -

State- Zip-

+ - - Priority Date - - +
05/01/1885

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - - - Source - - - - - +
SALMON RIVER, EAST FORK

+ - - - - Tributary - - - - - +
SALMON RIVER

| + - - - - Point of Diversion - - - - - + | | | | | | | | | |
|--|-----|-----|-------|-----|------|--------|----------------|----------------|---------------|
| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
| 09N | 18E | 3 | NE NW | | (37) | CUSTER | | | |
| 10N | 18E | 35 | NW NE | | (37) | CUSTER | | | |
| | | | SW NE | | (37) | CUSTER | | | |
| | | | SE SW | | (37) | CUSTER | | | |

| + - - Code - - - - - + | | Description - - - - - + | | Period From - - - - - + | | Period To - - - - - + | | Diversion Rate - - - - - + | | Diversion Volume - - - - - + | |
|------------------------|--|-------------------------|--|-------------------------|--|-----------------------|--|----------------------------|--|------------------------------|--|
| 01 - IRRIGATION | | | | | | | | 5.200 | | | |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
5.200 0.0

| + - - - - Place of Use - - - - - + | | | | | | | | | |
|------------------------------------|-----|-----|-------|-----|-------|------|-------------|-------------|--|
| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County | |
| 09N | 18E | 3 | NE NE | 1 | | 01 | IRRIGATION | (37) CUSTER | |
| 09N | 18E | 3 | NW NE | 2 | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 25 | SW NW | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 25 | NW SW | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 26 | NE SE | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 26 | SE SE | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 34 | SE SE | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 35 | NW NE | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 35 | SW NE | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 35 | SW SW | | | 01 | IRRIGATION | (37) CUSTER | |
| 10N | 18E | 35 | NW SE | | | 01 | IRRIGATION | (37) CUSTER | |

+ - - Diversion Means -

WR BASE RIGHT

Water right number - 72-00193

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

| + | Remarks | + |
|---|-------------------|---|
| | No Remarks found. | |

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

```
No Old Water Right Numbers found.
```

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

+ - - - Decree Plaintiff + - - - Decree Defendant + - Decree Date - +

GOSSI, ET. AL. GIAMPEDRAGLIA, ET. AL. 02/14/1938

+-----+
No Comments Found

+ - - Audit Fields - 01/28/85 05/28/88 CONVERT

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

| | | | | | |
|-------------------|--------------|-----------------|--------------|--------------------|-----|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 01/28/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Presumption Flag | - | Name Connector | - | POU Ownership Flag | - |
| SRBA Decreed Flag | - | | | | |